

ORDINANCE NO. 0-35-79

AN ORDINANCE CLOSING A PORTION OF WOODLAND AVENUE IN THE CITY OF FLORENCE, KENTUCKY AS A PUBLIC WAY AND AUTHORIZING, ORDERING AND DIRECTING THE CITY ATTORNEY TO INSTITUTE THE NECESSARY COURT ACTION TO HAVE SAME CLOSED AS PROVIDED BY LAW.

WHEREAS, that portion of Woodland Avenue which lies between lots 67 and 68 of Grandview Heights Subdivision as shown on the Plat recorded in Plat Book 2, Page 20 in the Office of the Boone County Clerk, Burlington, Kentucky is not now being used and has never been paved and is located in such a position as to indicate that it will not be needed as a public way of the City of Florence, Kentucky, and

WHEREAS, the owner of all the land adjacent to said street has petitioned this Council to take the necessary legal steps to have same closed as a public way and has agreed to pay the cost of said closing.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FLORENCE, KENTUCKY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I

That the portion of Woodland Avenue which lies between Lots 67 and 68 of Grandview Heights Subdivision as shown on the Plat recorded in Plat Book 2, Page 20 in the Office of the Boone County Clerk, Burlington, Kentucky, be and the same is hereby closed as a public way of the City of Florence, Kentucky.

SECTION II

This Ordinance is passed under and in compliance with KRS 94.360 and Raymond R. Vincent, as City Attorney, is hereby authorized, ordered and directed to institute the necessary civil action in the Boone District Court for said street closing.

SECTION III

That all ordinances, resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

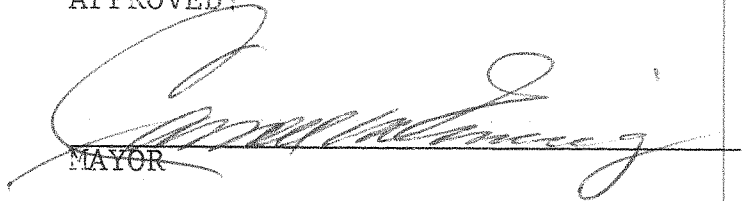
SECTION IV

That if any section, paragraph or clause of this ordinance be held by a proper court to be invalid, such invalidity shall not affect the remaining sections, paragraphs, or clauses, it being hereby expressly declared that the remainder of this Ordinance would have been passed despite such invalidity.


PASSED, APPROVED ON FIRST READING THIS 9TH DAY OF OCTOBER, 1979.

PASSED, APPROVED ON SECOND READING THIS 23 DAY OF Oct, 1979.

APPROVED:

  
MAYOR

ATTEST:

  
CITY CLERK