

**CITY OF GEORGETOWN**  
**ORDINANCE NO. 2018-011**

AN ORDINANCE CLOSING A PORTION OF THE PUBLIC RIGHT OF WAY KNOWN AS BELL AVENUE

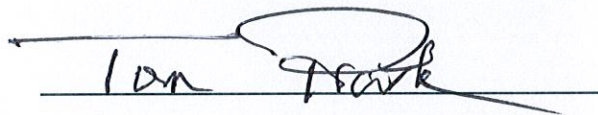
**SUMMARY**

Pursuant to KRS 82.405, makes findings of fact; closes a portion of the right of way known as Bell Avenue between Walnut St. and Chestnut St.; authorizes a quitclaim deed to the abutting property owners; and provides for an effective date upon passage and publication.

PUBLICLY INTRODUCED AND READ FIRST TIME:      April 23, 2018

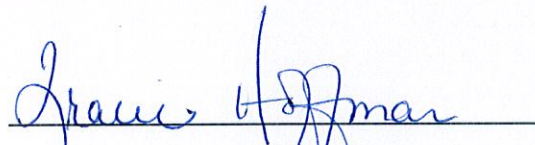
PUBLICLY READ SECOND TIME AND PASSED:      May 14, 2018

APPROVED:



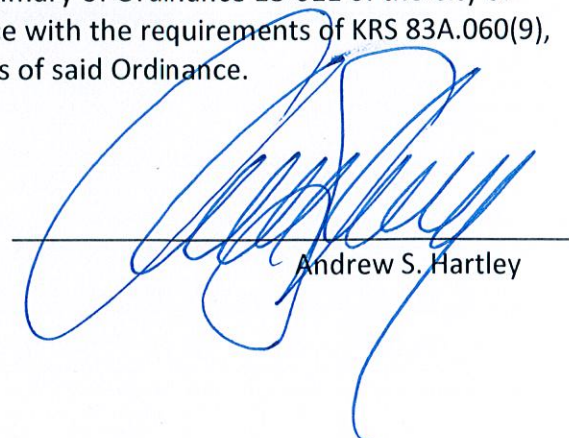
Tom Prather, Mayor

ATTEST:



Tracie Hoffman, City Clerk

I, Andrew S. Hartley, hereby certify I am an Attorney licensed to practice law in the Commonwealth of Kentucky. My office is located at 100 North Court Street, Georgetown, Kentucky 40324. I further certify the foregoing Summary of Ordinance 18-011 of the City of Georgetown, Kentucky, was prepared in accordance with the requirements of KRS 83A.060(9), and is a true and accurate summary of the contents of said Ordinance.

  
\_\_\_\_\_  
Andrew S. Hartley

CITY OF GEORGETOWN  
ORDINANCE NO. 18 - 011

AN ORDINANCE CLOSING A RIGHT OF WAY BETWEEN WALNUT STREET AND CHESTNUT STREET  
IN THE CITY OF GEORGETOWN, KENTUCKY.

Sponsor: Council Member Marvin Thompson

WHEREAS, the property owners abutting a certain public right of way known as Bell Avenue have requested that the right of way be closed and returned to private ownership; and

WHEREAS, Bell Avenue was intended to run mid-block between Maple, Walnut, Chestnut and Oak Streets, but was never constructed and/or has been allowed to return to completely private use for many decades; and

WHEREAS, the council now desires to close that portion of Bell Avenue between Walnut and Chestnut Streets;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GEORGETOWN, KENTUCKY:

**SECTION ONE**

The Georgetown City Council hereby makes the following findings of fact, pursuant to KRS 82.405(2): that the persons identified in Exhibit A hereto are the only owners of property abutting the right of way to be closed, known as Bell Avenue; that they were provided with written notice of the proposed road closing; and that said owners have given written, notarized consent to the right of way closing, copies of which are attached hereto and incorporated herein as Exhibit B.

**SECTION TWO**

Pursuant to KRS 82.405, the right of way approximately 30 feet wide and extending mid-block approximately 371 feet between Walnut Street and Chestnut Street, being a portion of the area denoted as Bell Avenue in Plat of Paynes Addition to Georgetown, KY of record in Deed Book 26, Page 301, Scott County Clerk's Office, which is attached hereto and incorporated herein by reference as Exhibit C, is hereby closed as a public way.

**SECTION THREE**

The Mayor is authorized to execute quitclaim deeds of the right of way property to the abutting property owners.

**SECTION FOUR**

If any section, subsection, sentence, clause, or phrase of this Ordinance is held unconstitutional or otherwise invalid, such infirmity shall not affect the validity of the remaining portions of this Ordinance.

**SECTION FIVE**

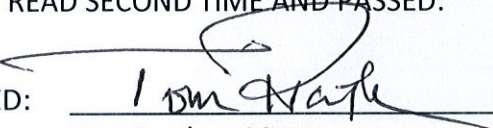
All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

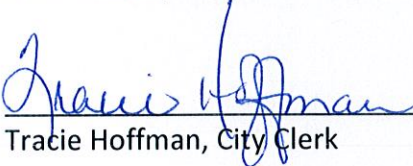
**SECTION SIX**

This Ordinance shall be in full force and effect upon passage and publication.

PUBLICLY INTRODUCED AND READ FIRST TIME: April 23, 2018

PUBLICLY READ SECOND TIME AND PASSED: May 23, 2018

APPROVED:   
Tom Prather, Mayor

ATTEST:   
Tracie Hoffman, City Clerk