

RESOLUTION NO. _____ , SERIES 2025

A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO ACCEPT THE ASSIGNMENT OF ONE SCENIC- CONSERVATION EASEMENT LOCATED AT 5811 STOLL HILL ROAD IN JEFFERSON COUNTY, KENTUCKY FROM THE LOUISVILLE/JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT.

SPONSORED BY: COUNCIL MEMBER SCOTT REED

WHEREAS, Louisville/Jefferson County Metropolitan Sewer District ("MSD") is the holder of one Scenic-Conservation Easement located at 5811 Stoll Hill Road in Jefferson County, Kentucky (the "Conservation Easements"); and

WHEREAS, MSD proposed to assign the Conservation Easement to Louisville/Jefferson County Metro Government ("Louisville Metro"); and

WHEREAS, the Louisville/Jefferson County Environmental Trust (the "Environmental Trust") is the Louisville Metro entity charged with managing conservation easements held by Louisville Metro pursuant to LMCO chapter 158; and

WHEREAS, MSD and the Environmental Trust agreed that MSD would assign the Conservation Easement to Louisville Metro pursuant to an Amendment to Memorandum of Agreement executed in March 2025, a copy of which is attached hereto as Exhibit A; and

WHEREAS, the assignment of the Conservation Easement to Louisville Metro shall assure the continued protection of outstanding natural resources and conservation values in the Goose Creek watershed, including a large variety of wildlife, and will yield significant public benefits; and

WHEREAS, the assignment of the Conservation Easement to Louisville Metro will serve the clearly delineated governmental policies of Kentucky Revised Statutes

382.800 *et seq.* to retain or protect "natural, scenic or open space values of real property, assuring its availability for agricultural, forest, recreational or open space use" and for "protecting natural resources, maintaining or enhancing air or water quality, or preserving the historical, archaeological, or cultural aspects of real property;" and

WHEREAS, pursuant to KRS 382.800 *et seq.*, Louisville Metro is authorized to accept conservation easements to retain and protect natural, scenic and open space values of real property assuring its availability for agricultural, forest or open space use, protecting natural resources, and preserving agricultural and other cultural aspects of real property in Kentucky, and Louisville Metro is qualified to accept such easements under Section 170(h) of the Internal Revenue Code; and

WHEREAS, the Metro Council desires the Mayor on behalf of Louisville Metro to accept the assignment of the Conservation Easement attached as Exhibit B on behalf of Louisville Metro;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

SECTION I: Louisville Metro is hereby authorized to accept the assignment of one Scenic-Conservation Easement at 5811 Stoll Hill Road in Jefferson County, Kentucky as shown on the attached Exhibit B.

SECTION II: This Resolution shall take effect upon its passage and approval or otherwise becoming law.

Sonya Harward
Metro Council Clerk

Brent Ackerson
President of the Council

Craig Greenberg
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____

R-038-25 Conservation Easement Assignments Stoll Hill.docx (APS)