

ORDINANCE NO. 126, SERIES 2022

**AN ORDINANCE OF THE LOUISVILLE METRO COUNCIL TO APPROVE THE ANNEXATION BY THE CITY OF ST. MATTHEWS OF THE TWINBROOK SUBDIVISION.**

**SPONSORED BY: COUNCIL MEMBER PAULA MCCRANEY**

**WHEREAS**, on July 26 19, 2022 the City Council of the City of St. Matthews, Kentucky voted in favor of an ordinance to annex the Twinbrook Subdivision as identified by the Jefferson County Clerk as Lots 1 through 12 in Plat Book 10, page 76; and

**WHEREAS**, the Twinbrook Subdivision consists of 12 R-4 zoned single-family lots located on Hillside Lane and Twinbrook Drive; and

**WHEREAS**, the City Council of the City of St. Matthews stated in its Ordinance No. 4, Series 2022 that it received consent in favor of the annexation from all but one of the owners in the area to be annexed (a copy of the consent forms is attached hereto); and

**WHEREAS**, the City of St. Matthews believes it is in a position to provide municipal services to the area proposed for annexation; and

**WHEREAS**, the City of St. Matthews was required to hold a public meeting regarding the proposed annexation because it does not have 100% consent of affected property owners and held such meeting on July 26, 2022; and

**WHEREAS**, the City of St. Matthews filed a request on July 27, 2022 with the Office of the Metro Council Clerk requesting that the Louisville Metro Council approve the annexation of the property described above (a copy of which is attached hereto); and

**WHEREAS**, KRS 67C.111(3) requires the City of St. Matthews obtain approval of the annexation from Louisville Metro Council prior to the City of St. Matthews proceeding with the annexation requirements under KRS Chapter 81A; and

**WHEREAS**, various municipal agencies were provided the opportunity to review and comment upon the City of St. Matthews' request for approval of its annexation of the Twinbrook subdivision; and

**WHEREAS**, Louisville and Jefferson County Metropolitan Sewer District ("MSD") provided a responsive comment asserting its duties and rights to continue provision of drainage services to the properties within Twinbrook and charge fees in exchange therefore and its rights to continued ownership and operation of its assets located in the subject area, which duties and rights MSD asserts are recognized and protected by common law, statutory law, and public policy; and

**WHEREAS**, Louisville Metro does not intend for the approval of the annexation request of Twinbrook by St. Matthews to affect, impair, impede, waive, or otherwise alter MSD's asserted rights or resolve any potential dispute between or among the owners of Twinbrook properties, MSD and the City of St. Matthews; and

**WHEREAS**, KRS 67C.111(3) gives Louisville Metro Council the authority to approve or deny annexation requests "by ordinance and within sixty (60) days of the receipt of the request" and if Louisville Metro Council does not act within "sixty (60) days, the request for a city to proceed with an annexation proposal shall be deemed to be approved"; and

**WHEREAS**, for the reasons stated above Louisville Metro Council wishes to proceed with approval of the City of St. Matthews' annexation ordinance to become effective upon passage and approval.

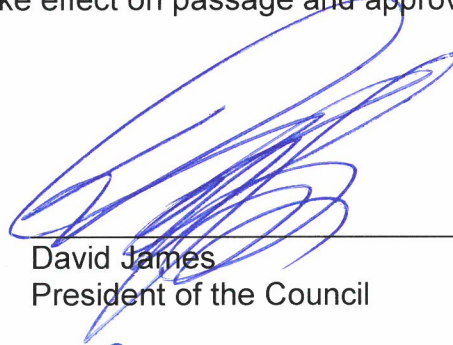
**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO COUNCIL") AS FOLLOWS:**

**SECTION I:** Metro Council hereby approves the annexation of the property known as the Twinbrook Subdivision proposed by the City of St. Matthews in its Ordinance No. 4, Series 2022, on July 26 19, 2022 (attached hereto) pursuant to its authority under KRS 67C.111(3).

**SECTION II:** This ordinance shall take effect on passage and approval.



Sonya Harward  
Metro Council Clerk



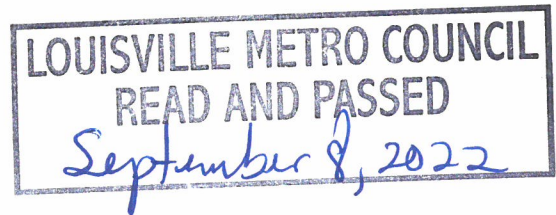
David James  
President of the Council

*September 8, 2022*

Approval Date

**APPROVED AS TO FORM AND LEGALITY:**  
Michael J. O'Connell  
Jefferson County Attorney

By: *Juanita J. Fechter*



LAW OFFICES OF  
**SINGLER & RITSERT**

209 OLD HARRODS CREEK ROAD

SUITE 100

LOUISVILLE, KENTUCKY 40223

(502) 245-0825

FAX (502) 245-0827

JOHN P. SINGLER  
CARRIE D. RITSERT

Singlerj@bellsouth.net  
Ritsertc@bellsouth.net

7/27/22

Louisville Metro Council Clerk  
601 West Jefferson Street  
Louisville, KY 40202

RE: City of St. Matthews, Twinbrook Annexation

Dear Clerk:

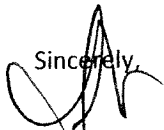
I represent the City of St. Matthews, which was approached by homeowners in the Twinbrook subdivision who would like to be annexed into the City of St. Matthews. The residents collected signed consent to annexation forms from 11 of the 12 residents. I have attached those consent forms and the City of St. Matthews intent to annex ordinance.

Please take this as the City of St. Matthews official request under KRS 67C.111(3) for authorization to proceed to annex. I know the state law requiring Louisville Metro approval was changed recently, but that change does not take effect until 2024 and these residents do not want to wait that long.

I have attached exhibits showing exactly where these twelve homes are and the public hearing notice that went to each. The public hearing was held at the City of St. Matthews meeting 7/26/22. Finally, I am copying the Metro Council member for this district with the same documents and information.

Please let me know when this will come up for discussion and decision so that I can attend.  
Thank you.

Sincerely,



John Singler

Cc: Paula McCraney  
Metro Council District 7  
601 West Jefferson Street  
Louisville, KY 40202

LAW OFFICES OF  
**SINGLER & RITSERT**  
209 OLD HARRODS CREEK ROAD  
SUITE 100  
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(502) 245-0825  
FAX (502) 245-0827

JOHN P. SINGLER  
CARRIE D. RITSERT

Singlerj@bellsouth.net  
Ritsertc@bellsouth.net

PUBLIC HEARING NOTICE

The City Council of the City of St. Matthews will hold a public hearing to collect public comments concerning a proposed ordinance to annex into the city 12 homes in the Twinbrook subdivision. The city received a request from this area to be annexed. You are receiving this notice because your home is in the area to be annexed.

The public hearing will be held on Tuesday July 26<sup>th</sup>, at the hour of 7:00 p.m., at the St. Matthews City Hall located at 3940 Grandview Avenue. The public is encouraged to attend and voice their opinions. A copy of the intent to annex ordinance is attached, which had a first reading at the City Council meeting on July 12<sup>th</sup>, 2022. Second reading and possible passage are scheduled to occur at the City Council meeting on July 26<sup>th</sup>, 2022, after the public hearing.

If the 12 homes are annexed into the City of St. Matthews, they will be subject to the city's real property tax, which is \$.20 per \$100 of assessed valuation. However, the City of St. Matthews will provide garbage collection, police services through the City of St. Matthews Police Department and road maintenance, including snow removal.

Additional information about the City of St. Matthews and its services can be obtained on the city's website, [www.stmatthewsky.gov](http://www.stmatthewsky.gov) or by calling the city at 502-895-9444.

CITY OF ST. MATTHEWS  
ORDINANCE NO. 22-04  
AN ORDINANCE STATING THE INTENTION OF THE CITY  
OF ST. MATTHEWS TO ANNEX THE TWINBROOK SUBDIVISION

WHEREAS, the City of St. Matthews hereby finds that it serves the public interest of the citizens of the City of St. Matthews to annex the area known as Twinbrook Subdivision, because all but one of the 12 landowners living there have signed consents asking to be annexed so they can get city services,

AND WHEREAS, annexing this residential area would be a natural extension of city services such as garbage collection and road maintenance, to area residents who need them and the tax burden in providing such services will not be burdensome to the residents to be annexed,

AND WHEREAS, pursuant to KRS 81A.420 and KRS 67C.111, St. Matthews is both stating its intention to so annex and asking the permission of Louisville Metro's to annex,

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ST. MATTHEWS, KENTUCKY,

1. It is hereby found, determined, and declared that:
  - (a) The area to be annexed is contiguous to the current boundaries of the City of St. Matthews.
  - (b) The area to be annexed is urban in character and completely residential and the City of St. Matthews can provide the area needed city services including, garbage collection, road maintenance, snow removal and street lighting.
  - (c) All but one of the 12 owners in the area to be annexed have signed a consent form asking the city to annex their home.
  - (d) The annexation is a normal extension of residential city services by the City of St. Matthews, which the city finds is in keeping with the City's mission.
  - (e) The area to be annexed is subject to the KRS 67C.111; which requires the approval of Metro Louisville, prior to the initiation of this Annexation.
  - (f) The City of St. Matthews has notified each resident proposed to be annexed via first class mail of the public hearing on this proposal, with a copy of this ordinance and information concerning the tax burden to be imposed and services to be provided.
  
2. It is the intention of the City of St. Matthews to annex the 12 homes located on Hillside Lane and Twinbrook Road, which territory is more particularly described in the Record Subdivision Plat filed with the county clerk of Jefferson County, Kentucky:
  - a. Lots 1 through 12, on the attached Plat Book 10; Page 76, in the office of the Clerk of Jefferson County, Kentucky. Exhibit One.

3. The City Clerk has certified a list of the names and mailing address of each of the property owners to be annexed. The Clerk further states that first class mail notice of the public hearing to be held the 26<sup>th</sup> day of July 2022 was sent to each person on said list on the 13<sup>th</sup> day of July 2022; and further that this certification is made part of the record and is attached to this ordinance as Exhibit Two.
4. It is hereby declared to be the intention of the City of St. Matthews to annex the territory described in (2) above. The City of St. Matthews Council hereby officially asks permission from Louisville Metro, pursuant to KRS 67C.111, to so annex this territory.
5. This Ordinance is adopted pursuant to KRS 81A.410.

ADOPTED BY THE CITY OF ST. MATTHEWS COUNCIL, this 26<sup>th</sup> day of July 2022.

First Reading:

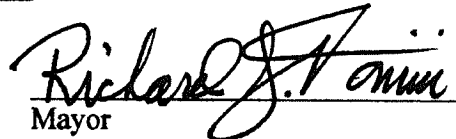
July 13, 2022

Second Reading:


July 26, 2022

Passed and Approved:

July 26, 2022

  
 Mayor

ATTEST:

  
 City Clerk

Those in Favor:


Opposed:

6  
0

**CERTIFICATION**

The undersigned, City Clerk of the City of St. Matthews, Kentucky (the "City"), hereby certifies that the foregoing is a true, complete, and correct copy of an Ordinance finally adopted upon second reading by the City Council of the City at a properly convened meeting of the City Council held on the 26<sup>th</sup> day of July, 2022, signed by the Mayor and attested by me as City Clerk, all as shown by the official records in my custody and under my control.

WITNESS, my hand this the 26<sup>th</sup> day of July 2022.

  
 Susan Clark, City Clerk





**CERTIFICATION, CITY OF ST. MATTHEWS CLERK**

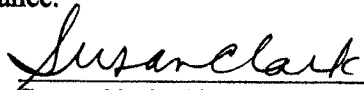
Comes the affiant, Susan Clark, City of Middletown Clerk, and states as follows:

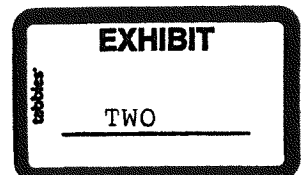
(1) I am the City Clerk for the City of Middletown and as such I am the official records custodian for the City of Middletown.

(2) I hereby certify that the following is a true and complete list of the property owners to be annexed into the City of St. Matthews in the Twinbrook subdivision:

- a. Yvonne & Talmage Brown, 427 Twinbrook Rd., Louisville, KY 40207.
- b. Joan & William Whittenberg, 425 Twinbrook Rd, Louisville, KY 40207.
- c. Robert & Lesley Rahner, 428 Twinbrook Rd., Louisville, KY 40207.
- d. Dr. Fred & Sally Williams, 430 Twinbrook Rd., Louisville, KY 40207
- e. Patrician Keily, 432 Twinbrook Rd., Louisville, KY 40207.
- f. Michael & Alexandra Blinchevsky, 505 Hillside Ln., Louisville, KY 40207
- g. Joanne & Martin Segal, 507 Hillside Ln., Louisville, KY 40207.
- h. Will Hurst, 509 Hillside Ln., Louisville, KY 40207.
- i. Michael & Elizabeth Bradbury, 506 Hillside Ln., Louisville, KY 40207.
- j. Eddie & Britney Brown, 504 Hillside Ln., Louisville, KY 40207.
- k. Leonard & Vicki Lococo, 502 Hillside Ln., Louisville, KY 40207.
- l. Rolf & Carolyn Huseby, 500 Twinbrook Rd., Louisville, KY 40207.

(3) I further state that a Notice of Public Hearing set for the 26<sup>th</sup> day of July 2022, at the hour of 7 p.m. at the St. Matthews City Hall, at 3940 Grandview Avenue, St. Matthews, KY 40257, concerning the annexation proposal was served via first class mail to this list of residents on the 13<sup>th</sup> day of July 2022, via first class mail, along with a full copy of the Intent to Annex Ordinance.

  
\_\_\_\_\_  
Susan Clark, City Clerk

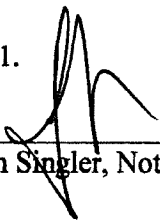


STATE OF KENTUCKY            )  
  )  
COUNTY OF JEFFERSON        )        SS

The foregoing Certification was acknowledged and sworn to before me by City of St. Matthews Clerk Susan Clark on this the 13<sup>th</sup> day of July 2022.

My Commission Expires:    2/16/24.

My Notary Number:         1021.

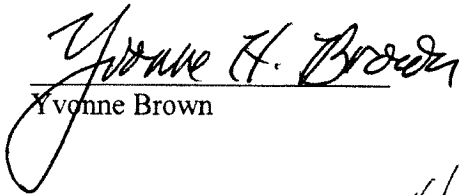
  
\_\_\_\_\_  
John Singler, Notary Public

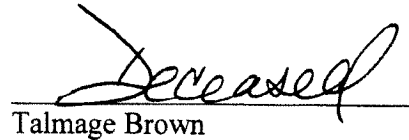
Consent to Annexation

My name is Yvonne Brown and Talmage Brown, and I am a resident near the City of St. Matthews and my address is 427 Twinbrook Rd., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

  
Yvonne Brown

  
Talmage Brown

4/7/2022

Consent to Annexation

My name is Joan T. Whittenberg and William T. Whittenberg, and I am a resident near the City of St. Matthews and my address is 425 Twinbrook Rd., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

Joan T. Whittenberg, owner  
Joan T. Whittenberg  
4/10/2022

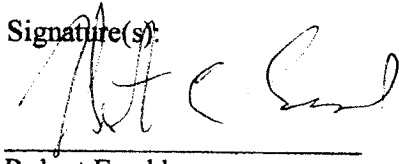
Decreed 9/9/1986  
William T. Whittenberg

## Consent to Annexation

My name is Robert Ewald and Lesley Rahner, and I am a resident near the City of St. Matthews and my address is 428 Twinbrook Rd., Louisville KY 40207.

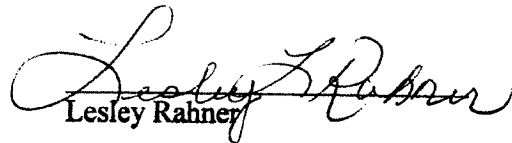
I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):



Robert Ewald

4/10/2022



Lesley Rahner

## Consent to Annexation

My name is Dr. Fred Williams and Sally Williams, and I am a resident near the City of St. Matthews and my address is 430 Twinbrook Rd., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

Dr. Fred Williams  
Dr. Fred Williams

Sally C. Williams  
Sally Williams

4/7/2022

## Consent to Annexation

My name is Patricia Kiely and am Trustee of the Patricia H. Kiely Revocable Trust Agreement, and I am a resident near the City of St. Matthews and my address is 432 Twinbrook Rd., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

*Patricia H. Kiely*

Patricia Kiely on behalf of the Patricia H. Kiely Revocable Trust

*4/12/2022*

**singlerj@bellsouth.net**

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**From:** admin@tradeplatform.us  
**Sent:** Saturday, April 9, 2022 8:58 PM  
**To:** singlerj@bellsouth.net  
**Subject:** Regarding annexation of Twinbrook

Mr. Singler,

My name is Michael Blinchevsky, I live in 505 Hillside Lane, Louisville KY.

I wanted to let you know that I do not consent to St. Matthews annexation of Twinbrook. On 04/05/22 I received documents via email regarding the annexation. There is a document "consent to Annexation", but there is no "no Consent" document.

Please consider this email to be my formal "no consent" position.

Additionally, the document "Annexation instructions" states that there should be a filing of "intent to annex" ordinance. I will appreciate it if your office can updated me when such filing occurs. If the ordinance was already filed please let me know the filing registration number and filing date.

Please contact me if you have any questions or concerns.

Thank you,  
Michael Blinchevsky  
(502)767-0014



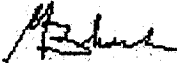
## No consent to Annexation

Our names are Michael Blinchevsky and Alexandra Blinchevsky, we are trustees for the Michael Blinchevsky Revocable Trust and each of us is a resident near the City of St. Matthews and my address is 505 Hillside Ln., Louisville KY 40207.

I am aware of a ~~proposal by the City of St. Matthews~~ initiative of Twinbrook residents to petition City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby oppose the annexation proposal and I do not consent to be annexed into the City of St. Matthews.

Signature(s):

04/10/2022



\_\_\_\_\_  
Michael Blinchevsky

04/10/2022




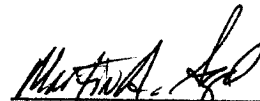
\_\_\_\_\_  
Alexandra Blinchevsky

## Consent to Annexation

My name is Joanne Weeter and Martin Segal, and I am a resident near the City of St. Matthews and my address is 507 Hillside Ln., Louisville KY 40207. I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

  
Joanne Weeter  
April 7, 2022

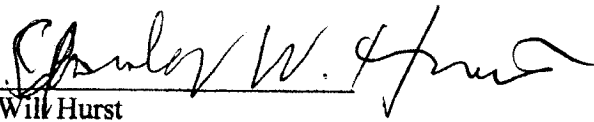
  
Martin Segal  
4/7/22

## Consent to Annexation

My name is Will Hurst, and I am a resident near the City of St. Matthews and my address is 509 Hillside Ln., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

  
Will Hurst

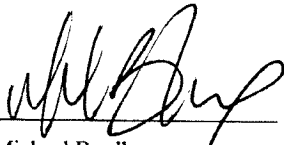

4/11/2022

Consent to Annexation

My name is Michael Bradbury and Elizabeth Bradbury, and I am a resident near the City of St. Matthews and my address is 506 Hillside Ln., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

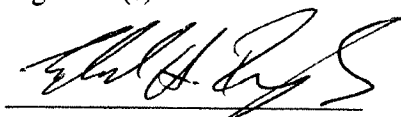
  
\_\_\_\_\_  
Michael Bradbury  
Bradbury  
\_\_\_\_\_  
Elizabeth

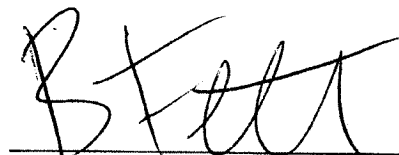
Consent to Annexation

My name is Eddie Brown and Britney Brown, and I am a resident near the City of St. Matthews and my address is 504 Hillside Ln., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

  
Eddie Brown  
Edward Hoyt Brown Jr

  
Britney Brown  
Brittney Lynn Fett

04/07/2022

## Consent to Annexation

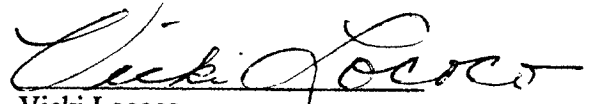
My name is Leonard Lococo and Vicki Lococo, and I am a resident near the City of St. Matthews and my address is 502 Hillside Ln., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):



Leonard Lococo



Vicki Lococo

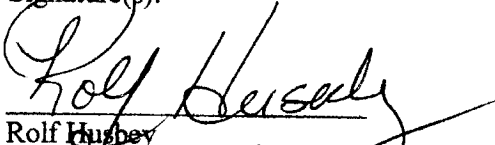
4/7/2022

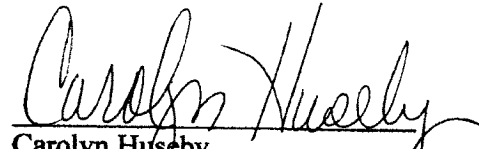
## Consent to Annexation

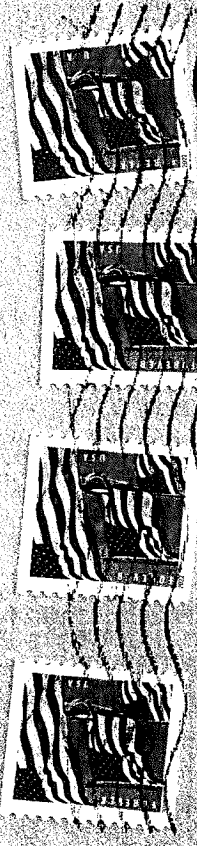
My name is Rolf Huseby and Carolyn Huseby, and I am a resident near the City of St. Matthews and my address is 500 Twinbrook Rd., Louisville KY 40207.

I am aware of a proposal by the City of St. Matthews to annex certain areas into the boundaries of the City of St. Matthews, including my home described above. As a resident in the area to be annexed, I hereby support the annexation proposal and I fully consent to be annexed into the City of St. Matthews. I understand that if the annexation proposal is approved, I will have to pay City of St. Matthews taxes, but I would also receive City of St. Matthews services.

Signature(s):

  
Rolf Huseby  
4/10/2022

  
Carolyn Huseby



LOUISVILLE KY 402  
FRI 29 JUL 2022 PM

LAW OFFICES OF  
**SINGLER & RITSERT**  
200 OLD HARRODS CREEK RD.  
SUITE 100  
LOUISVILLE, KENTUCKY 40223

Louisville Metro Council Clerk  
601 West Jefferson Street  
Louisville, KY 40202