

CITY OF ST. MATTHEWS, KENTUCKY
ORDINANCE 20-02, SERIES 2020
AN ORDINANCE RELATING TO CLOSURE OF AN UNNAMED ALLEY
LOCATED AT 4106 HYCLIFFE 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 the unnamed alley located at 4106 Hycliffe Ave.; and

WHEREAS, the Louisville Metro Planning Commission has recommended in favor of said closure of a portion of the unnamed alley located at 4106 Hycliffe Ave. in Case Numbers 19STREETS1005 and 19-STRCLOSURE-0001;

WHEREAS, all property owners in or abutting the public way or portion thereof being closed in Case Numbers 19STREETS1005 and 19-STRCLOSURE-0001, 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:

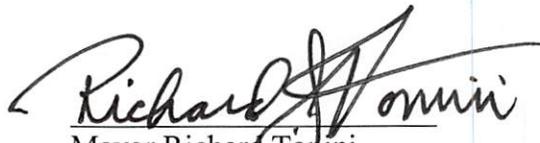
1. The City of St. Matthews does hereby elect to close that portion of the unnamed alley located at 4106 Hycliffe Avenue which lies south of Hycliffe Avenue and west of Browns Lane, which road closure is more particularly described in the attached and incorporated Exhibit A. This decision is based on the Planning Commission's approval of the closing recorded in their minutes from August 29th, 2019, which closes a section of unnamed alley approximately 94 feet long and 18 feet wide, located next to 4106 Hycliffe Ave. 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 Numbers 19STREETS1005 and 19-STRCLOSURE-0001.
 - (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 19STREETS1005 and 19-STRCLOSURE-0001.

- (d) The record and findings contained in Planning Commission Case Numbers 19STREETS1005 and 19-STRCLOSURE-0001, 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: Jan 14, 2020

Second Reading: Jan 28, 2020

Passage and Approval: Jan. 28, 2020


 Mayor Richard Tonini

ATTEST:


 City Clerk Susan Clark

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

"Nay" Votes: None