

AN ORDINANCE CLOSING KING STREET; DETERMINING THAT THE PROPERTY OWNER ABUTTING KING STREET HAS BEEN IDENTIFIED, PROVIDED WITH WRITTEN NOTICE OF THE PROPOSED CLOSING, AND CONSENTED THERETO IN WRITING; AND AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A QUITCLAIM DEED TRANSFERRING THE FORMER RIGHT-OF-WAY TO THE ABUTTING OWNER, SUBJECT TO THE RESERVATION OF EASEMENTS AND RESTRICTIONS.

WHEREAS, the Urban County Government has the exclusive authority, pursuant to Chapter 67A and Section 82.405 of the Kentucky Revised Statutes, to close a public way or any part thereof within its jurisdiction; and

WHEREAS, the Urban County Government Divisions of Police, Fire & Emergency Services, Waste Management, Water Quality, Streets & Roads, Engineering, Traffic Engineering, and Planning, and affected public utilities, have reviewed the proposed closing of King Street; and

WHEREAS, Thistle Holdings, LLC, is the owner of the properties abutting King Street, which is proposed for closing; and

WHEREAS, Thistle Holdings, LLC, has received written notice of the proposed closing and has given written, notarized consent to the proposed closing;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That, pursuant to KRS 82.405(2), this Council finds that the above identified property owner is the owner of all properties abutting King Street, which is proposed for closing, and said owner has been provided written notice of the proposed closing and has given its written, notarized consent to the closing, a copy of which consent is attached hereto as Exhibit A and incorporated herein by reference.

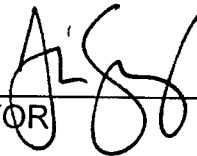
Section 2 – That pursuant to the powers granted to the Lexington-Fayette Urban County Government under Chapter 67A and Section 82.405 of the Kentucky Revised Statutes, King Street, which is shown on the attached Exhibit B, be and hereby is closed as a public way of the Lexington-Fayette Urban County Government.

Section 3 – That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute a quitclaim deed and/or a consolidation plat transferring the former right-of-way to Thistle Holdings, LLC, the

abutting owner, subject to the reservation of easements for access and maintenance of existing utility facilities.

Section 4 – That this Ordinance shall become effective on the date of its passage and shall be recorded in the Office of the Fayette County Clerk pursuant to KRS 82.405(2).

PASSED URBAN COUNTY COUNCIL: July 7, 2015


MAYOR

ATTEST:


CLERK OF URBAN COUNTY COUNCIL

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NEWTOWN PIKE (KY 922)

322-330

POB S 31°23'11" E 20.45'

S 33°59'04" W 4.12'

S 44°04'06" E 21.53'

R/W AREA
5,600 SQ. FT.
0.13 ACRES

308-310

S 48°09'24" W 1.50'

L=45.90'

R=28.00'

Δ=93°55'31"

C LEN=40.93'

BRG=S 88°46'45" W

PROPERTY OWNER:
THISTLE HOLDINGS, LLC
135 E. MAXWELL ST., STE 302
LEXINGTON, KY 40508

WEST KING STREET

S 41°29'10" E 163.02'

N 47°38'57" W 132.81'

26.75'
S 62°08'10" W

L & N RAILROAD CO.
(60' R/W)

0' 30' 60' 90'



SCALE: 1" = 30'

WEST KING STREET
RIGHT OF WAY CLOSURE
EXHIBIT

