

Subj: **1600 Cherokee Road fence in Bonnycastle ROW**
Date: 8/25/2016 11:26:44 A.M. Eastern Daylight Time
From: MarvBDG@aol.com
To: Jeffrey.Brown@louisvilleky.gov, dale.brierly@louisville.gov
CC: ehodge@JeffersonDevelopmentGroup.com, marvbdg@aol.com

Jeff, Thank you for the impromptu meeting yesterday. Please confirm this email if it matches with your memory of what we talked about and agreed to.

Metro Public Works understands that an approximate 7 ft. tall wrought iron style (aluminum material) fence has been constructed at 1600 Cherokee Road approximately 6 ft. in the Bonnycastle ROW. The fence is located approximately 18 inches behind the existing sidewalk along Bonnycastle Avenue and does not extend past the front facade of the building as it faces Cherokee Road. Based on the Survey Drawing that was reviewed, Metro Public Works can agree to allow the fence to remain in the Bonnycastle Avenue ROW pending the following conditions are met.

- 1) A ROW License Agreement is made between the Owner and Metro Public Works and Fee Paid. The Agreement and Fee are renewed Annually.
- 2) Metro Louisville is named as an Additional Insured on the Property Owner's Insurance Policy and maintained for an amount to be determined by Metro Public Works.
- 3) A Variance is approved by the Board of Zoning Adjustment for the 7 ft. +/- tall fence to be allowed to remain in the required front yard.

Thank you.

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