

**HARDIN COUNTY FISCAL COURT
RESOLUTION NO. 2011- 135**

**ROAD CLOSING – PINE HILL DRIVE
(Unconstructed portion)
SPRINGFIELD MEADOWS SUBDIVISION,
Elizabethtown, KY**

This Resolution duly made and adopted this 25th day of October 2011, by the Hardin County Fiscal Court, County of Hardin, Commonwealth of Kentucky.

WHEREAS, a request has been made by BUC INVESTMENTS c/o Billie Wade, as President, Shelbyville, Kentucky, to close the platted right-of-way of Pine Hill Drive (unconstructed street) in Springfield Meadows Subdivision, as recorded in the office of the Hardin County Clerk in Plat Cabinet 1, Sheet #4040. The closure will allow for the right-of-way and 12 adjoining lots to be merged into a single lot containing 12.6 acres to be used for the construction of a single family home. Additionally, the closure provide for a reduced Construction and Financial Security and on behalf of BUC INVESTMENTS;

WHEREAS, the proposal was submitted to the Hardin County Planning and Development Commission for review as provided in KRS 100.324(4); and the Commission having adopted RESOLUTION 2011-018 at its meeting held on the 18 October, 2011 finding that the closing of this platted right-of-way meets Goal 10 and Objective 10 of the COMPREHENSIVE DEVELOPMENT GUIDE, 2008, a photocopy of the said RESOLUTION is attached hereto and made a part hereof; and

WHEREAS, pursuant to KRS Chapter 178, the Hardin County Fiscal Court held a public hearing on Tuesday, 25 October 2011, on the proposed Road Closing and to receive the Viewers Report and testimony from the public,

NOW THEREFORE, BE IT RESOLVED, by the Hardin County Fiscal Court, Commonwealth of Kentucky as follows:

1. The closing of the platted right of way of Pine Hill Drive (unconstructed street) in Springfield Meadows Subdivision, as described in the Summary Report and shown on the plat (Sheet 4040), which by reference is made a part hereof, will not cause any inconvenience, nor will it result in a hardship for any person or property, and traffic patterns and the general health, safety and welfare of the public will be improved.
2. That the platted right-of-way is hereby closed, discontinued and removed from public use as provided in KRS Chapter 178.
3. Pursuant to Jones vs. Avondale Heights Co., 47 S. W. 2d 949 (KY. 1932) and other applicable case law, the closed platted right-of-way shall revert to the adjoining owners BUC INVESTMENTS and a subdivision plat, amending Springfield Meadows Subdivision illustrating the closed right-of-way must be submitted by BUC INVESTMENT and approved by the Planning Commission and recorded in the office of the Hardin County Court Clerk, Elizabethtown, Kentucky.

HARRY L. BERRY
HARDIN COUNTY
JUDGE /EXECUTIVE

JENNIFER B. OLDHAM
HARDIN COUNTY ATTORNEY