



# Louisville Metro Government

## Legislation Details (With Text)

**File #:** R-159-19      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Passed

**File created:** 11/4/2019      **In control:** Parks and Sustainability Committee

**On agenda:** 11/21/2019      **Final action:** 11/21/2019

**Title:** A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF METRO GOVERNMENT TO ACCEPT THE DONATION OF A 313.28 ACRE CONSERVATION EASEMENT ON PROPERTY OWNED BY H F PRESERVATION, LLC, LOCATED ON SHILOH LANE AND BUCKEYE LANE IN OLDHAM COUNTY, KENTUCKY.

**Sponsors:** Barbara Sexton Smith (D-4)

**Indexes:**

**Code sections:**

**Attachments:** 1. R-159-19 V1 110719 Accept Property Donation from HF Preservation.pdf, 2. R-159-19 Exhibit C.pdf, 3. R-159-19 - Signed Deed of Conservation Easement 112219.pdf, 4. SMCO-601-KM19110411450.pdf, 5. SMCO-601-KM19110411451.pdf, 6. RES 129 2019.pdf

Date	Ver.	Action By	Action	Result
11/21/2019	1	Metro Council	adopted	
11/14/2019	1	Parks and Sustainability Committee	recommended for approval	

### RESOLUTION NO.                      SERIES 2019

**A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF METRO GOVERNMENT TO ACCEPT THE DONATION OF A 313.28 ACRE CONSERVATION EASEMENT ON PROPERTY OWNED BY H F PRESERVATION, LLC, LOCATED ON SHILOH LANE AND BUCKEYE LANE IN OLDHAM COUNTY, KENTUCKY.  
SPONSORED BY: COUNCIL MEMBER BARBARA SEXTON SMITH**

**WHEREAS**, the grant of a conservation easement on this Property shall assure the protection of outstanding natural resources, conservation values and possible pre-historic artifacts in the Taylor Creek watershed in Oldham County and in the Ohio River watershed shared by both Oldham and Jefferson Counties; and will further assist in the accomplishments of Plan 2040, the Louisville Metro Government Comprehensive Plan, and the Oldham County Outlook 2020 Comprehensive Plan as more specifically stated on pages 2 - 4 of this conservation deed; and will yield significant public benefits; and

**WHEREAS**, the grant of a conservation easement on this Property will serve the clearly

delineated governmental policies of Kentucky Revised Statutes 382.800 *et seq.* to retain or protect "natural, scenic or open space values of real property, assuring its availability for agricultural, forest, recreational or open space use" and for "protecting natural resources, maintaining or enhancing air or water quality, or preserving the historical, archaeological, or cultural aspects of real property"; and

**WHEREAS**, pursuant to KRS 382.800 *et seq.*, Metro Government is authorized to accept conservation easements to retain and protect natural, scenic and open space values of real property assuring its availability for agricultural, forest or open space use, protecting natural resources, and preserving agricultural and other cultural aspects of real property in Kentucky, and Metro Government is qualified to accept such easements under Section 170(h) of the Internal Revenue Code; and

**WHEREAS**, the Metro Council desires the Mayor on behalf of Metro Government to accept this conservation easement on behalf of Metro Government;

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

**SECTION I:** Louisville Metro is hereby authorized to accept this 313.28 acre Deed of Conservation Easement on property owned by H F Preservation, LLC, on Shiloh Lane and Buckeye Lane in Oldham County, Kentucky.

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

\_\_\_\_\_  
Stephen Ott Metro Council Clerk

H. \_\_\_\_\_ David  
James President of the Council

\_\_\_\_\_  
Greg Fischer Mayor

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

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

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

Resolution - H F Preservation LLC (JC)