

**Planning Commission
Staff Report**

September 29, 2016



Case No:	16STREETS1005
Request:	Closure of a 30' Right-of-Way extending southeast from the P&L Railroad to its terminus just west of Weavers Run
Project Name:	Lewis Lane Street Closure
Location:	6600 Lewis Lane
Owner:	Louisville Metro
Applicant:	Louisville & Jefferson County Riverport Authority
Representative:	Keith Crowe, Qk4
Jurisdiction:	Louisville Metro
Council District:	14 – Cindi Fowler
Case Manager:	Laura Mattingly, Planner I

REQUEST

- Closure of a 30' Right-of-Way extending southeast from the P&L Railroad to its terminus just west of Weavers Run

CASE SUMMARY/BACKGROUND/SITE CONTEXT

The applicant proposes to close the 30 foot wide street described above for private use of the property. The closure area will be consolidated with the two abutting private properties as shown on the road closure plat, which are owned by the same entity, thereby consolidating the two tracts and eliminating any access issues.

LAND USE/ZONING DISTRICT/FORM DISTRICT TABLE

	Land Use	Zoning	Form District
Subject Property			
Existing	Right-of-Way	EZ-1	N
Proposed	Private Property	EZ-1	N
Surrounding Properties			
North	Vacant	EZ-1	N
South	Vacant	EZ-1	N
East	Industrial Warehouse	M-2	N
West	Commercial/Warehouse	C-1/C-2	SMC

PREVIOUS CASES ON SITE

- 13ZONE1021: Rezoning from R-4 and M-2 to EZ-1 on 13 parcels for warehouses, Riverport Phase 5.

INTERESTED PARTY COMMENTS

- Staff has not received comments from any interested parties.

APPLICABLE PLANS AND POLICIES

- Cornerstone 2020
- Land Development Code

STANDARD OF REVIEW AND STAFF ANALYSIS FOR STREET AND ALLEY CLOSURES

1. Adequate Public Facilities – Whether and the extent to which the request would result in demand on public facilities and services (both on-site and off-site), exceeding the capacity or interfering with the function of such facilities and services, existing or programmed, including transportation, utilities, drainage, recreation, education, emergency services, and similar necessary facilities and services. No closure of any public right of way shall be approved where an identified current or future need for the facility exists. Where existing or proposed utilities are located within the right-of-way to be closed, it shall be retained as an easement or alternative locations shall be provided for the utilities.

STAFF: Adequate public facilities will be maintained as the area of closure and adjoining properties will be consolidated.

2. Where existing or proposed utilities are located within the right of way to be closed, it shall be retained as an easement

STAFF: Any utility access necessary within the right of way to be closed will be maintained by agreement with the utilities. LG&E has received a Temporary Easement for the gas and electric facilities involved, as requested.

3. Cost for Improvement – The cost for a street or alley closing, or abandonment of any easement or land dedicated to the use of the public shall be paid by the applicant or developer of a proposed project, including cost of improvements to adjacent rights-of-way or relocation of utilities within an existing easement.

STAFF: The applicant will provide for any necessary improvements.

4. Comprehensive Plan – The extent to which the proposed closure is in compliance with the Goals, Objectives and Plan Elements of the Comprehensive Plan.

STAFF: The closure complies with the Goals, Objectives and Plan Elements of the Comprehensive Plan found in Guideline 7 (Circulation) and Guideline 8 (Transportation Facility Design). Any physical improvements necessary will be provided by the applicant. The area of closure will be consolidated with adjoining properties and as this road came to a dead end, it will not affect the street grid pattern in the area.

5. Other Matters – Any other matters which the Planning Commission may deem relevant and appropriate.

STAFF: There are no other relevant matters.

TECHNICAL REVIEW

Louisville Fire District (PRP) – **Approved**

E-911/Metro Safe Addressing – **Approved**

AT&T – **No comments received.**

MSD – **Approved**

Louisville Metro Health Department – **Approved**

Louisville Gas & Electric – **Approved**

Louisville Water Company – **Approved**

Louisville Metro Transportation Review – **Approved**

Historic Preservation – **No comments Received**

TARC – **Approved**

STAFF CONCLUSIONS

The proposal meets or exceeds all applicable items of the comprehensive plan in regards to the Neighborhood Form District. The area of closure will be consolidated with adjoining lots. The functional hierarchy of streets will not be affected and 100% of adjoining property owners have given consent.

Required Actions

Based upon the information in the staff report, the testimony and evidence provided at the public meeting, the Planning Commission must **RECOMMEND** Louisville Metro Council **APPROVE** or **DENY** this proposal.

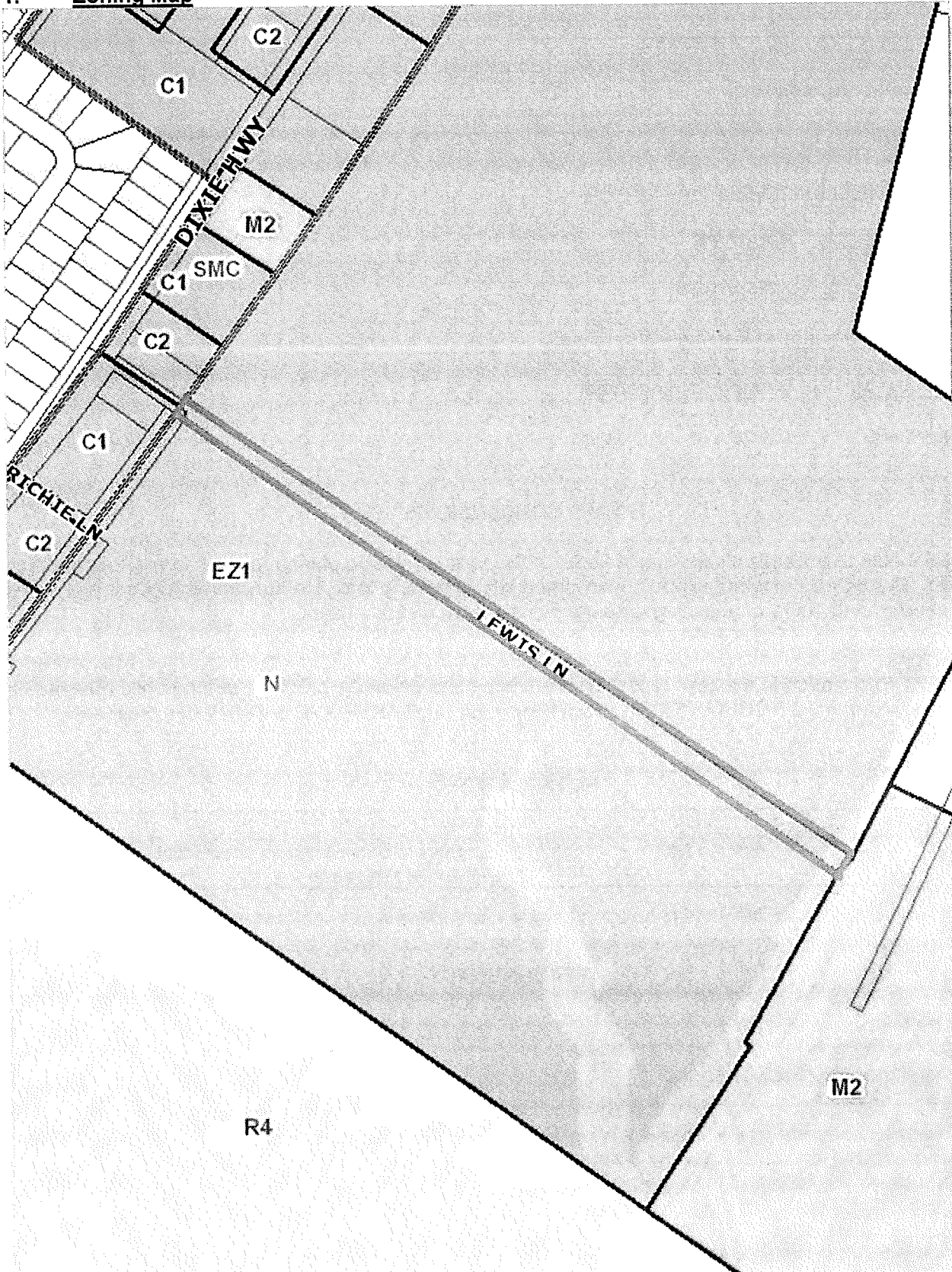
NOTIFICATION

Date	Purpose of Notice	Recipients
9/07/16	Meeting before LD&T	Subscribers to Council District 14 Notification of Development Proposals

ATTACHMENTS

1. Zoning Map
2. Aerial Photograph
3. Cornerstone 2020 Staff Checklist

1. Zoning Map



2. Aerial Photo



3. Cornerstone 2020 Staff Checklist for Neighborhood

- + Exceeds Guideline
- √ Meets Guideline
- +/- More Information Needed
- Does Not Meet Guideline
- NA Not Applicable

#	Cornerstone 2020 Plan Element	Plan Element or Portion of Plan Element	Staff Finding	Staff Comments
28	Mobility/Transportation Guideline 7: Circulation	A.1/2: The proposal will contribute its proportional share of the cost of roadway improvements and other services and public facilities made necessary by the development through physical improvements to these facilities, contribution of money, or other means.	√	The applicant will provide for any necessary improvements.
36	Mobility/Transportation Guideline 8: Transportation Facility Design	A.11: The development provides for an appropriate functional hierarchy of streets and appropriate linkages between activity areas in and adjacent to the development site.	√	The proposal will provide for an appropriate functional hierarchy of streets for the surrounding areas because the area of closure will be consolidated with the adjoining properties and the street comes to a dead end currently.

Mattingly, Laura L

From: Vincent Smith <vsmith@prpfire.org>
Sent: Thursday, September 22, 2016 9:19 PM
To: Mattingly, Laura L
Subject: Re: Street Closure Review

Laura,

I have no issues with proposal and approve changes. If you should need anything in the future please don't hesitate to contact me.

Vincent Smith

Sent from my iPhone

On Sep 22, 2016, at 1:39 PM, Mattingly, Laura L <Laura.Mattingly@louisvilleky.gov> wrote:

Mr. Smith,

I believe your department received this for review earlier in the year but it went to committee today and one of the commissioners was concerned that we didn't hear anything back from you all on this. Can you please review this to ensure there are no issues? Thanks!

Laura L. Mattingly
Planner I
Develop Louisville - Planning and Design Services
Metro Development Center -- 3rd Floor
444 S. Fifth Street, Louisville, KY 40202
(502) 574-8695
<http://www.louisvilleky.gov/PlanningDesign/>

<16STREETS1005_StreetClosurePlat.pdf>

Land Development and Transportation Committee

Staff Report

September 22, 2016



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INTERESTED PARTY COMMENTS

Oct. 6

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MSD – Approved

Louisville Metro Health Department – Approved

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Historic Preservation – No comments Received

TARC – Approved

STAFF CONCLUSIONS

The proposal meets or exceeds all applicable items of the comprehensive plan in regards to the Neighborhood Form District. The area of closure will be consolidated with adjoining lots. The functional hierarchy of streets will not be affected.

The proposal is in order to be placed on the earliest possible Consent Agenda of the Planning Commission as 100% of the adjoining property owners have given their consent to the closure.

Required Actions

Based upon the information in the staff report, the testimony and evidence provided at the public meeting, the Land Development and Transportation Committee must **SCHEDULE** this proposal for a Planning Commission **PUBLIC HEARING, BUSINESS SESSION, or CONSENT AGENDA.**

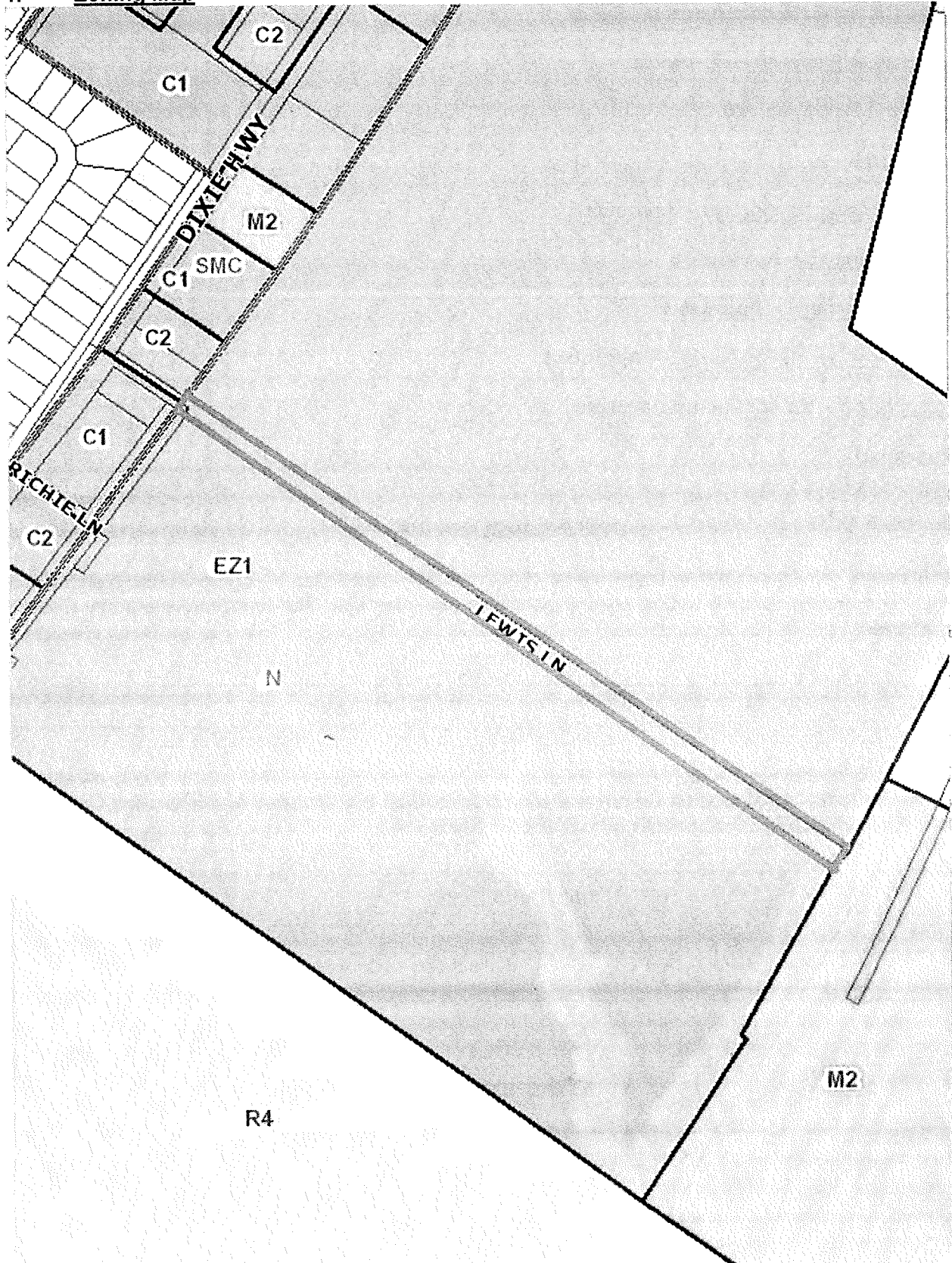
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