



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

Jim Gray
Mayor

David L. Homes
Commissioner

MEMORANDUM

To: Mayor Gray and the City council
From: Chester Hicks, Administrative Officer
Date: January 15, 2015
RE: Proposed closing of Eldemere Road right-of-way

This memorandum is to request the approval of the Eldemere Road proposed permanent right-of-way closing. The appropriate LFUCG Division Directors and utility company representatives have responded with comments and those comments are below for your review. The property owner (Elizabeth and Tom Bulleit of 760 Montclair Drive) 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 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 Planning: The Division of Planning has no objection to this closure. (Chris King)

Div. of Engineering: Engineering does not object to the closing. We note the following points:

- We assume the closure will be permanent
- Easements should be maintained on any utilities existing in this corridor. Our investigation of the property only identified a storm catch basin in the radius curb as you would be entering the driveway, but others may be identified by other utilities and/or LFUCG Divisions.
- If the right-of-way is released it would be understood that this residential entrance would be an exception to the LFUCG standard. The property owner would be responsible for the curb, asphalt, sidewalk, and sidewalk ramps that are in existence as of this day and will maintain them in satisfactory working condition for the use of pedestrians. (Brad Frazier)

Div. of Water Quality: We have examined the situation on Eldemere Road and the Division of Water Quality has no issues with closing this section of street and allowing it to revert back to the adjacent property owners. (Steve Farmer)

Fire Department: The proposed closer between 760 and 810 Eldemere Road will have no negative effect on the Division of Fire. (Cpt. Greg Lengal)

Lexington Enhanced 911: E911 does not have any opposition to this request. (Robert Stack)

Department of Law: Department of Law has no objection to this closure.

Utilities:

Kentucky Utilities: KU would request that a 10' utility easement be retained at the end of the right-of-way. I have attached the exhibit with the requested area high-lighted in yellow. The area indicated is not to scale. (Kevin L. Long)

Windstream: Windstream would also request that a 10' utility easement be retained, as Kevin has indicated. (Lezlie Allison)

Chester Hicks, Administrative Officer