

CITY OF ST. MATTHEWS, KENTUCKY
ORDINANCE 19-09, SERIES 2019
AN ORDINANCE RELATING TO THE PARTIAL STREET CLOSURE OF UNBUILT
PORTION OF SPRINGWOOD LANE

WHEREAS, the City of St. Matthews has the authority pursuant to KRS 82.405 to close, in whole, or in part, a city street, such as a portion Springwood Lane located at 417 Springwood Lane which is unpaved at the rear of two residential lots; and

WHEREAS, the Louisville Metro Planning Commission has recommended in favor of said closure in Case No. 19STREETS1001;

WHEREAS, all property owners in or abutting the public way or portion thereof being closed 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:

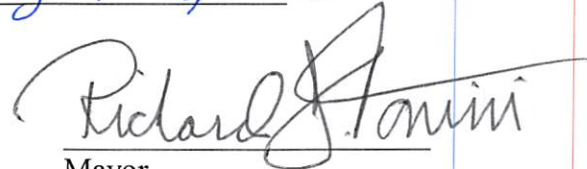
1. The City of St. Matthews does hereby elect to close a portion of Springwood Lane that is unbuilt at its terminus, which lies within the City of St. Matthews and is more particularly described in the attached and incorporated Exhibit A. This decision to close said roadways has been made after the St. 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; and
 - (b) Notice of the proposed closing was given to all property owners in or abutting the public way or portion thereof being closed, and
 - (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.
 - (d) Applicant has granted a 15 wide sewer and drainage easement through the closed roadway on its closure plat. However, as a condition of approval, Applicant has further agreed to increase the 15-foot easement to a 20 foot easement in favor of the City of St. Matthews and document that by virtue of filing a Deed of Easement with the County Clerk of Jefferson County, Kentucky.
2. The decision to close the above described roadway has been made by the City of St. Matthews pursuant to the statutory authority of KRS 82.405.

3. The City of St. Matthews has provided procedural and substantive due process in completing the procedure permitted under KRS 82.405.
4. The applicant shall complete at its sole cost the required filings at the County Clerk's office and with any other entity to complete this closure.
5. This ordinance shall take effect upon its reading, passage and publication, in accordance with law.

First Reading: July 9, 2019

Second Reading: August 13, 2019

Passage and Approval: August 13, 2019



Mayor

ATTEST:


City Clerk

"Aye" Votes: Clark,
Holland, Weiter, Monohan,
Bowling, Nay,
Olson

"Nay" Votes: None

