

**Planning Commission Minutes  
February 19, 2015**

**Public Hearing**

**Case No. 14STREETS1011**

**Request:** Closure of Avoca Road at its intersection with Ridge Road and the CSX Railroad

**Project Name:** Avoca Road Street Closure

**Location:** 12510 Ridge Road

**Owner/Applicant:** Louisville Metro

**Jurisdiction:** Louisville Metro

**Council District:** 17 – Glen Stuckel and 19 – Julie Denton

**Case Manager:** **David B. Wagner – Planner II**

The staff report prepared for this case was incorporated into the record. The Commissioners received this report in advance of the hearing, and this report was available to any interested party prior to the public hearing. (Staff report is part of the case file maintained in Planning and Design Services offices, 444 S. 5th Street.)

**Agency Testimony:**

00:09:33 David Wagner presented the case and showed a Power Point presentation (see recording and staff report for detailed presentation.)

00:15:17 In response to a question from Commissioner Proffitt, Mr. Wagner said all agencies that deal w/ emergency services have been consulted and there were no concerns raised.

**The following spoke in favor of the proposal:**

Alice McKinley, representing the City of Anchorage, 1306 Evergreen Road, Anchorage, KY 40223

**Summary of testimony of those in favor:**

00:15:44 Alice McKinley, representing the City of Anchorage, said Anchorage is in full support of this road closure.

00:16:30 In response to a question from Commissioner Brown, Mr. Wagner said the City of Middletown has submitted a letter of support.

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00:16:53 In response to a question from Commissioner Jarboe, Tammy Markert with Metro Transportation Planning said a turnaround is being considered.

**The following spoke in opposition to the proposal:**

No one spoke.

**The following spoke neither for nor against the proposal:**

No one spoke.

**Rebuttal:**

There was no rebuttal, since no one spoke in opposition.

**Deliberation:**

00:28:07 Commissioner's deliberation.

**An audio/visual recording of the Planning Commission hearing related to this case is available on the Planning & Design Services website, or you may contact the Customer Service staff to view the recording or to obtain a copy.**

**Street Closure**

00:18:43 On a motion by Commissioner Peterson, seconded by Commissioner Brown, the following resolution was adopted:

**WHEREAS**, the Louisville Metro Planning Commission finds that adequate public facilities will be maintained as the remainder of Avoca Road and Ridge Road will remain open for vehicular access to property on either side of the railroad tracks. This railroad crossing has been barricaded for some time and the proposal will reflect the current situation at the subject site; and

**WHEREAS**, the Commission further finds that any utility access necessary within the right of way to be closed will be maintained by agreement with the utilities; and

**WHEREAS**, the Commission further finds that the applicant will provide for required improvements including cost of improvements to adjacent rights-of-way or relocation of utilities within an existing easement; and

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**WHEREAS**, the Commission further finds that 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). The physical improvements necessary for the closure will be completed by the applicant. The railroad crossing creates an unsafe crossing due to environmental constraints in the area and a decrease in the number of railroad crossings is a general benefit to safety. Access continues to be provided to the east and west of the closure site and emergency vehicles would have difficulty crossing the railroad tracks at this location. The crossing has been barricaded for some time and this proposal represents what is currently on the site; and

**WHEREAS**, the Commission further finds that, based on the evidence and testimony presented and the staff report that all of the applicable Guidelines of Cornerstone 2020 and the Comprehensive Plan are being met; now, therefore be it

**RESOLVED**, the Louisville Metro Planning Commission does hereby **RECOMMEND** to the legislative body of Louisville Metro Government, the City of Jeffersontown, and the City of Middletown that the requested street closure as described in the attached legal description be **APPROVED**.

**The vote was as follows:**

**YES: Commissioners Proffitt, Brown, Jarboe, Kirchdorfer, Peterson, and White.**

**NO: No one.**

**NOT PRESENT: Commissioners Blake, Turner, Tomes, and Butler.**

**ABSTAINING: No one.**

**LAND DEVELOPMENT & TRANSPORTATION COMMITTEE MINUTES**  
**January 22, 2015**

**NEW BUSINESS**

**CASE NO. 14STREETS1011**

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**Project Name:** Avoca Road Street Closure  
**Location:** 12510 Ridge Road  
**Owner:** Louisville Metro  
**Applicant:** Louisville Metro  
**Representative:** Louisville Metro  
**Jurisdiction:** Louisville Metro  
**Council District:** 17 – Glen Stuckel  
19 – Julie Denton  
**Case Manager:** **David B. Wagner – Planner II**

The staff report prepared for this case was incorporated into the record. This report was available to any interested party prior to the LD&T meeting. (Staff report is part of the case file maintained in Planning and Design Services offices, 444 S. 5<sup>th</sup> Street.)

**Agency Testimony:**

00:06:57 Mr. Wagner discussed the case summary, standard of review and staff analysis from the staff report.

**The following spoke in favor of this request:**

Tammy Markert, Transportation Planning, 444 South 5<sup>th</sup> Street, Louisville, Ky. 40202

**Summary of testimony of those in favor:**

00:14:17 Ms. Markert said there's not a lot of right-of-way or space in general to work with. If there's a way to provide a turnaround, it will be provided.

**Deliberation**

00:17:15 Planning Commission deliberation.

**An audio/visual recording of the Land Development & Transportation Committee meeting related to this case is available on the Planning & Design Services website, or you may contact the Customer Service staff to view the recording or to obtain a copy.**

**The Committee, by general consensus, placed Case No. 14STREETS1011 on the February 19, 2015 public hearing, to be held at the Old Jail Building, 1:00 p.m.**