

**STAFF REVIEW
RIGHT-OF-WAY CLOSING**

October 20, 2011

2011-02-RWC Bowling Green Municipal Utilities has filed an application to close three (3) alleys bound by Kentucky Street, Center Street, 9th Avenue/East Main Street, and 8th Avenue. A 13' alley totaling 2,828 square feet, a 12' alley totaling 541 square feet and a 10' totaling 510 square feet along with all other recorded or unrecorded right-of-ways and alleys located within this area.

The applicant, Bowling Green Municipal Utilities, have requested this closing for the purpose of combining the lots for parking and a new project development.

The applicant submitted the required letters from the ten (10) agencies listed below stating the closing of this right-of-way has 'No Impact' with respect to their agency. Any Staff or agency with a stated condition is noted below.

1. City of Bowling Green - Melissa Cansler, PE, City Engineer, Public Works
2. Bowling Green Fire Department - Brian O'Callahan, Assistant Chief
3. Bowling Green Police Department - Doug Hawkins, Chief of Police
4. Medical Center EMS - John R. Fathbruckner, Director
5. Sanitation Services - Bill Ketchum, Operations Manager
6. Bowling Green Municipal Utilities - Water & Sewer Division - Emmitt Wood, Water/Wastewater Engineering Superintendent.
7. Bowling Green Municipal Utilities - Electric Division - Chad Spencer, Electric Engineering Supervisor
8. AT&T - Buzz Collburn, Electric Engineer Supervisor
9. Insight Communications - Tom Mracek, Construction Supervisor
10. Atmos Energy - Byron Oost , Project Specialist

CONSISTENCY WITH COMPREHENSIVE PLAN: No Impact.

FINDINGS OF FACT PER KRS 82.405:

- (A) Identification of all property owners abutting the right-of-way to be closed was made by applicant;
- (B) Written notice was given to the property owners abutting the right-of-way;
- (C) The two property owners abutting the right-of-way to be closed have given their written and notarized consent to the closing.

ADDITIONAL COMNDITIONS:

A revised plat must be recorded reflecting the Right-Of-Way Closing.

RIGHT-OF-WAY CLOSING MOTIONS

MOTION TO APPROVE:

I make the motion to **approve** the Right-of-Way Closing, Docket #2011-02-RWC subject to the recording of a plat revision as noted in the staff report. My motion is based on the findings of fact as presented in the staff report, and the testimony presented in this public hearing that the Right-of-Way Closing **is** in compliance with Section 3.16 of the Warren County Zoning Ordinance.

or

MOTION TO DISAPPROVE:

I make the motion to **disapprove** the Right-of-Way Closing, Docket #2011-02-RWC. My motion is based on the findings of fact as presented in the staff report, and the testimony presented in this public hearing that the Right-of-Way Closing **is not** in compliance with Section 3.16 of the Warren County Zoning Ordinance.