

184.360 Acquisition of property -- Conditions – Exceptions.

- (1) (a) A transportation improvement district may acquire by purchase, lease, lease-purchase, lease with option to purchase, appropriation, or otherwise in the manner and for the consideration it considers proper, any public or private property necessary, convenient, or proper for the construction, maintenance, repair, or operation of a project. The district may pledge net revenues, to the extent permitted by KRS 184.350 to 184.395 with respect to bonds, to secure payments to be paid by the district under such a lease, lease-purchase agreement, or lease with option to purchase. Title to real and personal property shall be held in the name of the district.
- (b) If a district cannot come to terms on any property purchase, the district may request the city or county that established the district to acquire the property in accordance with KRS 416.540 to 416.670. Except as otherwise agreed to by the owner, full compensation shall be paid for public property so taken.
- (2) This section does not authorize a district to take or disturb property or facilities belonging to any public utility or to a common carrier engaged in interstate commerce when the property or facilities are required for the proper and convenient operation of the public utility or common carrier, unless provision is made for the restoration, relocation, replication, or duplication of the property or facilities elsewhere at the sole cost of the district.
- (3) Except as otherwise provided in KRS 184.350 to 184.395, disposition of real property shall be by sale, lease-purchase agreement, lease with option to purchase, or otherwise in the manner and for the consideration as the district determines if to a governmental agency, and otherwise in the manner provided in this section. Disposition of personal property shall be in the manner and for the consideration as the district determines.

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