

ORDINANCE NO. 2015-03

AN ORDINANCE CLOSING/ABANDONING A PORTION OF AN UNNAMED PASSWAY BETWEEN BURKLAND BLVD. AND A TRACT OF REAL ESTATE AS A PUBLIC WAY IN THE CITY OF HEBRON ESTATES.

WHEREAS, the City of Hebron Estates may have become responsible to maintain a portion of a public way which is unnamed running between Burkland Blvd. and a tract of real estate, and

WHEREAS, the public way is no longer needed as a portion of the municipal roadway system requiring it to be municipally maintained, and

WHEREAS, KRS 82.405 specifies the procedure which must be complied with to legally close/abandon this portion of an unnamed public passway running between Burkland Blvd. and a tract of real estate, now, therefore,

The City Council of the City of Hebron Estates, Bullitt County, Kentucky, does hereby ordain as follows:

SECTION ONE: LEGISLATIVE FINDINGS OF FACT.

- a) The property owners in or abutting this portion of an unnamed public passway running between Burkland Blvd. and a tract of real estate, are:
 - i) PBI Bank
Deed Book 753 Page 455
 - ii) Arnold W. Fraley and Mildred Fraley
Deed Book 285 Page 568
 - iii) City of Hebron Estates
Deed Book 445 Page 469
- b) Written notice was given to each of the owners of record, in or abutting the portion of an unnamed passway running between Burkland Blvd. and a tract of real estate, to be closed/abandoned by mail on July 8, 2015.
- c) All property owners in or abutting the portion of an unnamed passway running between Burkland Blvd. and a tract of real estate to be closed/abandoned have failed to object to this closure/abandonment.

SECTION TWO: Description.

The portion of an unnamed passway running between Burkland Blvd. and a tract of real estate, to be closed/abandoned by the City of Hebron Estates is described as follows:

Beginning at an iron pin, said pin being located in the southwest corner of Lot 84 Burkland Gardens Subdivision § 3-A (Plat Cabinet 1 Slide 596) in the north right of way of Burkland Blvd., thence with the north right of way of Burkland Blvd. N 88° 06' 16" W 25.00' to a point, thence N 01° 53' 44" E 150.00' to a point, thence S 88° 06' 16" E 25.00' to a point in the northwest corner of Lot 84 Burkland Gardens Subdivision § 3-A (Plat Cabinet 1 Slide 596), thence with the west property line of Lot 84 Burkland Gardens Subdivision § 3-A (Plat Cabinet 1 Slide 596) S 01° 53' 44" W 150.00' to the point of beginning.

SECTION THREE: This Ordinance shall be published according to law and a certified copy shall be filed with the office of the Bullitt County Court Clerk.

SECTION FOUR: This Ordinance is enacted pursuant to KRS 82.405 et seq.

SECTION FIVE: Any ordinances or part of ordinances in conflict with this Ordinance or any part of this Ordinance are hereby repealed.

SECTION SIX: Should any section, clause, line, paragraph, or part of this Ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance.

Given first reading at a regular meeting of the City Council of the City of Hebron Estates, Bullitt County, Kentucky, on the 7th day of July, 2015. Given second reading, voted upon, and passed at a regular meeting of the City Council of the City of Hebron Estates, Bullitt County, Kentucky, on the 4th day of August, 2015.

Votes for 4; Votes against 0; Not Voting 0.



JERRY CLARK, MAYOR

ATTEST:



JENNIFER PICHEO, CITY CLERK