

MUNICIPAL ORDER 44-2022

A MUNICIPAL ORDER DECLARING THE PROPERTY LOCATED AT 730 WALNUT STREET AS SURPLUS PROPERTY AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL ESTATE PURCHASE AGREEMENT AND DEED CONVEYING THE PROPERTY TO HABITAT FOR HUMANITY OF OWENSBORO-DAVIESS COUNTY, INC.

WHEREAS, the City of Owensboro ("City") participates in neighborhood redevelopment in HUD Qualified Census Tracts through homeownership, which provides an economic development benefit for the community; and

WHEREAS, the City owns certain real property located at 730 Walnut Street in Owensboro, Daviess County, Kentucky (the "Property"), which is located in a Qualified Census Tract; and

WHEREAS, the City desires to transfer the Property to Habitat for Humanity of Owensboro-Daviess County, Inc. ("Habitat for Humanity") for nominal consideration, pursuant to KRS 82.083, so that Habitat for Humanity can construct a new residence on the Property.

NOW, THEREFORE, BE IT ORDERED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

Section 1. In accordance with KRS 82.083(3), the Board of Commissioners makes the following determination:

- (1) The Property to be disposed of is located at 730 Walnut Street, and is more particularly described in the attached Exhibit "A."
- (2) At the time of its acquisition, the intended use for the Property was neighborhood redevelopment.

(3) It is in the public interest to dispose of the Property so that Habitat for Humanity can construct a new residence there. As a part of neighborhood redevelopment, this will provide an economic development benefit to the community.

(4) The method of disposition to be used for the Property is set forth in KRS 82.083(4)(b), as it will be transferred, with nominal compensation, for economic development purposes.

Section 2. By and through the Board of Commissioners, the property located at 730 Walnut Street is hereby declared surplus property which may be transferred, sold, or otherwise conveyed in accordance with KRS 82.083.

Section 3. That the Mayor, City Manager and appropriate staff members are hereby authorized to sign the real estate purchase agreement, deed and all other documents deemed necessary to the furtherance of the authority outlined herein.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 15th day of November, 2022.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk

EXHIBIT A

730 Walnut Street, Owensboro, KY: PVA Parcel No. 5-4-7-7

A certain lot or parcel of ground on the West side of Walnut Street in the City of Owensboro, Kentucky; and adjoining the lot of Mrs. Maggie York, now G.W. Birk, Jr. Beginning at the Northeast corner of the lot of Mrs. Maggie York, now G.W. Birk; running thence North along the West margin of Walnut Street 48 feet more or less to the Southeast corner of Tichenor's now Travis lot; thence Westwardly with Tichenor's now Travis South line 150 feet to a 17 foot alley; thence Southwardly along said alley 48 feet more or less to the Northwest corner of the York, now G.W. Birk lot; thence with the North line of said York, now Birk lot, 150 feet to the beginning.

This conveyance also includes right of way privileges of ingress and egress through the alley in the rear of the aforesaid lot, it being understood that said alley is a private alley for the use of this and other property heretofore sold by vendors of the First Party herein.

AND BEING the same property conveyed to the City of Owensboro, Kentucky, by Master Commissioner's Deed dated February 20, 2020, of record in Deed Book 1025, page 722, in the Office of the Daviess County Clerk.