



**MEMORANDUM**

To: Keith Horn, Managing Attorney  
From: Chester Hicks, Administrative Officer  
Date: May 19, 2016  
RE: Proposed closing of Wilson Street

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This memorandum is to request the legal review of the Wilson Street proposed permanent closing. The appropriate LFUCG Division Directors and utility company representatives have responded with comments and those comments are enclosed for your review. The property owners (Carla Brown and Tony Childress) will accept full responsibility of the maintenance and repair of the right-of-way. Should you have any questions regarding this request please feel free to contact me at 258-3407.

The request and pertinent supporting materials were circulated among various divisions and utility representatives to determine impacts to current operations. The comments can be summarized as follows:

**LFUCG Divisions:**

Div. of Planning: The Division of Planning has no issues with the closure of the Wilson Street ROW. (Jim Duncan)

Div. of Engineering: We have no objection to the closure, but wanted to note a couple points.

I assume someone will check courthouse records to confirm ownership of the two adjoining lots.

The bigger issue in my mind is whether the requested action constitutes a subdivision under applicable administrative regulations (generally 210 KAR). A more appropriate vehicle for disposing of this r/w might be a consolidation plat showing the halves consolidated with their respective lots and citing the Council action that closed the R/W. (Robert Bayert)

Div. of Water Quality: The Division of Water Quality has a storm sewer line within the existing right of way. An easement will need to be retained for this storm sewer line. (Steve Farmer)

Div. of Traffic Engineering: TE is okay with releasing the R/W as requested. However, there needs to be a general utility easement retained between Deweese and Elm Tree for the overhead cable and streetlight feed. (Jeff Neal)



Div. of Streets & Roads: Streets and roads doesn't have a issue. All easements if we have any should be kept in place. (Albert Miller)

Fire Department: The proposed closure of the portion of Wilson St, that lies between 156 and 152 Deweese Street will have no adverse effect to the Division of Fire. (Cpt. Greg Lengal)

Police Department: Per LT. Bacon, the blocking of the road between 152 and 156 Deweese Street will not have an adverse affect on the response to emergency situations. (Gregg Jones).

Lexington Enhanced 911: This is no problem for 911, thanks. (Paul E Hockensmith)

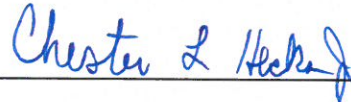
**Utilities:**

Kentucky American Water: Kentucky American should be good with this request. (Tobey Adams)

Kentucky Utilities: Kentucky Utilities has no objection to the closing of this portion of Wilson Street. (Kevin L. Long)

Windstream: Windstream has no objections to the closure but we do have aerial facilities that we'll need any easements kept in place. (Ashley L. Sanders)

Columbia Gas: Columbia Gas of Kentucky has a pipeline within the limits of this street right of way. We request an easement be retained across the entirety of the proposed right of way closure to protect our line. (Tony Tipton)



Chester Hicks, Administrative Officer

