

**FISCAL COURT
RESOLUTION NO. 2022 - 044**

**ROAD CLOSING – Undeveloped 60’ Right-of-Way
for an unconstructed portion of Dogwood Lane
In Woodhaven Estates, Elizabethtown, KY**

This Resolution duly made and adopted this 22nd day of March 2022, by the Hardin County Fiscal Court, County of Hardin, and Commonwealth of Kentucky.

WHEREAS, a request has been made by Valerie & Brett Fisher to close an Undeveloped 60’ right-of-way for an unconstructed portion of Dogwood Lane, Elizabethtown, KY as illustrated on the Record Plat of Woodhaven Estates as recorded in the Office of the Hardin County Clerk in Plat Cabinet 1, Sheets 117A & 1501. The closed right-of-way will be consolidated into adjoining Lots 13B & 14A of Woodhaven Estates via an Amended Subdivision Plat with the dedication of a 50’ radius right-of-way at the end of the existing Dogwood Lane for a future cul-de-sac..

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 2022-008 at its meeting held on the 1st of March 2022 finding that the closing of the right-of-way meets the Goals and Objectives of the COMPREHENSIVE DEVELOPMENT GUIDE, 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, 22 March 2022, on the proposed Road Closing and to receive the Viewers Report and testimony from the public,

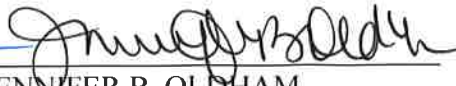
NOW THEREFORE, BE IT RESOLVED, by the Hardin County Fiscal Court, Commonwealth of Kentucky as follows:

1. The closing of Undeveloped 60’ right-of-way for an unconstructed portion of Dogwood Lane in Woodhaven Estates as illustrated on the attached exhibits, and described in the Summary Report, 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 property owner and be shown on an Amended Subdivision Plat of Woodhaven Estates, Lots 13B & 14A to be submitted by the owner and approved by the Planning Commission and recorded in the office of the Hardin County Court Clerk, Elizabethtown, Kentucky.

ADOPTED by the Hardin County Fiscal Court, Commonwealth of Kentucky, in Regular Meeting, on this 22nd of March 2022.



HARRY L. BERRY
HARDIN COUNTY
JUDGE /EXECUTIVE



JENNIFER B. OLDHAM
HARDIN COUNTY ATTORNEY