



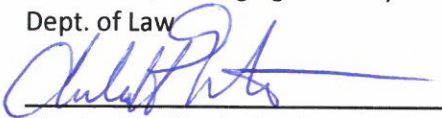
Lexington-Fayette Urban County Government  
DEPARTMENT OF ENVIRONMENTAL QUALITY & PUBLIC WORKS

Jim Gray  
Mayor

Charles Martin  
Acting Commissioner

**MEMORANDUM**

**To:** Keith Horn, Managing Attorney  
Dept. of Law

**From:**   
Charles Martin, Acting Commissioner  
Department of Environmental Quality & Public Works

**Date:** May 1, 2014

**Re:** Proposed Closure – Prospect Street and Simpson Avenue

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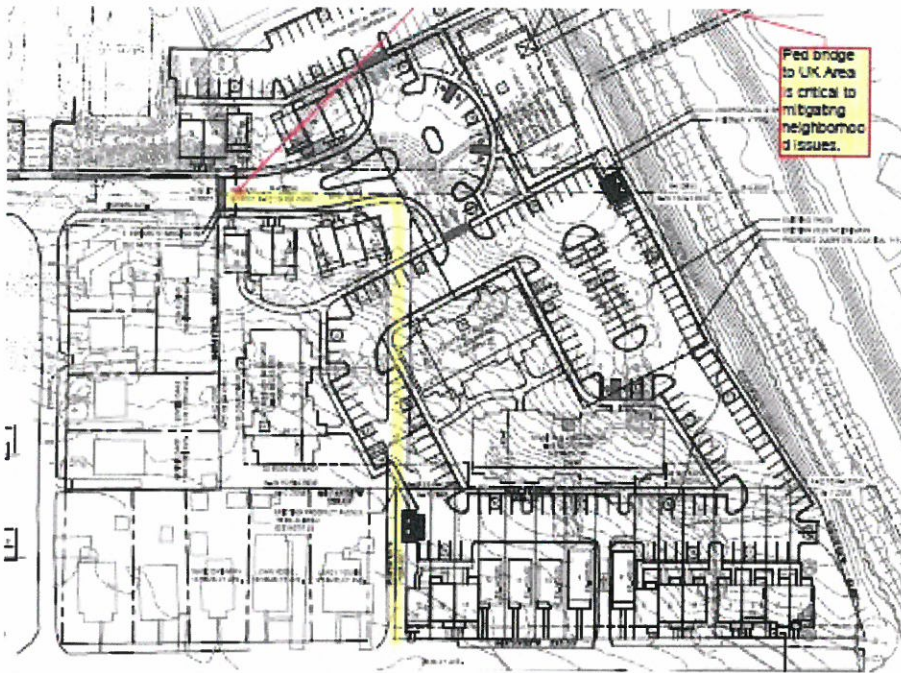
The Lexington-Fayette Urban County Government has received a request from Anderson Properties to close a portion of Simpson Avenue from 118 Simpson through 1100 Prospect and Prospect Avenue. See attached plat. The request and pertinent support materials were circulated among various divisions and utility representatives to determine impacts to current operations. The comments can be summarized as follows:

**LFUCG Divisions:**

Div. of Engineering: There appears to be storm and sanitary lines within the right-of-way. Easements will be needed for those LFUCG lines. The same would also apply for private utilities that may be in the right-of-way. The proposed development would be dependent on the right-of-way being released. Beyond what I stated above I don't have an objection to releasing the right-of-way. (B. Frazier)

Div. of Traffic Engineering: The Division of Traffic Engineering does not object to releasing the subject streets and right-of-way as requested. The request corresponds with the Amended Preliminary Development Plan, known as South Broadway Place (Phase III) and Lynn Grove Addition (see below).

There are currently three (3) streetlights on Prospect Ave. and (1) one on Simpson Ave. that would need to be physically removed or transferred to the new owner if and when the right-of-way is released. No traffic or streetlight related easements need to be retained.



(Jeff Neal)

No other divisions expressed any concern regarding the request.

**Utilities:**

Kentucky Utilities: KU has existing facilities and would like the right of way reserved as a utility easement. (Gary Houck)

Kentucky-American Water Company: Kentucky-American DOES have facilities in both of the right-of-ways (Prospect Ave & Simpson Ave) which is proposed to be closed. Accordingly, we will require easement rights be retained and copy of easement provided on Prospect Ave & Simpson Ave before final consent is given. (Tobey Adams)

Windstream: Windstream has no objection to this closure. (Lezlie Allison)

Columbia Gas: Columbia Gas does have pipeline within the limits of this street. Please retain an easement for our pipeline. (Tony Tipton)

dbs



April 30, 2014

Mr. Brad Stone  
Administrative Officer  
Lexington Fayette Urban County Government  
200 East Main Street  
Lexington, KY 40507

Re: Proposed Right-of-Way Closure/Transfer (Prospect/Simpson Ave)

Dear Mr. Wentz:

Your request of April 15, 2014 has been received and reviewed. Kentucky American **DOES** have facilities in both of the right-of-ways (Prospect Ave & Simpson Ave) which is proposed to be closed. Accordingly, we will **Require** easement rights be retained and copy of easement provided on Prospect Ave & Simpson Ave before finally consent be given.

Please advise if we can be of further assistance.

Sincerely,

Tobey Jason Adams  
Engineering Technician  
Kentucky American Water





## Brad Stone

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**From:** Houck, Gary [Gary.Houck@lge-ku.com]  
**Sent:** Monday, April 21, 2014 9:52 AM  
**To:** Brad Stone  
**Subject:** RE: Proposed closure of Prospect Ave and a portion of Simpson Ave

KU has existing facilities and would like the right of way reserved at a utility easement.

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**From:** Brad Stone [mailto:bstone@lexingtonky.gov]  
**Sent:** Tuesday, April 15, 2014 8:32 AM  
**To:** tobey.adams@amwater.com; lezlie.allison@windstream.com; jtipton@nisource.com; Houck, Gary  
**Cc:** Charles Martin; Commisioner EQ PW Exec Asst  
**Subject:** Proposed closure of Prospect Ave and a portion of Simpson Ave  
**Importance:** High

The Lexington-Fayette Urban County Government has received a request from Anderson Properties to close Prospect Avenue and a portion of Simpson Avenue (from 118 Simpson to just past 1100 Prospect Avenue). See attached plat.

Please review the attached materials and indicate whether the closing will have any adverse effect upon your operations, or whether any easements should be retained within the right-of-way in the event of closure. You may submit your response to me via email at [bstone@lexingtonky.gov](mailto:bstone@lexingtonky.gov). Thank you very much for your time and attention to this request.

**D. Brad Stone, Admin. Officer Sr.**  
Dept. of Environmental Quality & Public Works  
Lexington-Fayette Urban County Government  
200 East Main St.  
Lexington, KY 40507  
(859) 425-2520 [office]  
(859) 559-3070 [cell]

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## Brad Stone

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**From:** Allison, Lezlie [Lezlie.Allison@windstream.com]  
**Sent:** Friday, April 25, 2014 8:34 AM  
**To:** Brad Stone  
**Subject:** FW: Proposed closure of Prospect Ave and a portion of Simpson Ave  
**Importance:** High  
**Attachments:** Boundary Survey Simpson and Prospect Closure.pdf; SPW2392214041508330.pdf

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**From:** Allison, Lezlie  
**Sent:** Friday, April 25, 2014 8:32 AM  
**To:** 'bstone@lexingtonky.gov.'  
**Subject:** FW: Proposed closure of Prospect Ave and a portion of Simpson Ave  
**Importance:** High

Brad,

We have reviewed the plat for closure of Prospect Street as described on the attached file. Windstream has no objection to this closure.

Thank you,

### Lezlie Allison

Supervisor - OSP Engineering  
130 W. New Circle Rd  
Lexington, KY  
859-357-6205 - office  
859-492-0785 - cell

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**From:** Brad Stone [mailto:[bstone@lexingtonky.gov](mailto:bstone@lexingtonky.gov)]  
**Sent:** Tuesday, April 15, 2014 8:32 AM  
**To:** [tobey.adams@amwater.com](mailto:tobey.adams@amwater.com); Allison, Lezlie; [jtipton@nisource.com](mailto:jtipton@nisource.com); [gary.houck@lge-ku.com](mailto:gary.houck@lge-ku.com)  
**Cc:** Charles Martin; Commissioner EQ PW Exec Asst  
**Subject:** Proposed closure of Prospect Ave and a portion of Simpson Ave  
**Importance:** High

The Lexington-Fayette Urban County Government has received a request from Anderson Properties to close Prospect Avenue and a portion of Simpson Avenue (from 118 Simpson to just past 1100 Prospect Avenue). See attached plat.

Please review the attached materials and indicate whether the closing will have any adverse effect upon your operations, or whether any easements should be retained within the right-of-way in the event of closure. You may submit your response to me via email at [bstone@lexingtonky.gov](mailto:bstone@lexingtonky.gov). Thank you very much for your time and attention to this request.

**D. Brad Stone, Admin. Officer Sr.**  
Dept. of Environmental Quality & Public Works  
Lexington-Fayette Urban County Government  
200 East Main St.  
Lexington, KY 40507  
(859) 425-2520 [office]  
(859) 559-3070 [cell]

05/01/2014

## Brad Stone

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**From:** jtipton@nisource.com  
**Sent:** Wednesday, April 16, 2014 1:45 PM  
**To:** Brad Stone  
**Subject:** Re: Proposed closure of Prospect Ave and a portion of Simpson Ave

Columbia Gas does have pipeline within the limits of this street. Please retain an easement for our pipeline.  
Thanx, Tony.

James A. "Tony" Tipton  
NiSource Gas Distribution  
Leader, Land Services and  
Vegetation Management  
(859) 288-0228 office  
(859) 321-0521 cell

From: "Brad Stone" <bstone@lexingtonky.gov>  
To: <tobey.adams@amwater.com>, <lezzlie.allison@windstream.com>, <jtipton@nisource.com>, <gary.houck@lge-ku.com>  
Cc: "Charles Martin" <chmartin@lexingtonky.gov>, "Commisioner EQ PW Exec Asst" <commeqpwea@lexingtonky.gov>  
Date: 04/15/2014 08:32 AM  
Subject: Proposed closure of Prospect Ave and a portion of Simpson Ave

The Lexington-Fayette Urban County Government has received a request from Anderson Properties to close Prospect Avenue and a portion of Simpson Avenue (from 118 Simpson to just past 1100 Prospect Avenue). See attached plat.

Please review the attached materials and indicate whether the closing will have any adverse effect upon your operations, or whether any easements should be retained within the right-of-way in the event of closure. You may submit your response to me via email at bstone@lexingtonky.gov. Thank you very much for your time and attention to this request.

D. Brad Stone, Admin. Officer Sr.  
Dept. of Environmental Quality & Public Works Lexington-Fayette Urban County Government  
200 East Main St.  
Lexington, KY 40507  
(859) 425-2520 [office]  
(859) 559-3070 [cell]  
[attachment "Boundary Survey Simpson and Prospect Closure.pdf" deleted by Tony Tipton/CKY/Enterprise] [attachment "SPW2392214041508330.pdf" deleted by Tony Tipton/CKY/Enterprise]





Lexington-Fayette Urban County Government  
DEPARTMENT OF ENVIRONMENTAL QUALITY & PUBLIC WORKS

Jim Gray  
Mayor

Charles H. Martin, P.E.  
Acting Commissioner

**MEMORANDUM**

To: Brad Frazier, Director – Division of Engineering  
Jim Woods, Acting Director – Division of Traffic Engineering  
Tracey Thurman, Acting Director – Division of Waste Management  
Albert Miller, Acting Director – Streets, Roads and Forestry  
Chris King, Director – Division of Planning  
Chief Keith Jackson – Division of Fire and Emergency Services  
Chief Ronnie Bastin – Division of Police  
Paul Hockensmith – E911  
Chris Doerge – GIS  
Rod Chervus – Division of Water Quality

From: Brad Stone, Administrative Officer Sr.

Date: March 24, 2014

RE: Proposed closure of portion of Simpson Avenue from 118 Simpson through 1100 Prospect and Prospect Avenue

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The Lexington-Fayette Urban County Government has received a request from Anderson Properties to close a portion of Simpson Avenue from 118 Simpson through 1100 Prospect and Prospect Avenue. See attached plat.

Please review this proposal and indicate whether the transfer will have any adverse effect upon your Division, proposed costs associated with this request, or whether any easements should be retained within the right-of-way in the event of the transfer. **Please provide an email response to:**

**[commeqpwea@lexingtonky.gov](mailto:commeqpwea@lexingtonky.gov)**

**by 5:00 p.m., April 7, 2014**

Thank you for your time and attention to this request.

**John Strom, Legal  
Counsel for  
Anderson  
Communities  
859-538-5843**