

CITY OF LA GRANGE, KENTUCKY ORDINANCE NO. 12, SERIES 2022

AN ORDINANCE CLOSING OF A PORTION OF THIRD AVENUE
PURSUANT TO KRS 82.405

WHEREAS, the City of La Grange has determined that a portion of Third Avenue south of the railroad right-of-way to Washington Avenue, having now been incorporated into the Springs Park, are no longer in use or needed for public thoroughfare, and should be closed as part of the City road system, provided that all public utilities, rights of way, and easements of record or apparent shall continue and remain in full force and effect; and

WHEREAS, all property owners abutting the aforesaid section of Third Avenue being closed, namely the City of La Grange and the Rawlings Foundation, were identified and given written notice of the City's intent to close the road, and have given their notarized consent to the closing; and

WHEREAS, the City of La Grange and the Rawlings Foundation, recognizing a minor encroachment of right of way for Washington Avenue by the Rawlings parking lot, have agreed to the mutual relinquishment, conveyance and exchange of real property interests for purposes of economic development and public relating to the conveyance of certain right of way determined to be surplus in accordance with KRS 82.803 in exchange for relinquishment certain real property acquired by operation of law in accordance with KRS 82.405

Now THEREFORE, BE IT HEREBY ENACTED AND ORDAINED BY THE CITY OF LA GRANGE, KENTUCKY THAT:

A portion of Third Avenue south of the railroad tracks to Washington Avenue, shall be and hereby is closed as a public road of the City of La Grange, as shown on the plat attached hereto and described more particularly in the legal description incorporated herein by reference; provided, however, there shall be excepted from said closing all public utilities, rights of way, and easements of public record or apparent, which shall continue to run with the land and further provided that any party acquiring any part of the road by closure shall release and transfer such area into the City as a condition precedent to effectiveness of this ordinance.

This Ordinance shall become effective upon its passage by the City Council, approval by the Mayor, and publication pursuant to KRS 424.120.

First Reading: September 6, 2022

Second Reading: October 3, 2022

VOTE:

For: 6

Against: 1

Abstain: 0

Present: 7

APPROVED this 3rd day of October 2022.

ATTEST:

Stephanie Cooper, City Clerk

John W. Black, Mayor

0.221 ACRES

