



# Louisville Metro Government

## Legislation Details (With Text)

<b>File #:</b>	O-465-18	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>		Passed	
<b>File created:</b>	11/19/2018	<b>In control:</b>		Parks and Sustainability Committee	
<b>On agenda:</b>	12/13/2018	<b>Final action:</b>		1/7/2019	
<b>Title:</b>	AN ORDINANCE AMENDING SECTION 42.44 OF THE LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") TO INCLUDE METRO-OWNED PARKS IN THE REQUIREMENT FOR METRO COUNCIL APPROVAL TO CLOSE, REPURPOSE, LEASE, OR SELL SUCH PROPERTIES.				
<b>Sponsors:</b>	James Peden (R-23)				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. O-465-18 V. 1 112918 Amend LMCO 42.44 to include parks in the requirement for Council approval to close etc. sjm-sh(11-20-18).pdf, 2. ORD 002 2019.pdf				

Date	Ver.	Action By	Action	Result
1/7/2019	1	Metro Council	passed	Pass
12/13/2018	1	Parks and Sustainability Committee	recommended for approval	Pass
11/29/2018	1	Metro Council	assigned	

### ORDINANCE NO. \_\_\_\_\_, SERIES 2019

**AN ORDINANCE AMENDING SECTION 42.44 OF THE LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") TO INCLUDE METRO-OWNED PARKS IN THE REQUIREMENT FOR METRO COUNCIL APPROVAL TO CLOSE, REPURPOSE, LEASE, OR SELL SUCH PROPERTIES.**

**SPONSORED BY: COUNCIL MEMBER PEDEN**

**WHEREAS**, the Legislative Council of the Louisville/Jefferson County Metro Government ("Metro Council") believes that Metro-owned parks are important assets that provide a quality experience for the citizens of Louisville Metro;

**WHEREAS**, all Metro-owned parks contribute to the health and wellness of the community, so it is important that all Metro-owned parks are available to the entire community; and

**WHEREAS**, Metro Council hereby amends Chapter 42.44 to include the requirement that Council approve any closure, repurposing, lease and/or sale of any Metro-owned park.

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

**SECTION I:** LMCO Section 42.44 is hereby amended as follows:

**42.44 METRO COUNCIL APPROVAL REQUIRED TO CLOSE, REPURPOSE, LEASE, OR SELL A METRO-OWNED GOLF COURSE OR PARK.**

Metro Parks may not permanently close any Metro-owned golf course or park; repurpose the land of any Metro-owned golf course or park; and/or lease, sell, or dispose of the property of any Metro-owned golf course or park without prior Metro Council approval through the following process:

(A) Metro Parks must hold at least two public hearings to discuss the proposed closure of the Metro-owned golf course or park, with at least one public hearing held at a location in close proximity of the named Metro-owned golf course or park. Notice of the public meetings must comply with KRS § 61.823.

(B) After the public hearings, Metro Parks must request approval from Metro Council to permanently close the named Metro-owned golf course or park; repurpose the land of any Metro-owned golf course or park; and/or lease, sell, or dispose of the property of any Metro-owned golf course or park. The following information and documents must be filed with Metro Council for review and consideration of any request:

(1) The public interest reasons Metro Parks requests a permanently closure, repurpose, lease or sale of the named Metro-owned golf course or park along with any supporting documentation;

(2) The intended use of the property, if the land is to be repurposed;

(3) Notice of the public hearings; and

(4) The financial records for the named Metro-owned golf course for the past ten years.

(C) Metro Council approval requires a majority vote to permanently close, repurpose, or lease, sell and/or dispose of a Metro-owned golf course or park.

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

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H. Stephen Ott Metro Council Clerk

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David James President of the Council

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Greg Fischer Mayor

Approved Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

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

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