

**PLANNING COMMISSION MINUTES  
DECEMBER 15, 2016**

**CONSENT AGENDA**

**CASE NO. 16STREETS1019**

Request: Alley Closure  
Project Name: E. Washington Street Alley  
Location: Northeast from E. Washington Street; Southwest from Buchanan Street  
Owner: Jabb LLC  
Applicant: Jabb LLC  
Representative: Schroll Land Surveying – Bill Schroll  
Jurisdiction: Louisville Metro  
Council District: 4 – David Tandy  
Case Manager: Joel Dock, Planner I

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.)

**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.**

**Agency Testimony:**

**00:05:56** Joel Dock stated there were some concerns pointed out at the LD&T Committee hearing about the possibility of bricks or stones being below the portion of the alley to be closed. Mr. Dock stated stones were found beneath this portion of the alley and those stones would need to be excavated and stockpiled for Public Works to pick up or to be delivered to the Public Works facility prior to the recording of the street closure, so that would need to be the only Condition of Approval of this street closure (see recording for detailed presentation).

**00:07:51** On a motion by Commissioner Carlson, seconded by Vice Chair Lewis, the following resolution was adopted:

**WHEREAS**, the Louisville Metro Planning Commission finds that the requested closure does not result in demand on existing or future public facilities and services as the alley is not in operable condition and does appear to contain any utilities requiring easements, 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. No need for utility access has been expressed by the utility agencies servicing the area, and

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**WHEREAS**, the Commission further finds that 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, and

**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). Any physical improvements necessary for the closure will be completed by the applicant. Right-of-way proposed for closure does not serve as public access to surrounding uses or obstruct circulation with adjacent uses, and

**WHEREAS**, the Commission further finds that there are no other relevant matters; now, therefore be it

**RESOLVED**, that the Louisville Metro Planning Commission, in Case Number 16STREETS1019, does hereby **RECOMMEND APPROVAL** to Louisville Metro Council on **CONDITION** that historic bricks and stones be excavated for preservation purposes and that the applicant and Metro Public Works shall work together to arrange for their collection prior to recording of the street closure.

**The vote was as follows:**

**Yes: Commissioners Brown, Tomes, Howard, Smith, Carlson, Gazaway, Vice Chair Lewis and Chair Jarboe**

**Not Present: Commissioners Kirchdorfer and Peterson**