



# Louisville Metro Government

## Legislation Text

File #: R-148-21, Version: 1

### RESOLUTION NO. \_\_\_\_\_, SERIES 2021

**A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF METRO GOVERNMENT TO ACCEPT THE DONATION OF A CONSERVATION EASEMENT ON PROPERTY OWNED BY BLACKBIRD BEND, LLC, LOCATED ON TAYLORSVILLE ROAD AND OLD TAYLORSVILLE ROAD NEAR FLOYDS FORK IN JEFFERSON COUNTY, KENTUCKY.**

**SPONSORED BY: COUNCIL MEMBERS BENSON AND HOLLANDER**

**WHEREAS**, Blackbird Bend, LLC, a Kentucky limited liability company (“Blackbird Bend”) is the owner in fee simple of five contiguous tracts totaling 114.30 acres located on Taylorsville Road and Old Taylorsville Road near Floyds Fork in Jefferson County, Kentucky (the “Property”), and the grant of a conservation easement on this Property shall assure the protection of outstanding natural resources and conservation values in the Floyds Fork watershed, including a large variety of wildlife, 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**, a related entity, Franny Aprile Family Limited Partnership, previously donated a 36.56-acre conservation easement to Metro Government adjacent to this Property in 2007; and

**WHEREAS**, the Metro Council desires the Mayor on behalf of Metro Government to accept this conservation easement on the Blackbird Bend, LLC, Property 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 114.30-acre Deed of Conservation Easement on property owned by Blackbird Bend, LLC on Taylorsville Road and Old Taylorsville Road near Floyds Fork in Jefferson County, Kentucky.

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

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Sonya Harward  
Metro Council Clerk

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David James  
President Of The Council

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Greg Fischer  
Mayor

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Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

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