

RESOLUTION NO. 175 -2015

A RESOLUTION PURSUANT TO KRS 381.755, KRS 67A.060, AND 901 KAR 5:090 AUTHORIZING THE REMOVAL AND RELOCATION OF GRAVES IN AN ABANDONED CEMETERY LOCATED UPON PROPERTY CONSISTING OF 48.68 ACRES LOCATED AT 4100 NICHOLASVILLE ROAD, LEXINGTON, KENTUCKY, OWNED BY FRITZ FARMS, LLC.

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WHEREAS a certain 48.68-acre tract of land located within the confines of Fayette County, Kentucky, and further described herein, may contain graves which have been abandoned; and

WHEREAS, Fritz Farms, LLC as current owner of the property, has requested, pursuant to KRS 381.755(1) and KRS 67A.060, that the Lexington-Fayette Urban County Council issue a resolution authorizing removal and relocation of the subject graves, if any; and

WHEREAS, the abandoned graves shall be relocated at a suitable place at the expense of the property owners as provided by KRS 381.755(4) and pursuant to the procedures set forth by Kentucky Administrative Regulations, 901 KAR 5:090, Section 3.

NOW, THEREFORE, BE IT RESOLVED BY THE LEXINGTON-FAYETTE URBAN COUNTY COUNCIL:

Section 1 - That, pursuant to KRS 381.755 and KRS 67A.060, the Lexington-Fayette Urban County Council hereby orders that graves located on the 48.68-acre tract of land may be removed and relocated at any time after the expiration of sixty (60) days after the first publication of notice of such intended action, the 48.68-acre tracts of land being more particularly described at Exhibit "A", a copy of which is attached hereto and incorporated by reference herein.

Section 2 - That this Resolution shall become effective on the date of its passage.

PASSED BY URBAN COUNTY COUNCIL: April 16, 2015

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MAYOR



ATTEST:

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CLERK OF URBAN COUNTY COUNCIL

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FRITZ FARMS, LLC - PROPERTY DESCRIPTION

Beginning at a point at the centerline intersection of Nicholasville Road (US 27) and Man O' War Blvd.; thence with said centerline of Nicholasville Road (US 27) N 17 deg. 22 min. 02 sec. E, 1,375.12 feet to a point; thence leaving said centerline of Nicholasville Road (US 27), S 72 deg. 48 min. 27 sec. E, 75.00 feet to a point in the east right of way line of said Nicholasville Road (US 27); thence with the property lines of the subject property for the following three calls, S 72 deg. 48 min. 27 sec. E, 1217.83 feet to a point, S 09 deg. 21 min. 54 sec. W, 1,229.79 feet to a point, and S 67 deg. 14 min. 00 sec. E, 764.25 to a point in the west right of way line of Habersham Drive; thence leaving the said west right of way line of Habersham Drive, S 67 deg. 14 min. 00 sec. E, 30.03 feet to a point in the centerline of Habersham Drive; thence with the said centerline of Habersham Drive the following two calls, S 25 deg. 11 min. 39 sec. W, a distance of 98.43 feet to a point, and S 26 deg. 40 min. 06 sec. W, a distance of 327.34 feet to a point in the centerline of Man O' War Blvd.; thence with the said centerline of Man O' War Blvd., N 63 deg. 57 min. 16 sec. W, a distance of 2,213.82 feet to the Point of Beginning and containing 54.74 acres (Gross Area) and a Net Area of 49.17 acres.