

**CITY OF DAYTON, KENTUCKY
ORDINANCE NO. 2022-#8**

**AN ORDINANCE CLOSING AND VACATING A PORTION
OF DODD DRIVE WITHIN THE MANHATTAN
HARBOUR DEVELOPMENT AREA IN THE CITY OF
DAYTON, KENTUCKY.**

WHEREAS, pursuant to KRS 82.405, the City of Dayton, Kentucky (“City”), has decided to close a portion of Dodd Drive in the City, as more fully described in the Exhibits of this Ordinance; and

WHEREAS, the City has identified all property owners in or abutting this public way to be closed (“Property Owners”) and has provided written notice of the proposed closing to the Property Owners; and

WHEREAS, the City received written, notarized consent of the proposed closing and vacation of the street from the Property Owners as well as a waiver and disclaimer of interest (“Consent”), which Consent and exhibits thereto are attached to this Ordinance and incorporated by reference herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF DAYTON,
CAMPBELL COUNTY, KENTUCKY, AS FOLLOWS:**

Section I. That a portion of Dodd Drive, as depicted in the map/plat attached hereto as Exhibit B of the Consent and made a part hereof by reference pursuant to KRS 83A.060(9), is hereby ordered closed and vacated without further action. This public way is described in narrative form in the legal description as Exhibit A of the Consent, which is attached hereto and incorporated herein.

Section II. Having made the above-referenced findings, this portion of Dodd Drive and any associated rights-of-way are deemed closed and vacated without further action pursuant to KRS 82.405(2). Also, pursuant to KRS 82.405(2), the City Attorney is directed and authorized to record a copy of this Ordinance with all its attachments, including the Consent, map/plat, and legal description, with the Campbell County Clerk’s office.

Section III. Once this Ordinance closing and vacating this right-of-way is recorded, the City shall convey the whole unimproved street to the appropriate parties, as determined by law, so that this property may be developed in accordance with the Manhattan Harbour Development Agreement, including any subsequent amendments thereto.

Section IV. Once this Ordinance closing and vacating this right-of-way is recorded, all plats and maps of the City of Dayton, Kentucky, including the official zoning map and all maps of the comprehensive plan of the City shall be considered amended to reflect this street closing and vacation.

Section V. This Ordinance shall be signed by the Mayor, attested by the City Clerk, recorded, published, and shall be in effect at the earliest time provided by law.


First Reading: April 19, 2022

Second Reading: MAY 3, 2022

A handwritten signature in blue ink, consisting of two large, stylized 'B' characters.

MAYOR BEN BAKER

ATTEST:

A handwritten signature in blue ink, reading 'Donna Leger' in a cursive script.

DONNA LEGER
CITY CLERK/TREASURER