



Lexington-Fayette Urban County Government
DEPARTMENT OF PLANNING, PRESERVATION & DEVELOPMENT
DIVISION OF ENGINEERING

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

TO: Jim Gray, Mayor

FROM: Mark H. Feibes, P.E.
Municipal Engineer, Senior

DATE: November 6, 2015

SUBJECT: Resolution Authorizing Agreement with Property Owner
Project P-631 – Legacy Trail, Flag Poles

The purpose of this memorandum is to request a resolution authorizing the mayor to execute an agreement with Newtown Springs, LLC., regarding conditions for placement of flagpoles within the Legacy Trail easement, as it pertains to their property.

The current Grant of Easement from Newtown Springs, LLC (D.B. 3004, pg 36), includes Condition No. 8, which permits the placement of flagpoles within the easement, given the grantor's permission. To obtain this permission, Newtown Springs, LLC wants to reserve the right to build a flagpole base at an alternate location, at their expense if they so choose, in the future. A draft agreement has been prepared which is acceptable to Newtown Springs, LLC., and is therefore, ready to be executed upon Council approval.

This request has no budget impact to this FY or any future FY's.

Derek J. Paulsen, Ph.D.
Commissioner, Department of
Planning, Preservation & Development

Robert A. Bayert, P.E.
Acting Director, Division of Engineering