

ORDINANCE NO. 082, SERIES 2020

**AN ORDINANCE CLOSING A PORTION OF THE RIGHT-OF-WAY FORMERLY KNOWN AS AIKEN ROAD CONTAINING 34,921 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 20STRCLOSURE0001).**

**SPONSORED BY: COUNCILWOMAN MADONNA FLOOD**

**WHEREAS**, the Louisville Metro Planning Commission, as set forth in its minutes and records of Case No. 20STRCLOSURE0001, has recommended to the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") that the remaining portion of Old Factory Lane be closed because the closure is in keeping with the Goals, Objectives, and Plan Elements of the Comprehensive Plan; and

**WHEREAS**, the Council concurs in and adopts the findings of the Planning Commission in Case No. 20STRCLOSURE0001 and approves and accepts the recommendation of the Planning Commission as set out in said minutes and records.

**NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

**SECTION I:** That a portion of the right-of-way formerly known as Aiken Road containing 34,921 square feet and being in Louisville Metro, as more particularly described in the minutes and records of the Planning Commission in Case No. 20STRCLOSURE0001 and as shown on the attached road closing plat, be closed subject to all existing easements of record and all existing utility easements or rights enjoyed by said utility companies as the result of being located in, on or over said right-of-way.

**SECTION II:** This Ordinance shall take effect upon its passage and approval.

*Sonya Harward*

Sonya Harward  
Metro Council Clerk

*David James*

David James  
President of the Council

*Greg Fischer*

Greg Fischer  
Mayor

8/10/2020

Approved Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

By: \_\_\_\_\_

O-306-20 20STRCLOSURE0001 Closure of Public Right-Of-Way.docx (TF)

**LOUISVILLE METRO COUNCIL  
READ AND PASSED  
August 6, 2020**

**NOTES:**  
 1. PORTIONS OF TRACT 11 AND LOT 12 ARE WITHIN A 100  
 FOOT BUFFER ZONE PER FEMA'S FIRM MAPPING  
 (271110004E & 271100002E).  
 2. THESE FLOOD ZONES ARE SUBJECT TO FLOODING AND RESTRICTIONS  
 3. RELATED CASE - TWIN LAKES AT FLOOD'S FORK  
 PRELIMINARY PLAN CASE #17SUBDIV011

**CERTIFICATE OF RESERVATION OF GAS  
 ELECTRICITY AND COMMUNICATIONS EASEMENTS**  
 This certificate is a part of the preliminary plan for the subdivision of Tract 11, Old Aiken Road, 30' Right-of-Way (to be closed), 54,371.16 sq. ft., 1.25 acres, more or less, as shown on the attached plat, and is intended to reserve the right to install, maintain, operate and use gas, electric and communication lines and facilities within the right-of-way of the subdivision. The reservation of these easements is subject to the approval of the appropriate utility companies and the Kentucky State Public Service Commission. The reservation of these easements shall not be construed to create any new easements or to alter any existing easements. The reservation of these easements shall be in full force and effect from the date of recording of this preliminary plan until the date of the final plat for the subdivision, unless otherwise provided in writing by the parties to this certificate.

**CERTIFICATE OF RESERVATION OF  
 SANITARY SEWER & DRAINAGE EASEMENTS**  
 This certificate is a part of the preliminary plan for the subdivision of Tract 11, Old Aiken Road, 30' Right-of-Way (to be closed), 54,371.16 sq. ft., 1.25 acres, more or less, as shown on the attached plat, and is intended to reserve the right to install, maintain, operate and use sanitary sewer and drainage lines and facilities within the right-of-way of the subdivision. The reservation of these easements is subject to the approval of the appropriate utility companies and the Kentucky State Public Service Commission. The reservation of these easements shall not be construed to create any new easements or to alter any existing easements. The reservation of these easements shall be in full force and effect from the date of recording of this preliminary plan until the date of the final plat for the subdivision, unless otherwise provided in writing by the parties to this certificate.

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**LAND SURVEYOR'S CERTIFICATE**  
 I, the undersigned, being duly qualified and licensed as a land surveyor in the State of Kentucky, do hereby certify that I have personally examined the plat for the subdivision of Tract 11, Old Aiken Road, 30' Right-of-Way (to be closed), 54,371.16 sq. ft., 1.25 acres, more or less, as shown on the attached plat, and that the same is a true and correct representation of the actual survey made by me or under my direction and supervision. I have also examined the preliminary plan for the subdivision and find it to be in accordance with the requirements of the Kentucky State Public Service Commission. The subdivision of Tract 11, Old Aiken Road, 30' Right-of-Way (to be closed), 54,371.16 sq. ft., 1.25 acres, more or less, as shown on the attached plat, is in full compliance with the requirements of the Kentucky State Public Service Commission. I have also examined the preliminary plan for the subdivision and find it to be in accordance with the requirements of the Kentucky State Public Service Commission. The subdivision of Tract 11, Old Aiken Road, 30' Right-of-Way (to be closed), 54,371.16 sq. ft., 1.25 acres, more or less, as shown on the attached plat, is in full compliance with the requirements of the Kentucky State Public Service Commission.

**CERTIFICATE OF APPROVAL**  
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**PURPOSE STATEMENT**  
 TO CLOSE OLD AIKEN ROAD R/W  
 & DEDICATE EASEMENTS

**LEGEND**  
 30' RIGHT-OF-WAY WITH CURB, 11/11/2013  
 FOUND WITH PER 11/11/2013  
 FOUND 100' R/W PER 11/11/2013  
 FOUND 100' R/W PER 11/11/2013  
 FOUND 100' R/W PER 11/11/2013

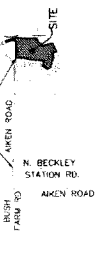
**APPROVED**  
 JAMES H. HARRIS, JR.  
 LAND SURVEYOR  
 DATE: 11/11/2013

**10 OF 1**  
 200 ST. CLOSURE 01/081

**OLD AIKEN ROAD**  
 ROAD CLOSURE PLAT  
 15528 AIKEN ROAD  
 TAX BLOCK 1704, LOT 6  
 PLAT BOOK 58, PG. 71

**DEVELOPER**  
 STAPLETON DEVELOPMENT, LLC  
 16218 SHELBYVILLE ROAD  
 LOUISVILLE, KY 40245

**MINDLE SCOTT**  
 ENGINEERING & SURVEYING, INC.  
 521 S. CENTRAL BLVD., SUITE 100  
 COVINGTON, KY 40301



**BENCHMARK**

MARK	EASTING	NORTHING	MARK	EASTING	NORTHING
1	100.00	100.00	1	100.00	100.00
2	100.00	100.00	2	100.00	100.00
3	100.00	100.00	3	100.00	100.00
4	100.00	100.00	4	100.00	100.00
5	100.00	100.00	5	100.00	100.00
6	100.00	100.00	6	100.00	100.00
7	100.00	100.00	7	100.00	100.00
8	100.00	100.00	8	100.00	100.00
9	100.00	100.00	9	100.00	100.00
10	100.00	100.00	10	100.00	100.00

**ASSUMED EASEMENTS**

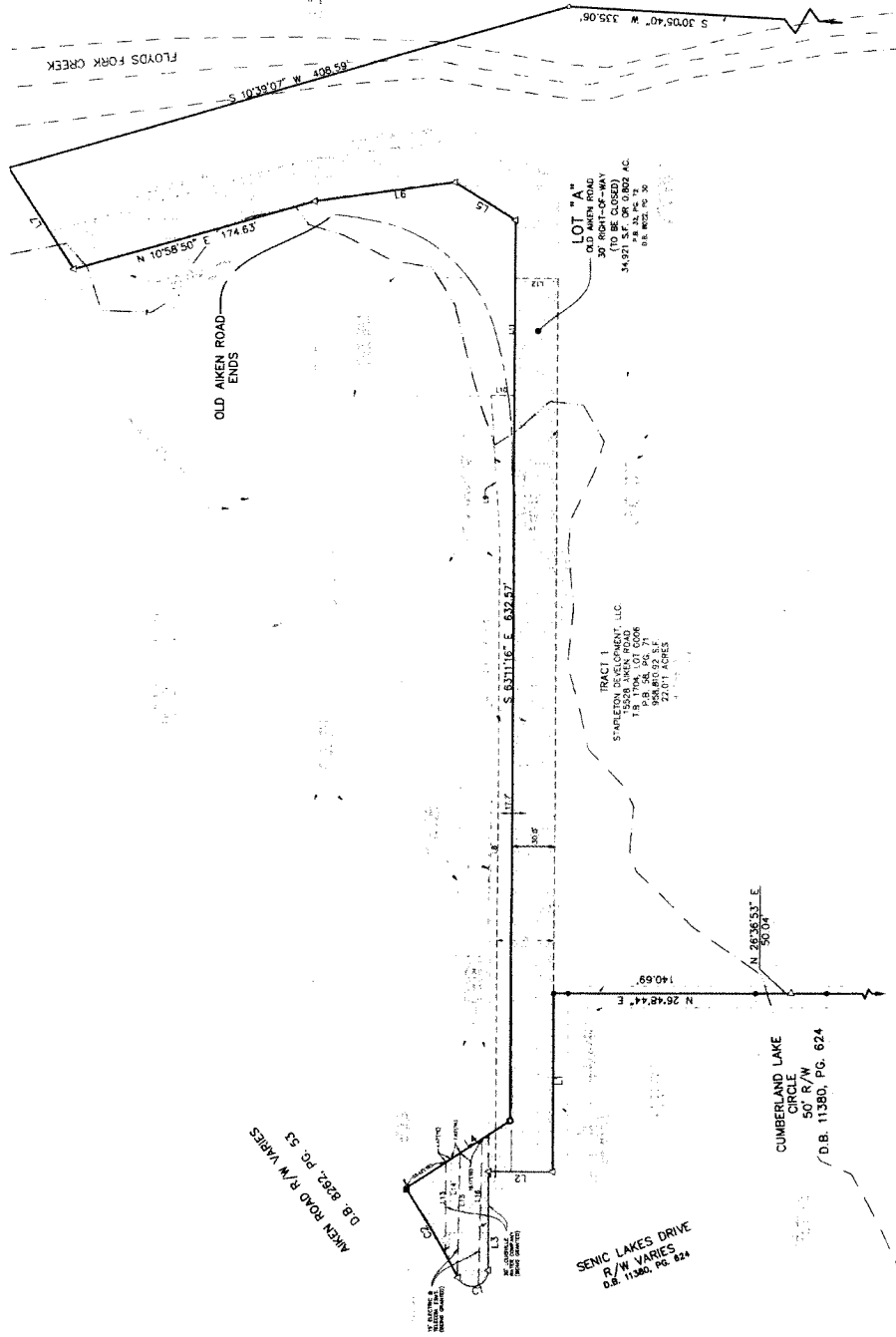
MARK	EASTING	NORTHING	MARK	EASTING	NORTHING
1	100.00	100.00	1	100.00	100.00
2	100.00	100.00	2	100.00	100.00
3	100.00	100.00	3	100.00	100.00
4	100.00	100.00	4	100.00	100.00
5	100.00	100.00	5	100.00	100.00
6	100.00	100.00	6	100.00	100.00
7	100.00	100.00	7	100.00	100.00
8	100.00	100.00	8	100.00	100.00
9	100.00	100.00	9	100.00	100.00
10	100.00	100.00	10	100.00	100.00

**MARKS SET BY SURVEYOR**

MARK	EASTING	NORTHING	MARK	EASTING	NORTHING
1	100.00	100.00	1	100.00	100.00
2	100.00	100.00	2	100.00	100.00
3	100.00	100.00	3	100.00	100.00
4	100.00	100.00	4	100.00	100.00
5	100.00	100.00	5	100.00	100.00
6	100.00	100.00	6	100.00	100.00
7	100.00	100.00	7	100.00	100.00
8	100.00	100.00	8	100.00	100.00
9	100.00	100.00	9	100.00	100.00
10	100.00	100.00	10	100.00	100.00

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3	100.00	100.00	3	100.00	100.00
4	100.00	100.00	4	100.00	100.00
5	100.00	100.00	5	100.00	100.00
6	100.00	100.00	6	100.00	100.00
7	100.00	100.00	7	100.00	100.00
8	100.00	100.00	8	100.00	100.00
9	100.00	100.00	9	100.00	100.00
10	100.00	100.00	10	100.00	100.00



**FOR REVIEW AND COMMENT ONLY**  
 DATE: 11/11/2013  
 BY: [Signature]  
 TITLE: [Title]

**FOR REVIEW AND COMMENT ONLY**  
 DATE: 11/11/2013  
 BY: [Signature]  
 TITLE: [Title]

**FOR REVIEW AND COMMENT ONLY**  
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