

ORDINANCE NO# 620.1

ORDINANCE NO. 620.8

AN ORDINANCE CLOSING A PORTION OF "BOLAND AVENUE", A CERTAIN UNDEVELOPED PORTION OF A STREET IN THE CITY OF BURNSIDE, KENTUCKY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BURNSIDE, KENTUCKY:

Whereas, the City of Burnside, Kentucky, having determined that the hereinafter described portion of the undeveloped street known as "Boland Avenue" should be closed, the Council does hereby make the following findings of fact, pursuant to **KRS 82.405**:

1. That the following constitute all of the owners of property in or abutting that portion of Boland Avenue to be closed: Chris Baker and Ruth Baker, his wife, and James R. and Tamela Lewis, his wife, by virtue of deeds of record in Deed Book 744, Page 586, Plat Cabinet A, Slide 19. References being to the Pulaski County Court Clerk's Office, Pulaski County, Somerset, Kentucky.
2. Written notice of the proposed closing was given to, or said notice having been waived by, all of the property owners identified in paragraph 1 hereinabove, and that a public hearing having been further held, wherein the property owners listed above having requested the closure of said street.
3. All of the property owners in or abutting that portion of Boland Avenue to be closed have given their notarized consent to the closing, copies of which are attached hereto and incorporated herein by reference.

IT IS THEREFORE ORDAINED by the Common Council of the City of Burnside, Kentucky, that the City of Burnside hereby CLOSES and ABANDONS that portion of the undeveloped street known as "Glanton Street," being more particularly described as follows:

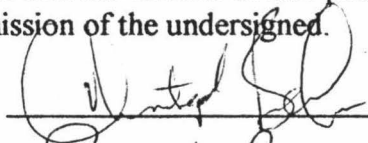
Beginning at a point 25 feet from Iron pin S22°21' 15" E & N54°06'43" E where blacktop presently ends; easterly to a point at iron pin at Corner of Boland Avenue and Glanton Street. Being a portion of Boland Avenue as shown on Block "A" of the Brunson Addition, Plat Book 1, Page 40. This section of street is shown in Deed Book 744, Page 586, Plat Cabinet A, Slide 19. References being to the Office of the Pulaski County Clerk, Pulaski County, Somerset, Kentucky.

CONSENT TO CLOSURE OF A PORTION OF Boland Avenue

The undersigned, Christopher Baker and Ruth Baker, husband and wife, and receiving mail at P.O. Box 486, Burnside, KY 42519 state that they are the owners of real property adjoining or abutting the following described portion of the undeveloped public way identified and known as "Boland Avenue", located in the City of Burnside, Kentucky:

Beginning at a point 25 feet from Iron pin S22°21' 15" E & N54°06'43" E where blacktop presently ends; easterly to a point at iron pin at Corner of Boland Avenue and Glanton Street. Being a portion of Boland Avenue as shown on Block "A" of the Brunson Addition, Plat Book 1, Page 40. This section of street is shown in Deed Book 744, Page 586, Plat Cabinet A, Slide 19. References being to the Office of the Pulaski County Clerk, Pulaski County, Somerset, Kentucky.

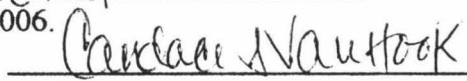
and they further acknowledge written receipt of notice of the proposed closing of the portion of said public way, and that the closure of said public way is being made at the request and with the full permission of the undersigned.



Ruth Baker

STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, in and for the above-named County and State, do hereby certify that the foregoing has this day been produced to me, and signed and acknowledged to before me by Christopher & Ruth Baker as his voluntary act and deed this the 24th day of June, 2006.



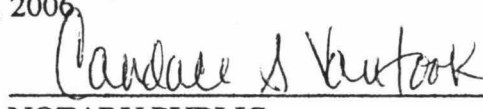
NOTARY PUBLIC

My Commission Expires: 9/8/07

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STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, in and for the above-named County and State, do hereby certify that the foregoing has this day been produced to me, and signed and acknowledged to before me by Christopher & Ruth Baker as her voluntary act and deed this the 24th day of June, 2006.



NOTARY PUBLIC

My Commission Expires: 9/8/07

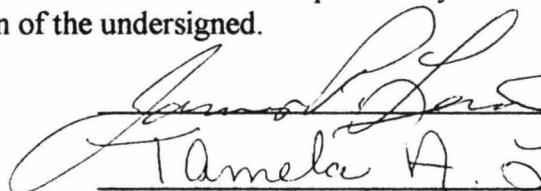
CONSENT TO CLOSURE OF A PORTION OF Boland Avenue

The undersigned, James R. Lewis and Tamela A. Lewis, husband and wife, and receiving mail at P.O. Box 112, Burnside, KY 42519 state that they are the owners of real property adjoining or abutting the following described portion of the undeveloped public way identified and known as "Boland Avenue", located in the City of Burnside, Kentucky:

Beginning at a point 25 feet from Iron pin S22°21' 15" E & N54°06'43" E where blacktop presently ends; easterly to a point at iron pin at Corner of Boland Avenue and Glanton Street.

Being a portion of Boland Avenue as shown on Block "A" of the Brunson Addition, Plat Book 1, Page 40. This section of street is shown in Deed Book 744, Page 586, Plat Cabinet A, Slide 19. References being to the Office of the Pulaski County Clerk, Pulaski County, Somerset, Kentucky.

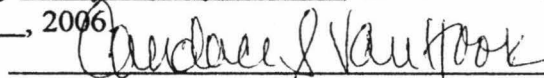
and they further acknowledge written receipt of notice of the proposed closing of the portion of said public way, and that the closure of said public way is being made at the request and with the full permission of the undersigned.



Tamela A. Lewis

STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, in and for the above-named County and State, do hereby certify that the foregoing has this day been produced to me, and signed and acknowledged to before me by James R. and Tamela A. Lewis as his voluntary act and deed this the 24th day of June, 2006.

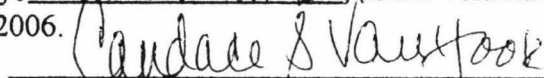


NOTARY PUBLIC

My Commission Expires: 9/16/07

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STATE OF KENTUCKY
COUNTY OF PULASKI...SCT:

I, the undersigned Notary Public, in and for the above-named County and State, do hereby certify that the foregoing has this day been produced to me, and signed and acknowledged to before me by James R. and Tamela A. Lewis as her voluntary act and deed this the 24th day of June, 2006.



NOTARY PUBLIC

My Commission Expires: 9/16/07

CONSENT TO CLOSURE OF A PORTION OF Boland Avenue

CONSENT TO CLOSURE OF A PORTION OF Boland Avenue

The undersigned, City of Burnside, Kentucky, by and through its Mayor, Dean E. Lovins, states that it is the owner of real property adjoining or abutting the undeveloped public way identified and known as "Boland Avenue" located in the City of Burnside, Kentucky, and it further acknowledges written receipt of notice of the proposed closing of said public way, in whole, or otherwise waives said notice, and that the closure of said public way is being made at the request and with the full permission of said municipality.

CITY OF BURNSIDE, KENTUCKY

Dean E. Lovins
Dean E. Lovins, Mayor

ATTEST:

Cecil Goff, Jr.
Cecil Goff, Jr., CKMC, City Clerk/Treasurer

STATE OF KENTUCKY

COUNTY OF PULASKI...SCT:

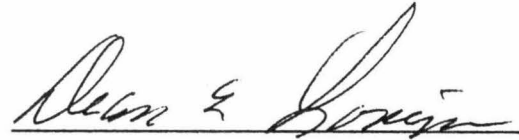
I, the undersigned Notary Public, in and for the above-named County and State, do hereby certify that the foregoing has this day been produced to me, and signed and acknowledged to before me by Dean E. Lovins, as his voluntary act and deed this the 14 day of June, 2006.

Amy Jantch
NOTARY PUBLIC

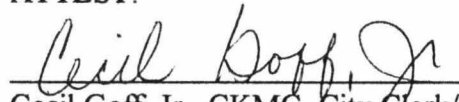
My Commission Expires: 11-23-09

This Ordinance shall take effect upon its passage, publication (in whole or in summary), and recording as provided by law. The Ordinance, with the attachments, shall be recorded in the Pulaski County Clerk's Office, pursuant to the provisions of **KRS 82.405**.

Adopted this the 5th day of June, 2006.


Dean E. Lovins, Mayor, City of Burnside

ATTEST:


Cecil Goff, Jr., CKMC, City Clerk/Treasurer
City of Burnside, Kentucky

FIRST READING: May 16, 2006

SECOND READING: June 5, 2006

DATE OF PUBLICATION: June 15, 2006

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PREPARED BY: Dan Thompson, City Attorney