

ORDINANCE 2017-1739

AN ORDINANCE CLOSING AN UNDEVELOPED STREET, IN WHOLE, BEING FIFTY FEET (50') IN WIDTH WITH A CUL-DE-SAC, REFERENCED AS KING'S COURT UPON THE PLAT OF CHAPEL HILL ESTATES, A RE-PLAT OF LOTS SEVEN (7) AND EIGHT (8) OF CHAPEL HILL ESTATES RECORDED ON AUGUST 23, 1974, IN PLAT BOOK 4, PAGE 7, IN THE CALLOWAY COUNTY COURT CLERK'S OFFICE, BEING SITUATED ENTIRELY WITHIN REAL PROPERTY OWNED BY JENNIFER K. CROUSE.

WHEREAS, the fifty foot (50') wide undeveloped street known as King's Court was dedicated to the City by the developers of Chapel Hill Estates, a Re-Plat of Lots 7 & 8 of Chapel Hill Estates on August 23, 1974, of record in Plat Book 4, Page 7, in the Calloway County Court Clerk's office.

WHEREAS, King's Court is situated entirely on real property owned by Jennifer K. Crouse and Jennifer K. Crouse has requested and consented, via notarized statement dated April 6, 2017, that the undeveloped street be closed. Jennifer K. Crouse has further requested that the City quitclaim any and all of its right, title and interest in the undeveloped street, via quitclaim deed, to her.

WHEREAS, there are no adjoining property owners, other than Jennifer K. Crouse, and therefore no further notification pursuant to KRS 82.405 is necessary.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURRAY, KENTUCKY, AS FOLLOWS:

Section 1. The City Council finds:

- a. That Jennifer K. Crouse has been properly identified as the sole adjoining property owner to the fifty foot (50') wide undeveloped street, known as King's Court, situated entirely on real property owned by Jennifer K. Crouse; and
- b. That Jennifer K. Crouse has been properly notified of the proposed street closure; and
- c. That Jennifer K. Crouse has submitted a notarized statement requesting and consenting to the closure of King's Court, a copy of which is attached hereto and incorporated by reference as if fully stated herein and marked Exhibit "A"; and
- d. No further notification of adjoining landowners pursuant to KRS 82.405 is necessary.

Section 2. The City Council does, by the adoption of this Ordinance, close the fifty foot (50') wide undeveloped street known as King's Court, situated entirely on real property owned by Jennifer K. Crouse. A copy of the Re-Plat of Lots 7 & 8 of Chapel Hill Estates, depicting the location of King's Court, as recorded in Plat Book 4, Page 7, is attached hereto and incorporated by reference as if fully stated herein and marked Exhibit "B".

Section 3. The City Council does, by execution of a Quitclaim Deed, quitclaim all of the City's right, title and interest in and to the fifty foot (50') wide undeveloped street known as King's Court, to Jennifer K. Crouse, absolutely and in fee simple.

Nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this Ordinance; nor shall any just or legal right or remedy of any character be lost impaired or affected by this Ordinance.

JACK D. ROSE, MAYOR

ATTEST:

JIM OSBORNE, CITY CLERK

Introduced by the City Council on _____

Adopted by the City Council on _____

Published in the Murray Ledger and Times on _____