

CITY OF ST. MATTHEWS, KENTUCKY
ORDINANCE 19-02, SERIES 2019
AN ORDINANCE RELATING TO THE PARTIAL STREET CLOSURE OF
THOMPSON AVENUE

WHEREAS, the City of St. Matthews has the authority pursuant to the Development Code and KRS 82.405 to close, in whole, or in part, a city street, such as a portion of Thompson Avenue; and

WHEREAS, the Louisville Metro Planning Commission has recommended in favor of said closure of a portion of Thompson Avenue in Case Number 18STREETS1020;

WHEREAS, all property owners in or abutting the public way or portion thereof being closed in Case Number 18STREETS1020, have given their written notarized consent to the closing and copies of the consent are in the Planning Commission record in the above cited case,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ST. MATTHEWS:

1. The City of St. Matthews does hereby elect to close that portion of Thompson Avenue which lies between the addresses of 3434 and 3500 Grandview Avenue within the City of St. Matthews, which road closure is more particularly described in the attached and incorporated Exhibit A. This decision is based on the Applicant's revised plat, heard by the City Council on the 12th day of March 2019, which reserves 20 feet of right of way to the City, straddling the centerline of Thompson Avenue. This decision to close said roadway has also been made after the St. Matthews Council made the following findings of fact:
 - (a) The City has identified all property owners in or abutting the public way or portion thereof to be closed.
 - (b) Notice of the proposed closing was given to all property owners in or abutting the public way or portion thereof being closed in Planning Commission Case Number 18STREETS1020.
 - (c) All property owners in or abutting the public way or a portion thereof being closed has given their written notarized consent to the closing. Copies of the consent are in the Planning Commission record for Case Number 18STREETS1020.
 - (d) The record and findings contained in Planning Commission Case Number 18STREETS1020, which record and findings are hereby adopted in full.

2. The decision to close the above described roadway has been made by the City of St. Matthews pursuant to the process in the Development Code and the statutory authority of KRS 82.405.
3. The City of St. Matthews has provided procedural and substantive due process in completing the procedure under the Development Code and under KRS 82.405.
4. This ordinance shall take effect upon its reading, passage and publication, in accordance with law.

First Reading: January 22, 2019
 Second Reading: March 12, 2019
 Passage and Approval: March 12, 2019

Richard J. Tonini
 Mayor Richard Tonini

ATTEST:

Susan Clark
 City Clerk Susan Clark

"Aye" Votes: Bowling

Flynn

Holland

Monohan

"Nay" Votes: _____

Clark

Nay

Olson