

103.245 Definition of "building" and "industrial building" -- Acquisition procedure.

- (1) For purposes of the exercise of the power of eminent domain, "building" or "industrial building" shall be deemed to include only the following: coal conversion facilities, hospitals, primary medical centers, health care clinics, convention centers, or any industrial building as defined in KRS 103.200, which is to be located in a blighted area as defined in KRS 99.010(1)(a), or any of these things, to be rented or leased to a domestic or foreign corporation by the Kentucky Economic Development Finance Authority, the city or the county by which it is acquired.
- (2) An industrial building within the meaning of subsection (1) of this section may be acquired by a city or a county by purchase, gift, or condemnation. Whenever a city or a county shall determine that land or other property, right of way, or easement over or through any property is needed by such city or county, as the case may be, to accomplish the purposes of KRS 103.210 to 103.285, inclusive, it may by ordinance or resolution authorize the purchase or condemnation, in the name of such city or county, of said land or other property, or right of way or easement necessary for such purposes, and may proceed to condemn and acquire such property in the manner set forth in the Eminent Domain Act of Kentucky. All property, rights of way and easements already held by its owner or lessee for industrial development shall be exempt from condemnation under this section.

Effective: July 14, 1992

History: Amended 1992 Ky. Acts ch. 105, sec. 68, effective July 14, 1992. -- Amended 1980 Ky. Acts ch. 339, sec. 5, effective July 15, 1980. -- Amended 1976 Ky. Acts ch. 140, sec. 54. -- Created 1964 Ky. Acts ch. 90, sec. 2.