

**RESOLUTION NO. \_\_\_\_\_, SERIES 2023**

**A RESOLUTION DETERMINING A PORTION OF CERTAIN PROPERTY AT 10122 WHIPPS MILL ROAD (PARCEL ID NO. 014300450024) AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.**

**SPONSORED BY: COUNCIL PRESIDENT MARKUS WINKLER**

**WHEREAS**, according to KRS Chapter 67C.101, Metro Government may sell any real property belonging to Metro Government; and

**WHEREAS**, Section 1(A) of Executive Order No. 2, Series 2011 of the Mayor, which adopts Section 2(C) of Executive Order No. 3, Series 2007, provides that the Louisville/Jefferson County Metro Government (“Metro Government”) may sell and convey surplus real estate upon declaration by the Legislative Council of Metro Government (“the Council”) that such property is no longer needed for the governmental purposes of Metro Government; and

**WHEREAS**, Metro Government owns property located at 10122 Whipps Mill Road (Parcel ID No. 014300450024), as more particularly described in Exhibit A (the “Property”); and

**WHEREAS**, the adjoining property owners, Gregory Anastas and Amy Mudd, wish to purchase a portion of the Property that is not needed for the governmental purposes of Metro Government; and

**WHEREAS**, Louisville Metro Planning Commission has approved a minor subdivision of the lot formerly commonly known as 10122 Whipps Mill Road; and

**WHEREAS**, the Property proposed to be conveyed is 2,362.88 square feet (0.054 acres) and is labeled “Area to be conveyed” in Exhibit B; and

**WHEREAS**, the parties have negotiated a sales price of \$2,500.00 in consideration

as fair value of the land proposed to be conveyed because it is only usable as a side yard for the real property located at 10124 Whipps Mill Road; and

**WHEREAS**, the Interim Director of Louisville/Jefferson County Metro Government Public Works & Assets has declared and certified to the Council that the Property is surplus to the needs of the Louisville Metro, a copy of which certification is attached as Exhibit C; and

**WHEREAS**, Metro Government has never dedicated by virtue of use, deed, ordinance or any other manner the Property to a public or governmental purpose.

**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“COUNCIL”) AS FOLLOWS:**

**SECTION I:** The Council hereby declares the real property shown as “Area to be conveyed” on Exhibit B hereto as “SURPLUS” and determines that it is not needed to carry out the governmental functions of Metro Government.

**SECTION II:** The Mayor is hereby authorized to transfer the Property in the manner provided according to Section 2 of Executive Order No. 3, Series 2007 to Gregory Anastas and Amy Mudd for \$2,500.00, without further action by the Council.

**SECTION III:** This Resolution shall take effect upon its passage and approval or otherwise becoming law.

\_\_\_\_\_  
Sonya Harward  
Metro Council Clerk

\_\_\_\_\_  
Markus Winkler  
President of the Council

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Craig Greenberg  
Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_

R-026-23 Surplus Resolution for a portion of 10122 Whipps Mill Road (Parcel ID No. 014300450024) (aps)