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DESCRIBE THE PRESENT AND ORIGINAL (IF KNOWN) PHYSICAL APPEARANCE

Generally speaking, the Butchertown Historic District lies between Main Street and Story Avenue on the south, the floodwall on the north, I-65 and the Penn Central right-of-way on the west, and the Beargrass Creek from Spring Street to the Pumping Station on the east. Washington Street forms a central axis through much of the district, ending at Adams Street on the east. (For the exact boundaries, see 9)

The development and continuity of Butchertown can be traced vividly through a series of historic maps and views (labelled H, attached; most of them are reproduced from Samuel W. Thomas, Views of Louisville Since 1766).

The area was originally bounded by two forks of Beargrass Creek (see Historic Map 1). The main branch originally emptied into the Ohio about 3rd Street in downtown Louisville, considerably to the west of its present mouth. This branch was filled in during the mid-1850s, although its course remains definable and forms the approximate northern boundary of the district. The Muddy Fork from the east and the Middle Fork from the south meet approximately at the eastern tip of the district, while the South Fork joins the Middle Fork near the present Bourbon Stockyards at the southwestern corner of the district. A modern expressway (I-65) forms the western boundary, dividing the neighborhood from the downtown commercial and industrial area (see U.S.G.S. map). Another north-south expressway, I-64, unfortunately divides the historic district near its center, although the old east-west streets provide a strong enough axis to maintain continuity from one end to the other. The access ramp to the Big Four Railroad Bridge connecting Kentucky and Indiana formerly also traversed the district in a north-south direction, reaching ground level near the Bourbon Stock Yards, where the several railroad lines connected. The bridge is no longer used, however, although remnants of the ramp remain (see photo 3). Furthermore, a tangle of expressways connecting with the east-west expressway, I-71, follows approximately the old channel of Beargrass Creek to the north of the district, although some primarily industrial and commercial development lies between the district and the highway system. These highways take the place of the old turnpikes that entered Louisville from the east at Butchertown, and still provide a smaller-scale network within the district.

These boundaries include numerous structures and areas that might be considered intrusions in a district of more overtly homogeneous character. Since Butchertown is now and historically has been characterized by such socio-economic diversity and mixed uses of land, however, these "intrusions" form an intrinsic part of the district (see the Historic maps and views), and will not be listed here as such. The mixed character of the district is, if anything, overemphasized in the modern photographs because of the distortions of perspective. Within the boundaries there is a definite sense of identity, partly because of the everpresent overlapping transportation systems and a few conspicuous landmarks such as the twin spires of St. Joseph's Church, and partly because one is seldom if ever out of sight of residential structures--and therefore of human scale, however varied individual dwellings may be.

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Butchertown Historic District

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On the other hand, the boundaries provide relatively clear dividing lines between areas of mixed use with a substantial proportion of surviving historical fabric, and blocks either completely industrial-commercial or entirely 20th-century in construction date. The south side of Story Avenue from where it separates off Main Street east to Spring retains only a slight scattering of older structures, with little or no sense of continuity. The north bank of Beargrass Creek from Spring to the Pumping Station remains relatively unspoiled and represents the historical raison-d'être for the area's existence and character. Unfortunately, the floodwall has physically split several streets lined with modest but compatible older residences off from the main axis of Butchertown. However, these dwellings are still part of the fabric of Butchertown; farther behind them to the north in most cases lies land of an incompatible character and use, mainly industrial associated with the innumerable railroad tracks and cut off from surrounding areas by the tangle of expressway interchanges north almost to the Ohio River. The northwestern blocks included in the designation have suffered a particularly high rate of attrition, but include several individual structures traditionally associated with Butchertown, such as the house Thomas Alva Edison lived in at 729 East Washington between 1866-1868 and the fine double house at 729 Franklin Street, as well as a number of rare surviving Greek Revival vernacular townhouses.

The Butchertown area contains a number of local architectural landmarks. Among them is St. Joseph's Roman Catholic Church (photos 35-38). The church, of brick trimmed with stone and terracotta insets, was designed by Adolph Druiding, a St. Louis and Chicago architect who had drawn plans for more than one hundred churches in America. The church is built without interior pillars, affording an unobstructed view of the altars. The main reredos, an intricately carved structure of wood, reaches nearly to the 57-foot-high vaulted ceiling. The church was completed in 1885 with the exception of the twin spires which were completed in 1905-1906. The 175-foot towers are the tallest church spires in the city of Louisville. They identify Butchertown and make a prominent landmark for those traveling on the nearby expressways. (Also within the district are a very handsome and elaborate 1891 German Methodist church complex at the corner of Main and Shelby Streets (photo 18; it was probably designed by the fine local firm of Clarke and Loomis) and a modest but charming frame church on East Story Avenue (photo 11; now unfortunately aluminum-sided).

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- Immediately across from St. Joseph's is a handsome old fire station with a Baroque balustrade supported by stone pilasters set within the facade overlooking Washington Street (photo 39). It was built in 1873 under the influence of Senator J. M. Letterle for whom it was named. The station has now been converted into an attractive interior decoration shop, one of the earlier adaptive uses in the recent revival of the area.
- On the corner of Adams and Washington Streets is still standing the building which William Gnau had built in 1875 as his family residence and place of business (photo 42). William Gnau Groceries, Provisions, and Feed Company was one of the oldest groceries in this locality. This building now also houses an interior decoration shop and the residence of its proprietors. The structure has been kept very nearly original on the exterior. It has a sister building in the 1400 block of East Main Street, which is entirely original, including the delicate iron work above the first floor windows (photo 21). Nearby is "Bakery Square" (photo 32), once a large local bakery, recently successfully converted into a cluster of shops and restaurants--one of the latter, appropriately called "The Stable," is located in the ample former stables that enclose the cobbled baker's yard.

The center of Washington Street is climaxed by the great Victorian double houses now used effectively as the Wesley Community House (photos 25 and 26). It is said that the elaborate shingle-style house across the street was built for the daughters of the same man. Farther west on Washington is the modest but historic duplex cottage in which 10 the young Thomas A. Edison lived from 1866 to 1868, when he worked in Louisville as a telegraph operator (photo 23). The house itself is typical of the vernacular dwellings of the area, which range from the early Greek Revival townhouses (see photo 22, left) through 11 many versions of the one-story "shot-gun" house, usually with the two-story rear portion known as a "camel-back." The shotgun houses may ultimately have a source in African structures of the "Slave Coast" transmitted through Haiti and New Orleans in the early 19th century and thence north along the Mississippi and Ohio Rivers. Those in Louisville appear to date from the second half of the century, and are mainly associated with the Germans who immigrated into the city by the thousands in the mid-19th century and who, of course, formed the backbone of the butcher industry. Some shotguns, like the "Edison House," are double. (See photos 13, 16, 19-20, 28, 29, 30, 34-35, 40-41, 49, 50.)

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Butchertown Historic District

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Throughout the area the "standard" larger houses, mixed in with the smaller shotguns, whose facades are often reduced versions of them, are the two or two-and-a-half-story Italianate townhouses known locally as the "Whitestone type" because they represent vernacular versions of the superb townhouses and villas designed by Louisville architect Henry Whitestone. These brick residences feature rich dentillated and/or modillioned cornices on the facades; segmental, round, or flat arched window heads, usually with brick or elaborate castiron hoodmolds; and raised brick courses connecting the attic twindows (see photos 11, 21, 31, 42). One example of this Italianate type, recently restored, has a prominent location on Adams Street at the head of Washington (photos 43-44). Others housed John Story, for whom the avenue was named (photos 4-5), and the founders of the famous Hadley Pottery (photo 14); the latter now serves as an art gallery and school of art.

Many of the later houses in the district, both single and double, are of frame construction and have less classical trim and such features as bay windows and varied porches (see especially photos 16, 19, 24).

Toward the west end of Franklin Street, north of Washington, is a fine early double house, said once to have been a tavern. It is one of the most impressive pre-1850 residential structures near the downtown area (photo 9). One of the most amusing houses in the area is the tiny cottage with an extravagant porch treated in the "Venetian Gothic" style, echoing on a smaller scale one of the houses on St. James Court, the upper-class residential enclave south of downtown Louisville (photo 27).

The Story Avenue section is somewhat more compact than Washington and Franklin Streets, with some quite grand houses (photos 14-16). At 1642 Story is the former "Last Chance Tavern," once the last tavern before the Brownsboro Turnpike on the way out of town. Its architecture is very much like that of the mid-century houses, but the lower story had a store-front (now walled up), supported on cast-iron columns. A considerable number of this type of mixed use remain, particularly along East Main Street (photos 18, 20, 21); the others house corner groceries and saloons (photos 11, 26, 28) elsewhere in the district.

The Bourbon Stockyards, still the economic core of Butchertown, is located at the southeast boundary of the proposed district, between Baxter Avenue and East Main Street.

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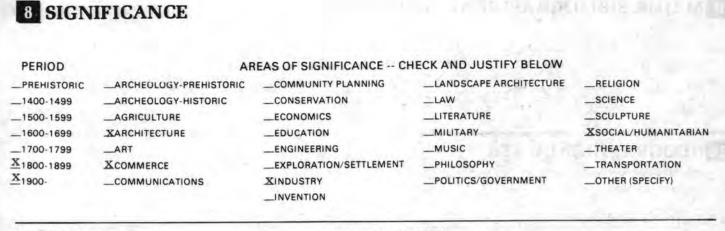
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The present Stockyard Exchange Building (photos 1 and 2) was designed by the Louisville firm D. X. Murphy and Co. in 1914. It has some of the most extravagant Beaux-Arts terracotta work in Louisville on the Main Street office block, which provides a kind of ceremonial screen in front of the vast array of functional sheds that house the actual stockyards, which are ranged along the labyrinth of railroad lines along Beargrass Creek (photo 3).

Other significant commercial-industrial structures in the district also relate to the stockyards. The "Grocers Ice and Cold Storage Company" on the northeast corner of Main and Hancock Streets has an unusually handsome and original facade of two-tone yellow brick and terracotta. Abstract geometric patterns suggestive of the building's function as a storage vault frame a plain brick surface in the center, whose void is broken by the recessed panels with the firm name in elegant raised letters. The office windows have a more classical trim of keystoned lintels, flanked by interiorized quoins, yet the overall effect recalls some of Frank Lloyd Wright's early designs for similar blocklike structures. Steel beams are used here both decoratively and to span the wide first-floor openings.

A smaller but elegant turn-of-the century building opposite the Stockyards houses a veterinary supply company, and the byproducts of the slaughterhouse are still processed in older buildings in the area. Adjacent to the present Caudill Seed Co. warehouse (photo 6) there remains, barely visible, a painted sign for the "Louisville Butchers Hide and Tallow Co." (photo 7), a consortium of "boss butchers" organized in 1873 to maximize profits. And in the northern extremity of the district is a modest frame shed housing the "Tri-City Hide and Tallow Co." (photo 51). Also, the interesting Hadley Pottery building east on Story Avenue is said once to have been a candle factory (photo 10). Most of the newer warehouses and other industrial buildings in the area seem to have taken the place of similar earlier factories (see photo 31).

In the back streets (some of them split down the middle by the floodwall (photos 13, 50; note the herringbone brick sidewalks)) and alleys, a few still cobbled (photo 41), survive many other features of 19th-century urban life that contribute to the unique and still viable character that is Butchertown's.



SPECIFIC DATES

BUILDER/ARCHITECT

STATEMENT OF SIGNIFICANCE

At one time, in the early 19th century, the area now known as Butchertown was the easternmost outpost of Louisville, retaining a suburban character at least until midcentury. The main sources of identity were the Frankfort Pike connecting the mercantile city of Louisville at the Falls of the Ohio River with the fertile Bluegrass region of central Kentucky, and Beargrass Creek. The roads and the forks of Beargrass Creek, which virtually encircled the district, and still define its boundaries and character, were the determining cause of the area's rapid development and distinctive character in the second half of the 19th century.

Much of Butchertown was once the farmland of Colonel Frederick Geiger, a distinguished veteran of the War of 1812, who about 1815 built a country house on the Frankfort Pike that may still exist as part of the large house on Linden Hill at the junction of Story Avenue (photo 12). Past his property were driven great droves of cattle and hogs, then the staple products of the Bluegrass, as thoroughbred horses are today. Bound for market in the South, they were driven to Louisville where the Ohio River at the mouth of Beargrass Creek provided convenient transportation to the Cotton States.

Although some of the animals were shipped live, it was more practical to butcher them in Louisville, salt the pork and pickle the beef, and pack it in barrels. Thus, the packing business in Louisville began early--no exact records were kept--but Louisville's first city directory, published in 1832, reveals that 12 butchers served the needs of the city's own tables and the packing business as well. Already two butchers were up on the east end of Main Street near today's Bourbon Stockyards--which didn't exist then. Probably they chose the location to get first choice from the droves of animals coming in the Frankfort Pike, and because it was close to Beargrass Creek--providing the water needed in the butchering process and serving as a handy drain. In Butchertown's prime, it is said, the creek ran red with blood from the slaughtering.

Louisville's butcher business was eventually to be dominated by the thrifty Germans who began arriving in the U.S. by the thousands after the failure in their homeland of the Revolution of 1848. Even before then, other Germans were emigrating and the two most important butchers in Louisville as early as the 1830s were two Germans: Frederick Bremaker and Peter Kliessendorf.

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As Louisville developed into the pantry of the Cotton Kingdom, the droves of cattle and hogs arriving became immense--sometimes 50,000 hogs at once to meet the demand for salt pork. Special inns sprang up in Louisville, offering accommodations for the drovers and pens where the stock could be kept until it was sold. Probably the first was the Bourbon House of about 1834, out on the Pike in today's Butchertown at what is now the corner of Story and Cabel (formerly spelled Cabell). It was the beginning of the Bourbon Stock Yards (photos 1-2), which opened in its present location in 1869 and soon absorbed all the other yards that had grown up around other drovers' inns.

As the butchering and pork-packing business grew, skilled German butchers were attracted to Louisville, settling along the Pike (it became East Main Street in the late 1840s, Story Avenue in the early 1870s) near the drove yards, building their shops facing the street, their slaughtering sheds in the rear along the creek. It was these independent 'boss butchers'' who caused the area to be tagged 'Butchertown'' as early as the 1850s. They supplied Louisville's home tables, the hotels and the steamboats, bidding on choice animals at the drove yards and offering strictly fresh cuts at their stalls in downtown market houses. By the end of the Civil War, Louisville's butcher population had grown to nearly 200, employing perhaps another 150 journeymen butchers and apprentices, and nearly 80% of them were located in Butchertown.

The meat-packing business, although it suffered severe competition with the opening of Western grazing lands after the Civil War and the rise of the Chicago packers, continued to be important. In the 1850s the Beargrass Pork House, between Cabel and Webster north of Quincy, was said to be the largest in the nation. Packing was mainly a winter business in the days before refrigeration and the pork-house whistles livened the morning air on cold mornings in Butchertown, calling workers from the shotgun cottages to hurry to work so the packing could be dispatched while the cold spell was on.

Meanwhile the "boss butchers" were growing affluent and building themselves big comfortable brick homes. In 1869 the Germans organized the Metzger Verein (Butcher's Society) at Ehrmann's Halle, still standing at 1663 Story Avenue, and began sponsoring gala annual balls, street parades and picnics. John M. Letterle, "boss butcher" and City council man, was the first president of the Society and the man who used his political influence to secure a firehouse for Butchertown (photo 39). It housed steam pumper #10,

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the "John M. Letterle," and today it is Allen House at 1419 East Washington, one of the many new businesses that is infusing Butchertown with fresh life. Directly across the street from it is St. Joseph's Roman Catholic Church, founded in 1866 to serve the large German population (photos 35-38).

Another Butchertown resident with political influence was builder John W. Story. When the old Turnpike received its third and last name, it was named for him. Other street names in the area interestingly invoke the early republic: Washington, Franklin, Adams, Quincy, Buchanan, and Webster.

The 40-year period after the Civil War marked Butchertown's economic high-water mark. In addition to the butchers, the packing houses, tanners, coopers, and soap and tallow makers (see photos 7, 10, 51), other enterprises began moving in. The woolen mill opened about 1864 at Frankfort and Story. Today the lot where it stood is the site of the annual Oktoberfest. A furniture factory opened in 1870 at Washington and Webster. Today it is Bakery Square (photo 32).

Two breweries opened in the late 1860s, and in one--the Franklin Street Brewery--young John F. Oertel learned his trade, and later opened his own Butchertown Braueri on Story Avenue in 1892. Those were the years when the beer flowed freely at tree-shaded Woodland Garden, which occupied the whole block between Wenzel and Johnson, Main and Market, just south of the present district. Famed <u>Courier-Journal</u> editor Henry Watterson had fond memories of Woodland Garden of the late 1860s: good music, good beer, good sausage, good cheese, and a pretzel.

And it was in the late 1860s that a young Western Union telegrapher, Thomas A. Edison, boarded in the house at 729 East Washington (photo 23). It is recounted that his Louisville stay was cut short when he was fired because one of his innumerable experiments ruined his boss's office rug. Now Butchertown, Inc., the neighborhood association, owns the house and hopes to restore it.

The eastern portion of what is now included in the Butchertown area contained several other industries, such as those located in the present Hadley Pottery factory (photo 10).

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Although this was originally a candle manufactory dependent on by-products of the slaughtering process, later in the 19th century a number of other products were made there. It is believed to have been the first industrial structure in Louisville to be wired for electricity. It is rumored also to have been an underground railroad station during the Civil War. It was George and the late Mary Alice Hadley, proprietors of and designers for the pottery, who instigated the revival of the eastern part of Butchertown in the early 1960s. Their own house (shown at the left in photo 14; now an art gallery and art center) is a rather grand one, a typical large Victorian single row-house with a tall brick facade adorned with a heavy cornice and lavish door and window trim. The cool, high-ceilinged rooms and dignified but enriched character of houses such as this one have much appeal, and represent a vernacular version of the mansions that once lined Broadway in downtown Louisville.

One of the distinctive aspects of Butchertown is that ambitious houses such as the Hadleys' are intermingled with more modest wooden ones, often of the "shotgun" type, not to mention small shops and various industrial plants; there is little consistency of scale or use, or apparent economic level. This very heterogeneity gives the area as a whole a paradoxically consistent character different from, say, Old Louisville where each street has its own scale and economic level, or Germantown to the south with its preference for "shotguns" or "hunchbacks" as they are called by older residents of the area. This architectural diversity is also reflected in the social diversity that has been maintained by the recent renewal of interest in Butchertown. The newcomers, many young professionals, have fitted-in in a remarkably harmonious manner with the remaining residents, whether with old German families or the more recent working-class residents. Thus a true neighborhood continuity has been retained and even invigorated, thanks not only to the efforts of the newcomers, but also to those of the "natives." It is not the individual buildings, their functions, or their inhabitants that give Butchertown its unique flavor: that identity is due to the willingness of a diversified group of people to live and work together to preserve and improve their neighborhood.

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based on city directories and trade records. Members of the research staff of the Louisville Historic Landmarks and Preservation Districts Commission, students of Walter E. Langsam at the University of Louisville, and members of Butchertown, Inc., have also contributed. Form No. 10-300a (Rev. 10-74) UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE

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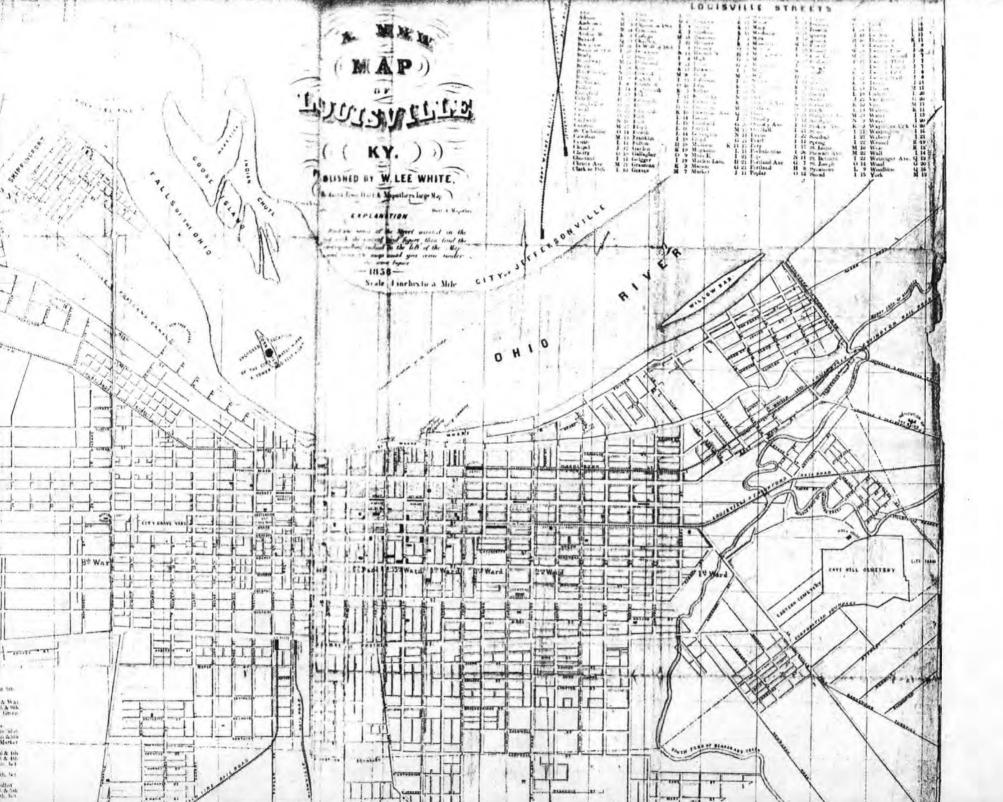
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Butchertown Historic District

CONTINUATION SHEET	ITEM NUMBER 10	PAGE 2

and the east side of Ohio Street. The northern boundary follows approximately the floodwall from Ohio Street to Hancock, but includes on the north side of the floodwall the properties on both sides of Ohio Street above Washington; directly north of Quincy Street; north of Geiger; properties directly west of Campbell north of Geiger; those on the north side of the 700 block of Franklin Street; and thence west along the floodwall to the Penn Central right-of-way and along the latter to the starting point.



Butchertown Historic District, Louisville, Jefferson County, Ky. H 1. Detail from "A New Map of Louisville, Ky." (1856), frontispiece of W. Lee White, ed.,

Louisville City Directory, 1855-56 (Louisville, 1855), reproduced from S. Thomas, ed., Views of Louisville, pp. 100-101. The historic downtown core of Louisville is in the center (under the legend); Butchertown is to the east (right). The approximate boundaries of the district are marked. Note the newly-closed channel of Beargrass Creek north of

Butchertown, and the prominence of the Louisville & Covington and Louisville & Frankfort Railroad lines running through the district.





Butchertown Historic District, Louisville, Jefferson County, Ky. H 3. Detail from "Louisville and Its Defenses" (Office of U.S.

Engineers, Cincinnati, Ohio, 1865). Reproduced from S. Thomas, ed., Views of Louisville, pp. 126-21. The area east of Wenzel is now

labelled "Butchertown." The "old Channel of Beargrass Creek" is clearly indicated. The significance of the other transportation routes is also apparent.





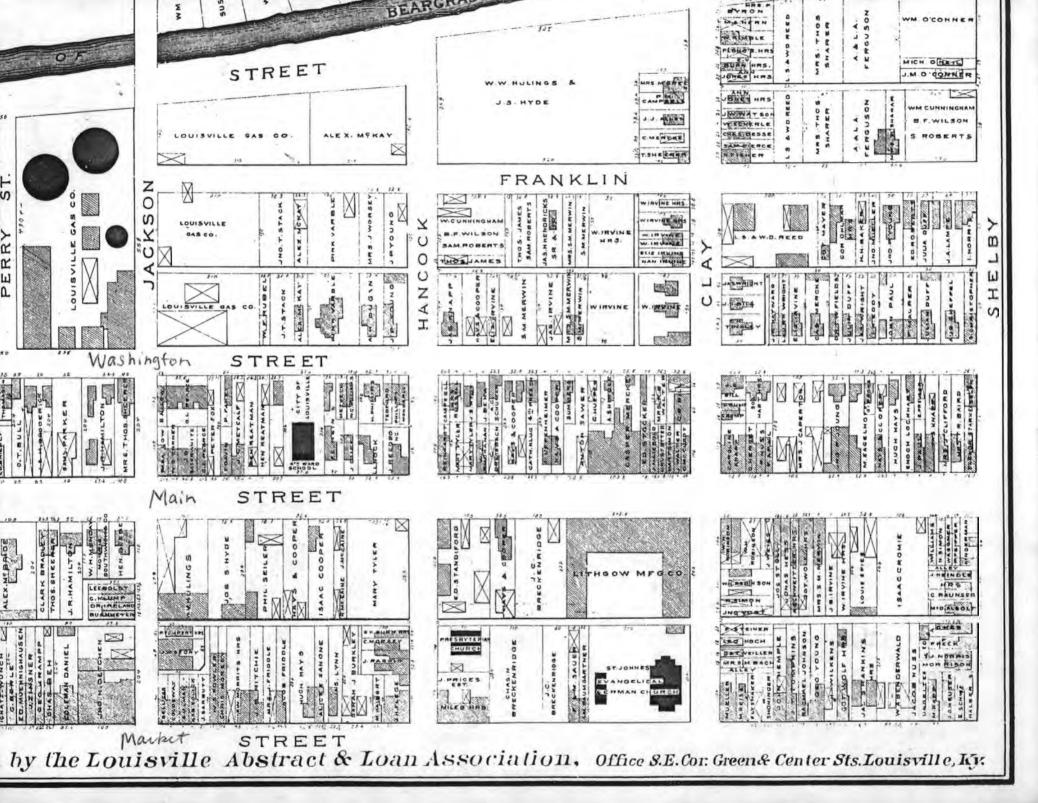
Butchertown Historic District, Louisville, Jefferson County, Ky. H 4. Atlas of the City of Louisville, Prepared and Published by the Louisville Abstract & Loan Assoc.

1600'=1" 1876. Index Map. Butchertown is area marked at "7." The area north of the original bed of Beargrass Creek no longer exists

as such. Note the location of of "Visman's Stock Yard" at approximately the site of the present Bourbon Stockyards, and the several "Pork Houses" in the area.

Part of the Hadley Pottery building may also be shown as a distillery.



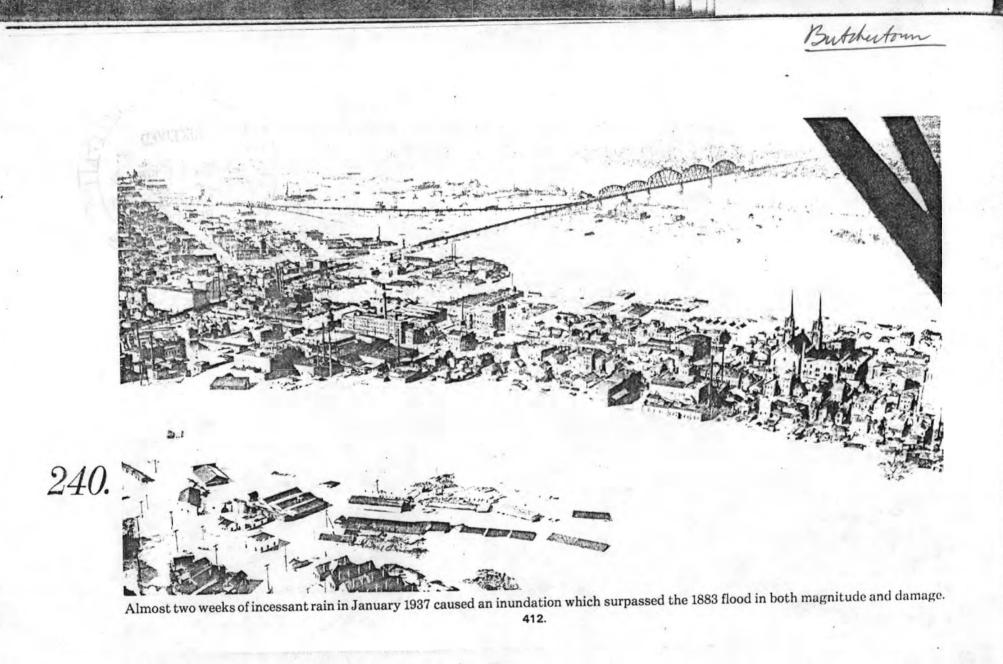


Butchertown Historic District, Louisville, Jefferson County, Ky. H 5. Detail from <u>Atlas of the</u> <u>City of Louisville</u> (Louisville Abstract & Loan Association, 1876).

This detail shows the western portion of the district, not traditionally considered part of Butchertown until isolated from the downtown

area by the expressway that runs north-south over Hancock Street (in center here). Several structures shown in photos 22-24, 27, can be identified here.





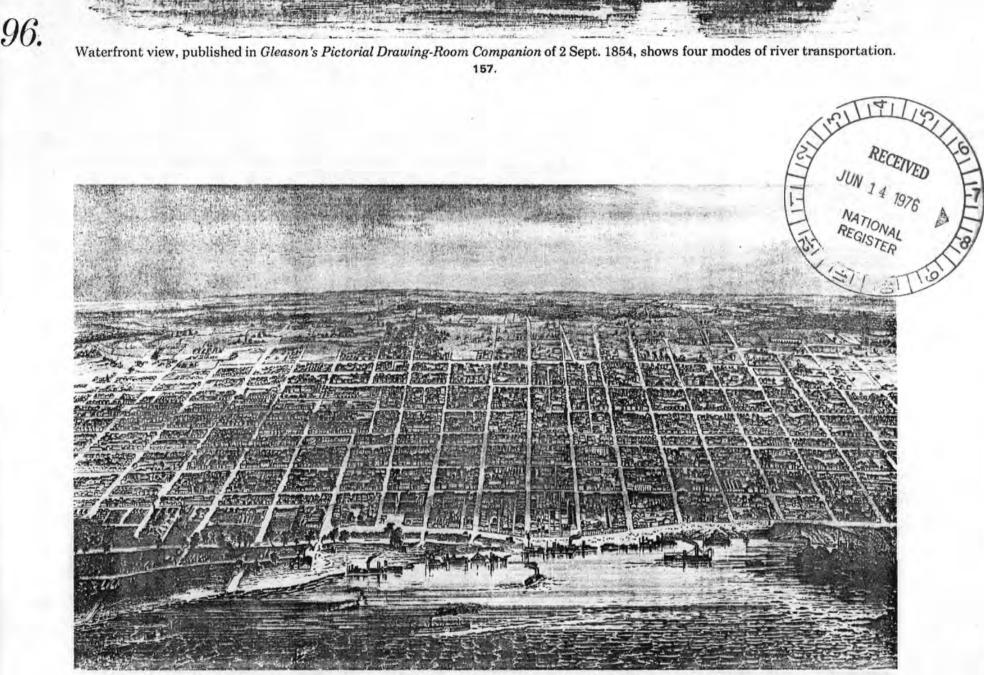
Butchertown Historic District, Louisville, Jafferson County, Ky. H 8. Aerial view taken in 1937 looking northwest during a flood,

showing Butchertown from far right to center, with the twin spires of St. Joseph's Roman Catholic Church (photos 35-38) at right. The area in the foreground is the flooded

Beargrass Creek. Photo by George Bailey, The Courier-Journal and Louisville Times, reproduced from S. Thomas, ed., <u>Views of Louisville</u>

Since 1766, p. 240.





Beargrass Creek still entered the Ohio between 3rd and 4th in circa 1855 view published as a letterhead by Charles Magnus of New York.

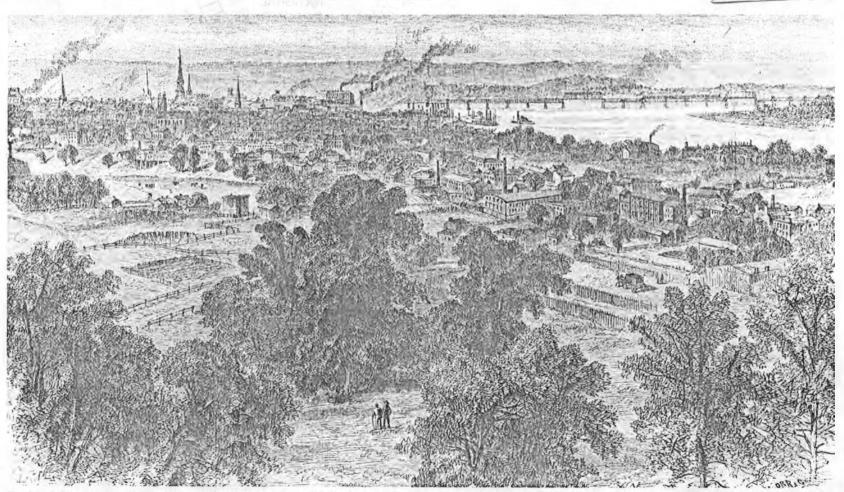
Butchertown Historic District, Louisville, Jefferson County, Ky. H 2. Aerial view of Louisville from the north circa 1855, showing the mouth of Beargrass Creek in its

original position at the left; Butchertown is south (above) of the creek as shown here. Downtown Louisville is at the center.

From letterhead of Charles Magnus, reproduced from S. Thomas, Ed., <u>Views of Louisville</u>, **p.96**, JUN 14 1976 166.



Earliest known view of east Main St. was published in 1855. Apparently activity is centered around residences at intersection of Brook St. 268.



Pork houses and stock yards along Beargrass Creek in Butchertown are seen from the School for the Blind on Frankfort Ave. in 1874.

Butchertown Historic District, Louisville, Jefferson County, Ky. H 6. 1874 view looking over Butchertown toward the Ohio River JUN 14 1976

with Indiana in the distance and downtown Louisville at the left. The Geiger House with gable chimneys (photo 12) and Hadley

Pottery building with buttressed walls (photo 10) appear at the far right. The wagon is probably moving westward on East Main St. The mixture of uses is very apparent

a century ago. From William Cullen Bryant, ed., <u>Picturesque</u> <u>America</u> (New York, 1874, II, 164). Reproduced in S. Thomas, ed., Views of Louisville, **p.**)66.









Butchertown Historic District, Louisville, Jefferson County, Ky. H 7. Detail of "Birds-Eye View of Louisville from the River Front and JUN 14 1976

Southern Exposition, 1883." Reproduced from S. Thomas, ed., Views of Louisville, p. 180.

Butchertown is shown at the lower left corner.





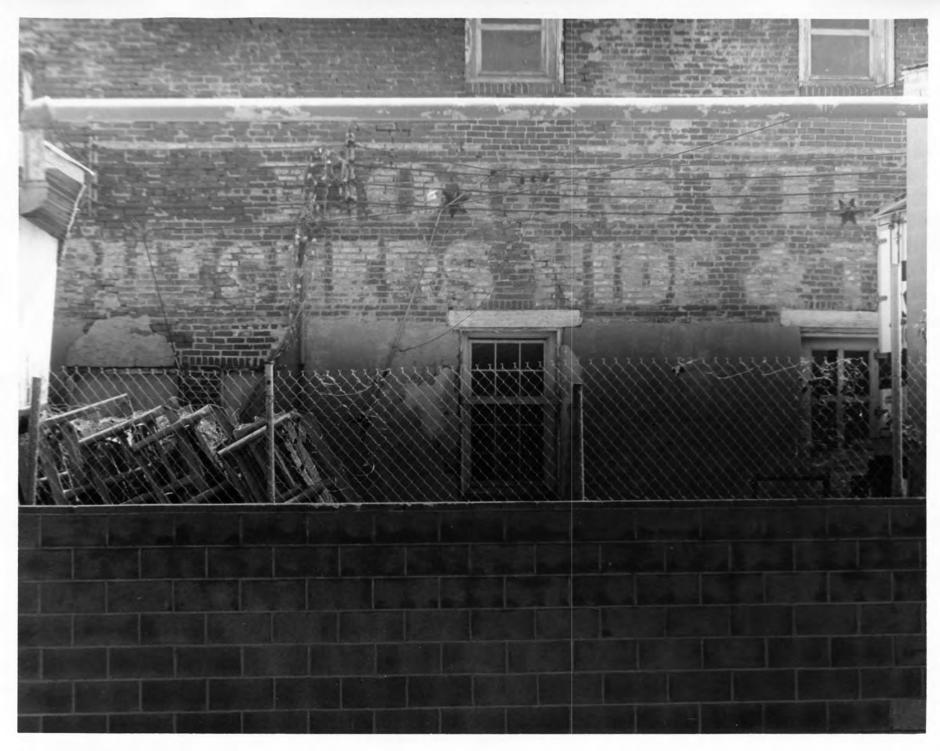
















































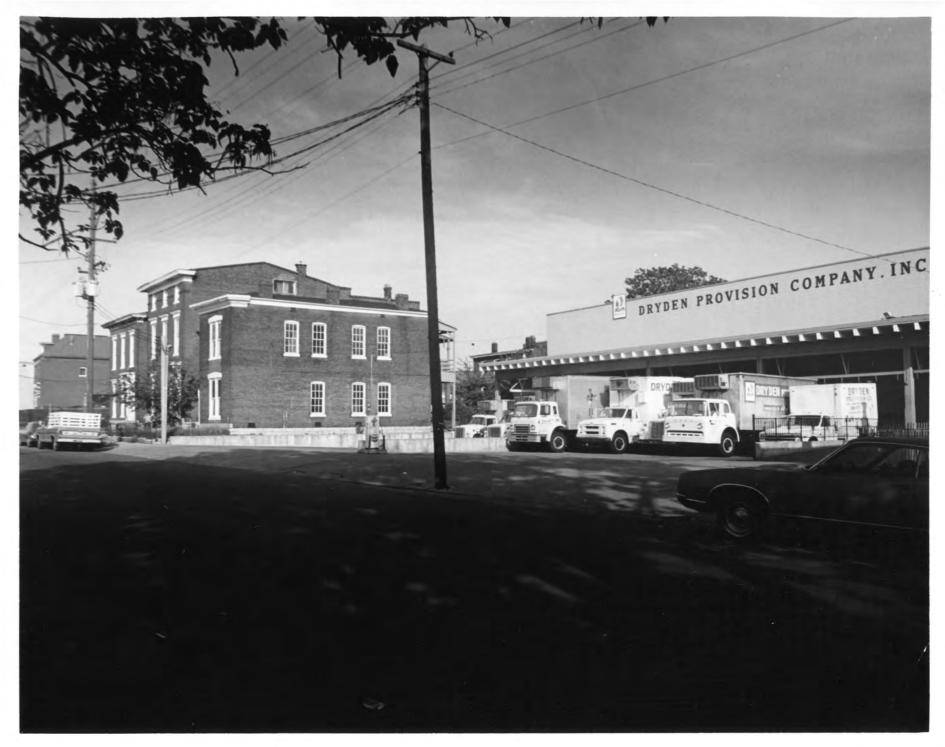












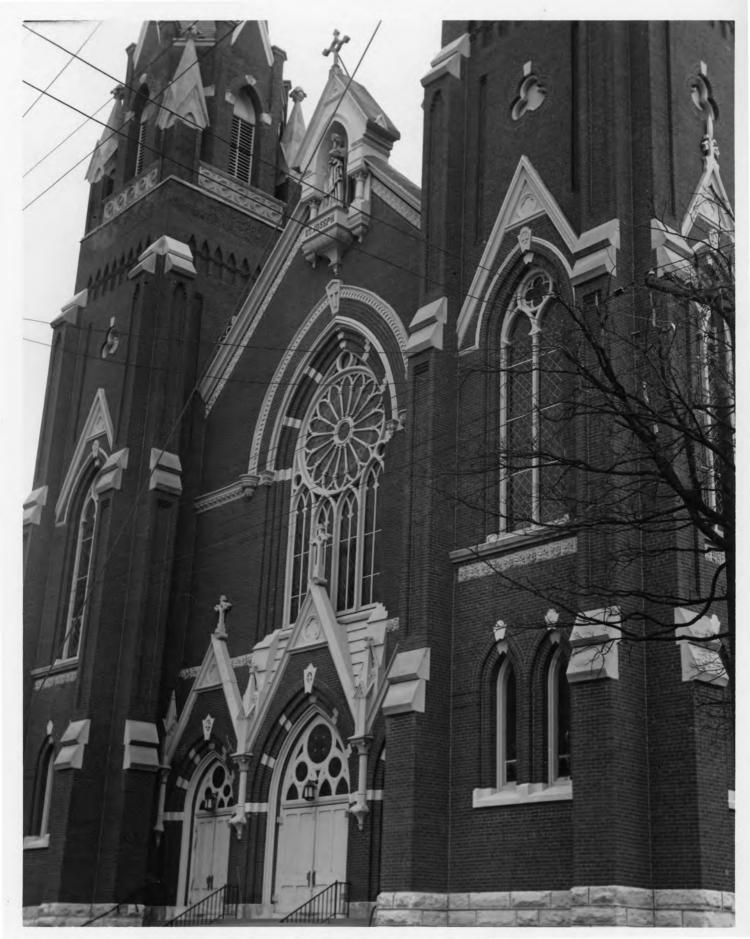








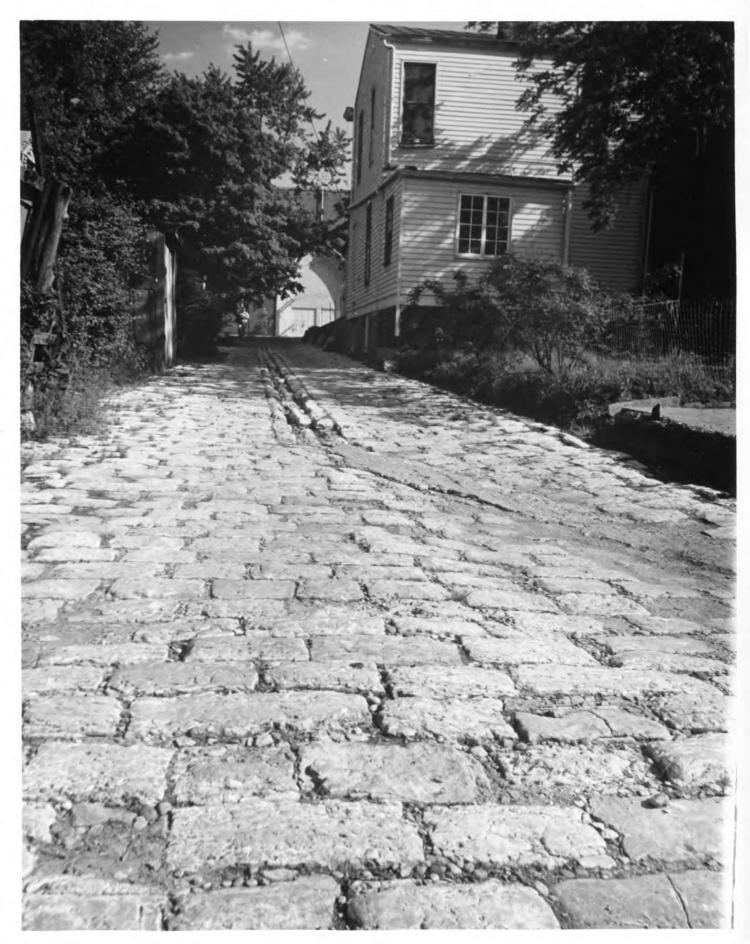




























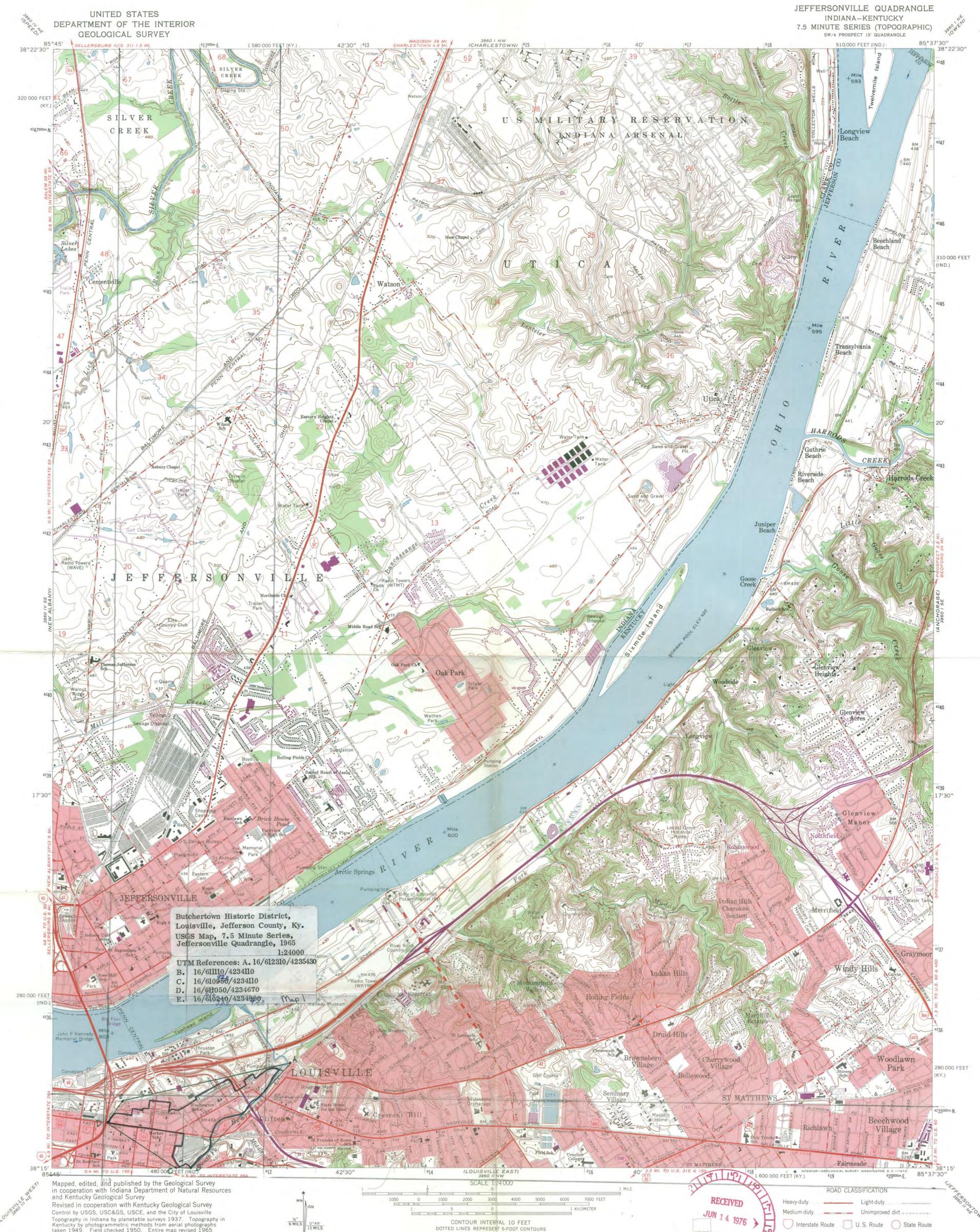










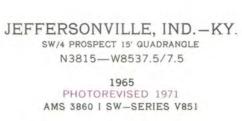


Kentucky by photogrammetric methods from aerial photographs taken 1949. Field checked 1950. Entire map revised 1965 Polyconic projection. 1927 North American datum. 10,000-foot grids based on Indiana coordinate system. east zone, and Kentucky coordinate system, north zone. 1000-meter Universal Transverse Mercator grid ticks, zone 16, shown in blue

Fine red dashed lines indicate selected fence and field lines where generally visible on aerial photographs. This information is unchecked

The state boundary as shown represents the approximate position of the low water line as determined from U.S. Corps of Engineers Ohio River charts, surveyed 1911–1912, and supplementary information Red tint indicates areas in which only landmark buildings are shown Indiana area lies within Clark Military Grant. Dotted land lines established by private survey DOTTED LINES REPRESENT 5-FOOT CONTOURS DATUM IS MEAN SEA LEVEL THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS FOR SALE BY U. S. GEOLOGICAL SURVEY, WASHINGTON, D. C. 20242, INDIANA DEPARTMENT OF NATURAL RESOURCES, INDIANAPOLIS, INDIANA 46204 KENTUCKY GEOLOGICAL SURVEY, LEXINGTON, KENTUCKY 40506, AND KENTUCKY DEPARTMENT OF COMMERCE, FRANKFORT, KENTUCKY 40601 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

UTM GRID AND 1971 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET UNDIANNATIONAL REGISTER QUADRANGLE LOCATION Revisions shown in purple compiled in corporation with Kentucky Geological Survey from aerial photographs taken 1971. This information not field checked



Butchertown Historic District Louisville, Jefferson County, Ky. Sketch map of district (approximately within dotted lines). The numbered blocks show the location and in some

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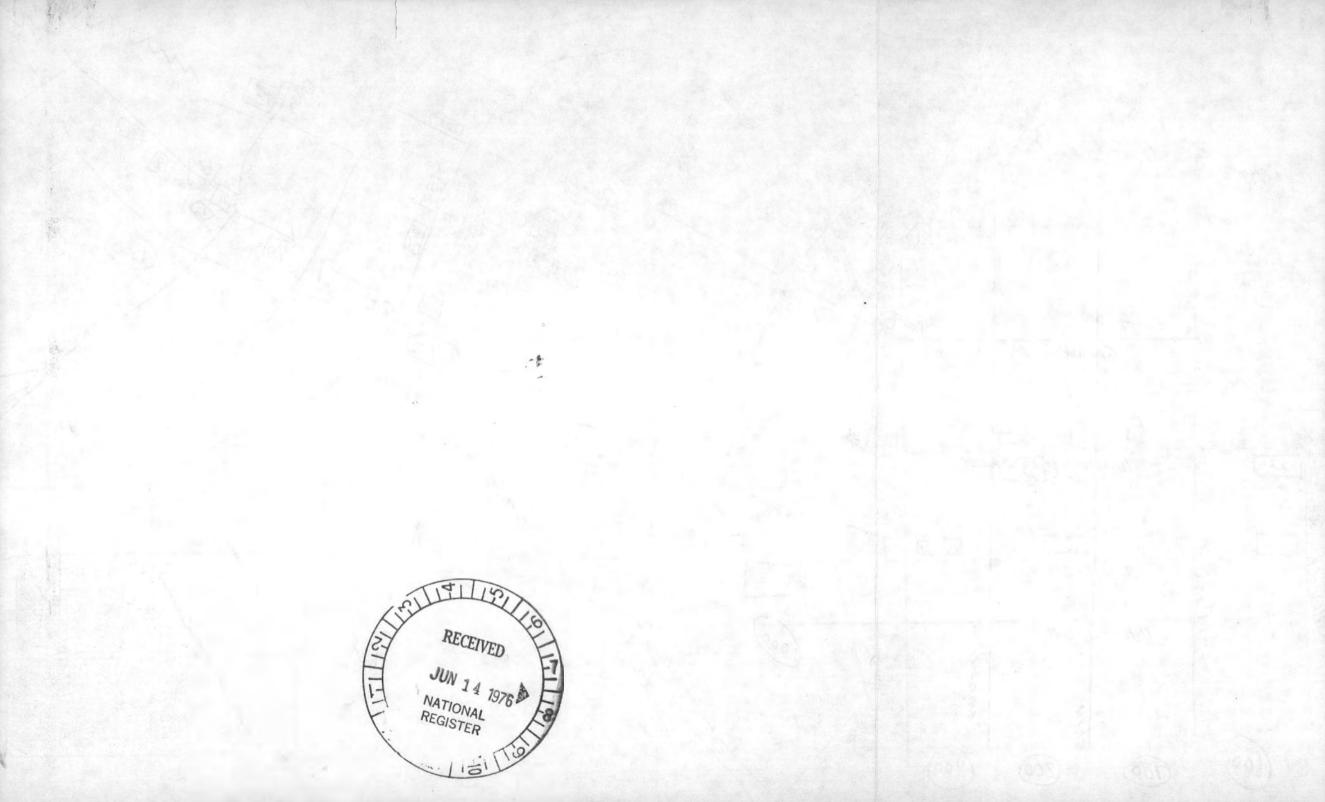
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cases the direction of the photographs. Map 3

JUN 14 1976 WEL

1976



National Register of Historic Places

Note to the record

Additional Documentation: 2019

UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE

NATIONAL REGISTER OF HISTORIC PLACES EVALUATION/RETURN SHEET

Requested Action:	Additional Documentation				
Property Name:	Butchertown Historic District				
Multiple Name:					
State & County:	KENTUCKY, Jefferson				
Date Rece 8/13/20	5 - - - - - - - - - -				
Reference number:	AD76000900				
Nominator:					
Reason For Review	r.				
X Accept	ReturnReject 9/27/2019 Date				
Abstract/Summary Comments:	Updates status of buildings in original boundaries				
Recommendation/ Criteria	Accept AD				
Reviewer _Jim Ga	abbert Discipline Historian				
Telephone (202)3	54-2275 Date <u>9.30-2019</u>				
DOCUMENTATION	I: see attached comments : No see attached SLR : No				

If a nomination is returned to the nomination authority, the nomination is no longer under consideration by the National Park Service.

Additional information is in Butchertown Historic District Boundary Increase: 100004421

National Register of Historic Places Memo to File

Correspondence

The Correspondence consists of communications from (and possibly to) the nominating authority, notes from the staff of the National Register of Historic Places, and/or other material the National Register of Historic Places received associated with the property.

Correspondence may also include information from other sources, drafts of the nomination, letters of support or objection, memorandums, and ephemera which document the efforts to recognize the property.

PROPERTY Butchestown Historic District STATE Ky. 16000900 WORKING NUMBER 6.18.74.979 TECH REVIEW PHOTOS MAPS CONTROL REVIEW #10 Acreage is missing hong incorrect Cm 6.14 HISTORIAN # Address for # 6 different on photo form & ARCHITECTURAL HISTORIAN Good district, but there are problems - We need a shetch map to locate the areas illustrated in photos. Despite the statement in #7 that Story Ave. is the main st. of the dist., There are very few photosof it. The northern portion of ARCHEOLOGIST REVIEW UNIT CHIEF BRANCH CHIEF KEEPER Send-back _____ 9. 20. 74 National Register Write-up Re-submit 6. 14,76 Federal Register entry Entered INT: 1538-73

the district looks suspicions. It would be nice to know the rate of intrusion to conforming stuchues throughout the district.

9.20.74 PLEASE RETURN THIS FORM WHEN THE PROPERTY AS RESUBMITTED. DATE: NAME OF PROPERTY Mutchestone Wist. A Cr. West The attached National Register Inventory-Nomination form is being returned to your office for clarification of the information indicated below. 1. Name. 2. Location. r 30 1974 **KY. HERITAGE** 3. Classification. COMMISSION 4. Owner of Property. 5. Location of Legal Description. 6. Representation in Existing Surveys. X 7. Description. Tlease include some description athe northern area of the district - that pertion in white of the USGS map. Also, home mention should be made of major features such go the creek 8. Statement of Significance. 9. Bibliography. X 10. Geographical Data. a. Longitude Coordinates. appear to be incorrect b. Acreage. Please fill ist 1 11. Form Prepared By. 12. Certification. X Photographic Coverage. Please include streetscape photos of the major areas in the district. This is particulated implaya for story Ave, since it is singled out as the mation street int poncination. (and wash. St.) Map Coverage. ____Please use a map bearing an identified system of coordinates, preferably an original USGS, which allows us to check latitude-longitude. Other. <u>Please include a sketch map of the district showing</u> The location of the major buillings in the district. Clarification or correction of the above items must be made prior to the initiation of our professional review. Correction of these technical errors does not necessarily insure that the nomination will then satisfy the National Register criteria in full. Thank you for your attention to the above items checked.

SIGNED: Charles afering

the railroad tracks (+ stationing there is one within the district), etc. please indicate the number of intrusions or non-conforming structures in the district.

2nd Control Sheet Property Butchestown Nestruit Working Number State 18.74.979 16000900 called 8.5.76 CONTROL TECHNICAL consect Photos 51 5,76 Maps Obviously a district, but we need some better indication HISTORIAN of current land use patterns. At the least, the nailroad tracks SE of the stockyards could be act out. Primarily historice, but with enough architectural unity. CCEP1 HISTORIAN ARCHITECTURAL Savid Look 18 June 1976 ARCHEOLOGIST OTHER HAER Inventory _____ Review RR tracks could be excluded, but in viewREVIEW UNIT CHIEF of state desires and continued use Accep BRANCH KEEPER als AUG 11 19/6 Send-back Entered National Register Write-up 9-7-76 Re-submit ____ Federal Register Entry INT:2106-74 United States Department of the Interior National Park Service WASO No. 7



Kentucky Heritage Commission 104 Bridge Street Frankfort, Kentucky 40601 RECEIVED fune 4. 1976 JUN 1 4 1976 NATIONAL Dr. William J. Murtagh, Keeper REGISTER National Register of Historic Places National Park Service 18th and C Streets, N. W.

Dear Dr. Murtagh:

Washington, D. C.

. 1 .

Enclosed is the revised National Register of Historic Places nomination form for the Butchertown Historic District, Louisville, Jefferson County, Kentucky. The nomination was approved at the State level by the Kentucky Historic Preservation Review Board on December 4, 1973. It was originally sent to you on June 14, 1974 and returned on September 20, 1974 for further definition of boundaries and other information.

20240

While clarifying the boundaries, we have amplified and rewritten the form and supplied many additional photographs, along with historic maps and views, in order to do justice to this uniquely and historically heterogeneous but identifiable district.

Because of our long delay in returning the form to you, and because Fiscal Year 1977 grants have been requested for several important projects in the area, I would appreciate your reviewing the nomination according to current procedures.

Sincerely yours,

dred W. Melton

Mrs. Eldred W. Melton State Historic Preservation Officer

Enclosures (see List of Attachments)

Dr. William J. Murtagh June 4, 1976 Page 2 <u>Butchertown Historic District</u>, Louisville, Jefferson County, Kentucky

LIST OF ATTACHMENTS

National Register of Historic Places Nomination Form

- 9 Continuation Sheets
- 51 Photos
- ll Maps

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ENTRIES IN THE NATIONAL REGISTER

	STATE	KENTUCKY	-
Date	Entered	AUG 1 1 1976	

Name

Location

Butchertown Historic District

Hearn, Andrew, Log House and Farm

Brand-Barrow House

Hunter's Bottom Historic District

Louisville Jefferson County

Jett vicinity Franklin County

Lexington Fayette County

Carroll & Trimble Counties

Also Notified

Hon. Walter (Dee) Huddleston Hon. Wendell H. Ford Hon. Romano L. Mazzoli Hon. John B. Breckinridge Hon. M. G. (Gene) Snyder Regional Director, Southeast Region State Historic Preservation Officer Mrs. Eldred W. Melton Director Kentucky Heritage Commission 104 Bridge Street Frankfort, Kentucky 40601

PR MMott/row

8/11/76

INT: 2950-75

WASO-166 (August 1971)	U. S. DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE		DATE	DATE 7-30-76		
	TELEPHONE REPORT			TIME OF	2:30	AM
1. CALL 7 TO;	FROM (Name)		2. ADDRESS (Tel.	No. if needed)	1. A.	
Walter	Longam	195	KY			
3. SUBJECT, PRO.	JECT NO., ETC.		Star The M	Selle.		Contract of the
But	charkown Historic	Disnicr				
4. DETAILS OF DI	SCUSSION				With the state	

Rh area is modernized (20th C) hausportation area built and older-argunal hansportation area - area always used by hausportation agation - He says that all of this should have been made evident by nonuniation forms + photos (runnes?).

NAME OF PERSON PLACING/RECEIVING CALL	TITLE	OFFICE
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U. S. DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE WASO-166 DATE 7-30-76 (August 1971) TIME OF CALL EPHONE REPORT AM 2:30 PM 1. CALL A TO: FROM (Name) 2. ADDRESS (Tel. No. if needed) 220 hota THE GUM SUBJECT, PROJECT NO., ETC. 920 Whenthin History Disnick 4. DETAILS OF DISCUSSION Rek area is modernized (20m.C) hausportation area built and older - reginal hansportation area area always used by hansportation again -. He says that all of this should have been made endert by nonunation frome + photos. (unnus?). NAME OF PERSON PLACING/RECEIVING CALL TITLE OFFICE huri GPO 897-848



Kentucky Heritage Commission 104 Bridge Street Frankfort, Kentucky 40601

August 13, 1976

Dr. William J. Murtagh, Keeper National Register of Historic Places U. S. Department of the Interior National Park Service 18th and C Streets, N. W. Washington, D. C. 20240



Dear Dr. Murtagh:

8-11-76

Enclosed is additional material relating to the nomination of the Butchertown Historic District, Louisville, Jefferson County, Kentucky, to the National Register of Historic Places, resubmitted to you on June 4, 1976.

(1) A large plat map as of ca. 1970 shows the present distribution of uses and exact outlines of structures as well as the exact boundaries of the district being nominated. (2) A series of four sheets marked A to D copied from the 1884 Sanborn Map of Louisville shows the northern boundaries of the district in similar detail 90 years ago. (3) Two sections of a land-use map dated 1971 indicate the current zoning areas within the district. (4) Three additional photographs and a revised sketch map including them. (These materials have been provided through the courtesy of the Louisville Historic Landmarks and Preservation Districts Commission.)

I would like to recommend at this time two changes in the boundaries. First, the railroad yard south of the Bourbon Stockyards could well be omitted (per Mr. Langsam's telephone conversation with Ms. Micki Lutes on July 30, 1976); the historic transportation routes are sufficiently well represented elsewhere in the district. Dr. William J. Murtagh August 13, 1976 Page 2



Second, the central portion of the northern boundary can be simplified by extending a line along the axis of Franklin Street from its junction with the (no longer operative) Big Four Railroad Viaduct eastward to its intersection with the overpass of Interstate Highway 64. Such a line will approximately coincide with the rear of the property lines north of Quincy Street; although it will include part of the incompatible metropolitan sewer district facilities, it will also include several historic structures on Quincy Street omitted in the former boundaries. These changes, reflected on the enclosed maps, should be understood as incorporated in the Verbal Boundary Description (Item Number 10) but will in fact not require a change in wording.

Finally, it was indicated on the resubmitted nomination form (see caption for Historic Map H5), but perhaps should be restated here, that the boundaries proposed for the historic district include an area on a slightly different grid system west of Wenzel Street that was not historically part of 19th-century Butchertown (see, for instance, H3 and H4). This area, however, has been cut off for a decade from downtown Louisville to the west by the overpass of the north-south expressway (Interstate Highway 65). It contains a number of structures whose traditional uses relate to the Bourbon Stockyards, such as the former Grocers Ice & Cold Storage Company Building (Photo 17). Moreover, it was in this area that one of two parallel neighborhood preservation movements (the other initiated on Story Avenue in the eastern section of the district) was begun in the 1960s. Both groups are associated with the traditional concept of Butchertown and involve long-time residents as well as recent settlers and both recognize the St. Joseph's Church-Fire Station-Bakery Square Complex near the intersection of Washington and Adams Streets as their focal point. And, in spite of the bend in the middle, Washington and Main-Story Streets provide effective continuity throughout the nominated district.

If you or your staff have any further problems with the Butchertown nomination, please contact Mr. Langsam at (502) 564-4452.

Sincerely yours,

Eldred W. Melton

Mrs. Eldred W. Melton State Historic Preservation Officer

cc: See attached list.

Dr. William J. Murtagh, August 13, 1976 Page 3

cc: Dr. Frank Rankin, Chairman, Louisville Historic Landmarks and Preservation Districts Commission

Mrs. Irvin Abell, Jr., Member, Kentucky Historic Preservation Review Board and Louisville Historic Landmarks and Preservation Districts Commission

- Mrs. Elizabeth F. Jones, Jefferson County Representative
- Mr. Ray Tallent, President, Butchertown Neighborhood Government
- Ms. Barbara Banaszynski, President, Butchertown, Inc.
- Mr. George Hadley, Hadley Pottery
- Mr. Edward S. Carle, Law Department, City Hall
- Mr. Don Allen, Allen House, Inc.
- Mr. James Segrest, Weissinger-Gaulbert Annex



John M. Lally

1613 Story Avenue Louisville, Kentucky 40206 (502) 896-4529 Toll Free Fax (866) 577-7806 e-mail john@lallylaw.com

October 13, 2011

National Register of Historic Places 1849 C Street, NW (2280) Washington , DC 20240 ATTN: Keeper of National Register of Historic Places

Kentucky Heritage Council Marty Perry, National Register Program Coordinator 300 Washington Street Frankfort, KY 40601

Louisville Metro Planning and Design Services 444 South Fifth Street, Suite 300 Louisville, KY 40202

Dear Sir or Madam:

On August 19, 2011, I petitioned the Kentucky Heritage Council, State Historic Preservation Office (SHPO) to remove my home as a "Contributing Structure" in the Butchertown Historic District. (See Attached as Exhibit A). The district is currently listed on the National Register of Historic Places. Without a hearing, and without written findings of fact, the Kentucky Heritage Council denied my request. (See Letter attached as Exhibit "B"). In the letter, SHPO stated "Within 15 days after rece3ipt of your notification of intent to pursue the removal request, you will be notified in writing either that the State Review Board will consider the petition on a specified date or that the petition will be forwarded to the Keeper after notification requirements have been completed." (See Exhibit "B")

Pursuant to 36 CFR 60.15(f), I immediately notified SHPO in writing of my desire to pursue my request to removal. (See letter attached as Exhibit "C"). My request was ignored by SHPO. I never received the written notification of hearing date or of referral to the Keeper.

On October 12, 2011, I called SHPO's Marty Perry to ask when my hearing would be held. He said that I had to fill out additional paperwork, and he sent me a Form number 10-300 Nomination form.

Please be aware that I have been working with SHPO, and providing all information requested since August of this year. I have not yet been given a hearing date, nor have they told me when my hearing date will be.

I reviewed the 10-300 nomination form. This form doesn't seem to be what I need. I don't want to nominate any property for the National Register. I want to remove my property from it. The primary reason for removal is that there was never any determination in the original nomination form that my house was historically significant, or that it met any of the criteria for inclusion under the applicable Federal, State and Local laws and regulations.

It is unfair that my property should be burdened by governmental regulations when nobody has ever cared to research the historical significance of my property. I want these governmental regulations lifted, so that I can repair and maintain my property without interference.

I have filled out the Form 310 provided by SHPO. However, I want to make it clear that this is a request to remove my property from the National Register. It is not an invitation to inspect, photograph or



IRRADIATED

otherwise interfere with my property. My property was erroneously lumped in with the Butchertown Historic District, and I want the record to be corrected to reflect that my property is not a contributing structure in any such designation.

Please correct the record, and take me off of the National Register. If there is to be an administrative decision made, I request the opportunity to be heard.

As the SHPO has been ignoring my requests, I am sending a copy of this request to the National Register of Historic Places as well.

I am also forwarding this to Louisville's Landmark Commission. For the reasons stated herein, I formally request that my house be designated as a "Noncontributing Structure" within the meaning of Metro Ordinance 32.250.

Sincerely,

de in M. Lally ally Law Office PL

John M. Lally 1613 Story Avenue Louisville, Kentucky 40206

8/19/2011

Kentucky Heritage Council / State Historic Preservation Office 300 Washington Street Frankfort, KY 40601

Dear Sir or Madam:

I would like to have my home re-classified as a non-contributing structure in Louisville's Butchertown Historic Preservation district.

INTRODUCTION: CONTRIBUTING STRUCTURE:

According to our Historic Landmarks ordinance, Section 32.250, a Contributing Structure is defined as:

A structure or property that reinforces the visual or physical integrity, historic interpretation, or historic character of a district or local landmark, and which is identified as such by the findings of the Commission at the time of its designation or by findings adopted by a Committee or the Commission based upon a subsequent survey and assessment of the structure(s) or properties(s) in a district or local landmark site, using the criteria for evaluation in $\S32.260(E)(1)$.

In turn, the criteria set fort in 32.260(E)(1) are as follows:

- a. Its character, interest, or value as part of the development or heritage of Louisville Metro, Jefferson County, the Commonwealth, or the United States.
- b. Its exemplification of the historic, aesthetic, architectural, prehistoric or historic archaeological, educational, economic, or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- c. Its location as a site of a significant historic event.
- d. Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro. Jefferson County, the Commonwealth, or the nation.
- e. Its embodiment of distinguishing characteristics of an architectural type or specimen.

EXHIBIT "A"

- f. Its identification as the work of an architect, landscape architect, or master builder whose individual work has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- g. Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation.
- h. Its relationship to other distinctive areas which are eligible for preservation according to a plan based on an historic, cultural, or architectural motif.
- i. Its location or physical characteristics representing an established and familiar visual feature or which reinforce the physical continuity of a neighborhood, area, or place within Louisville Metro.

ABOUT OUR HOME:

Our home is of late 19th century construction. However, it has been substantially modified since the day it was built, so that it no longer shows its original architectural detail, design, materials or craftsmanship.

- EXTERIOR: Originally, the exterior of our home was of wood clapboard siding. In or about the post-WW2 era, the exterior was covered with Insulbrick, an imitation brick exterior. The Insulbrick is still visible in the mud room of the house. In the late 20th Century, the house was wrapped with blue vinyl siding. In addition, the front door was replaced with a shorter door. The columns on the porch were replaced with metal columns.
- ADDITIONS: Since its construction, our house has been added to and built on to. An extension was built onto the back of the house, adding a kitchen and a bathroom downstairs, and a bedroom and bathroom upstairs. A side porch upstairs was enclosed to form a room.
- INTERIOR ALTERATIONS: Many of the architectural details of the interior have been changed. The original floors upstairs and downstairs have been replaced. The pocket door between the hallway and the living room has been removed (probably to allow for electrical wiring). The doorway where the pocket wall was was shortened. Windows have been replaced in the home, and are currently mismatched. A bathroom was added to the master bedroom. New mouldings and trim were put in.

In short, our house no longer looks like it did when it was built. Since its beginning, the owners of our house opted to update the home with the newest available options, rather than to preserve its historic appearance. The stringent regulations imposed by the city upon our home would do nothing to add to the historic nature of our neighborhood, as our home already appears to be modern, and the historic aspects of the home no longer exist.

Contribution to the Heritage of Jefferson County: Our home is not particularly notable for any contribution to the Heritage of Jefferson County, Kentucky. It has been the home of many families who have simply raised their families and have been good citizens of the county. It's a family home.

Its exemplification of the historic, aesthetic, architectural, prehistoric or historic archaeological, educational, economic, or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth, or the nation: I am unaware of any significant historic or aesthetic quality regarding our home. There are no prehistoric findings in our yard or basement. The home was not used as a church or a school. It has always just been a home for good families in Louisville. It is a wonderful home, but not any more historically notable than anyone else's home.

Its location as a site of a significant historic event. George Washington did not sleep here. I am unaware of any significant historic event that occurred here. A former owner was once the Postmaster of Louisville, and was the City's Health Officer, but that wouldn't make our house any more historically notable than those of the current Postmaster or Health Officer.

Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro, Jefferson County, the Commonwealth, or the nation: This is a little ridiculous. Louisville Metro is only a few years old. Our elected officials (in their infinite wisdom) destroyed the City of Louisville a few years ago, when it adopted the Louisville Metro Government. They had little regard for the history of our city when they dismantled our city's government. Now they want to know if my house is significant to the culture and development of "Louisville Metro"?

As far as I can tell, no historical figure live in, or visited my home.

Its identification as the work of an architect, landscape architect, or master builder whose individual work has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation. Not to my knowledge.

Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation. As noted above, the architectural details and materials of this home have been either covered up, replaced or removed decades before I bought the home.

Its relationship to other distinctive areas which are eligible for preservation according to a plan based on an historic, cultural, or architectural motif. My home is located in Butchertown. a historic preservation district in Louisville. The official documentation of Butchertown Historic District, located at:

http://www.louisvilleky.gov/NR/rdonlyres/16F16510-65D3-49E5-887A-32504A76A4F4/0/btown_intro.pdf_describes_Butchertown's motif as follows:

"Butchertown is a **patchwork**. a working-class neighborhood co-existing with industrial and commercial buildings that trace their origins almost to the very beginning of Louisville. While that **diversity makes it hard to pigeon-hole** the place architecturally, there is a **quirky cohesion** of materials. scale and spatial arrangement that makes Butchertown identifiable and unique." [Emphasis Added] One would be hard-pressed to come up with a more vague, subjective, and arbitrary criteria than the one quoted above. Any potential building in Butchertown could theoretically contribute to the Butchertown "motif" if it is either a working-class residence, industrial building or commercial building, whose style is "hard to pigeonhole", and/ or is "quirky". Any "preservation" activist could include just about any Butchertown building in this vague description. The terms "patchwork" and "distinctive"

IN SHORT, our house was not the location of any notable historic event, nor was it the home of any notable historic person. The architectural details of the home have been covered up, replaced, removed or otherwise obliterated years before Butchertown became a historical preservation district. As Butchertown is a "patchwork" of quirky design, and that it is hard to pigeon hole, the continued improvement of my home is expected to do little, if anything, to change the motif of the neighborhood (to the extent that there is any to begin with).

OUR INTENTIONS WITH REGARD TO OUR HOME: Please be assured that we do not intend to tear down the house, or to substantially modify it, or to make any radical changes to it. We love our house, and intend to use it as a single family residence. However, if we can do so, we would like to avoid the arbitrary, subjective, and officious exercise of power over our maintenance and repair decisions with regard to our home. Local officials, and neighborhood activists, exert a large amount of power over the individual homeowners' ability to repair and maintain their own homes. This power results in a huge amount of bureaucratic red tape, increase in costs and expenses, and ultimately to the inability of the homeowner to care for his own property.

OUR RECENT HISTORY WITH THE LANDMARK PEOPLE: Earlier this year, my wife and I wanted to replace the wooden windows in our home with more energy efficient windows. Our Gas and Electric bill is incredibly huge, and we wanted to address the problem by installing better windows. In the past, we were able to get approval to replace windows from the Landmarks Commission. At the time, the people there were very nice and easy to deal with. This time, however, I was told that I would need to fill out a multi-page application for the approval of the windows. I filled out the application, telling them that I wanted to change out the windows. From the street, the windows would look no different from the windows that are currently in the house, except they would all match each other, replacing the mismatched windows I currently have. I explained in detail how the windows would be replaced. The application was returned to me. The commission demanded additional information:

- They wanted a map showing my home.
- A drawing of each of my windows.
- · Brochures of the windows I intended to put in.
- Multiple pictures of my home.

I provided the requested information. For a simple task of replacing windows in my home, our application was pages and pages of information. They still didn't approve the project.

Instead, they sent an architect and a historian to my home. I had to take off work to meet them at my home. The architect they sent was not particularly knowledgeable about the architecture of my home. He tried to tell me that all of my windows were original to the house, even though the windows did not match each other. Some of my windows had grids in them, and some of them didn't. He also told me that the wood work and mouldings in my house were original to the house, until I showed him where the doors had been taken out, and the doorways were lowered.

Anyway, the architect tried to dissuade me from changing the windows. Even the rotting window, where the glass was almost ready to fall out of the broken frame. He insisted that I must hire someone to repair that window. He said that energy efficiency was not a valid consideration, and that I must keep the original, broken, rotting windows regardless of their draftiness. He then dropped the name of a local window supplier and tried to get me to buy expensive new storm windows from this particular supplier. This would have been more expensive than replacement of the windows, and I would still be stuck with broken, mismatched, drafty wooden windows.

I told the architect that I wanted a hearing. He told me that the board would be angry that I "wasted their time" on my proposal, and that if I insisted on having a hearing, the board would retaliate against me by imposing even more restrictions on me.

The result was that I was forced to keep my old wooden windows, including the one that was broken. My Gas and Electric Bill this year will continue to increase. This Architect was the final arbiter of the matter. It didn't matter that my home was no longer "historic" or that nobody would know the difference between the old windows and the new windows.

COMPARE WITH CLIFTON HISTORIC PRESERVATION DISTRICT: Clifton is a neighborhood just a few blocks away from my home. The architecture in the Clifton Historic Preservation District is indistinguishable from that of Butchertown. The design guidelines for Clifton, however, allow the board to consider safety and energy efficiency when determining whether windows may be replaced. If I had lived in the Clifton Historic Preservation District, my project would have been approved.

This is an example of the arbitrary and capricious nature of our Historic Preservation Commission. In one neighborhood, the windows are important in preserving a home as a "historic" home. In another neighborhood just a few blocks away, the windows may be replaced without affecting the historic nature of the home, and issues like efficiency and safety can be considered.

The guidelines by which the Historic Preservation Commission approves or disapproves home improvement projects are vague and subjective. The rules are arbitrary among the different neighborhoods, and arbitrarily enforced. **RADICAL PRESERVATIONISTS:** In recent years, the preservationists in Louisville have become radical activists. The meaning of "Historic Home" has morphed, from the birthplace of a president or prominent family to any structure for which people have a general fondness. The rules are so vague and the definitions are so broad, that *any* clever argument can turn an ordinary building into a historic home.

- A greasy-spoon diner named "Twig and Leaf" was recently designated a historic landmark. <u>http://www.louisvilleky.gov/NR/rdonlyres/SFB76E07-35E7-432C-A6B2-6322410E4F77/0/TwigandLeafRestaurantSupplementalInformation.pdf</u> The owners of the building planned to sell the property to CVS for construction of a drug store. The move to designate this property as "historic" was bolstered. in part, by a Facebook internet campaign.
- A similar "greasy spoon" diner named "Genny's Diner" was recently demolished in the Clifton Historic Perservation District. This came after a controversial battle between the former owner and neighborhood activists regarding a deteriorating, derelict house next door to the property. The neighbors and Louisville Metro Government negotiated the sale of both properties to the new owner, who was given a large sum of government money to rehab the derelict home, and was given permission to level the greasy spoon diner.
- Preservation activists are now calling on the government to make Kenwood Drive-In Theater a "historic landmark", over the opposition of its owners. The theater closed in 2009 after determining that it was no longer viable as a business.
- I have seen activists opposing the removal of plain, concrete block outbuildings and garages.

There has been a huge expansion of the definition of historic buildings. These days, a building can be designated "historic" if only because people have a general fondness for the building. Preservation activists can interfere with the owners' intended uses of his own property for purely capricious reasons, like how many Facebook fans a diner or theater can attract. It seems to me that we are not using our resources to protect buildings of true historic significance. Instead, we are giving nosy neighbors the power to control how a property owner chooses to use his property.

CONCLUSION

If you looked at my house, not knowing it was in a Historic Preservation District, you would not see a structure that necessarily needs to be preserved for future generations. I love my home, but it is not Mount Vernon or Monticello. It is a home that has been loved, lived in, and modified to meet the needs of the families who have lived in it. Its exterior has been covered over twice with modern materials. The wooden windows have been wrapped with aluminum, and covered with storm windows. The interior details

have been changed or removed as families have moved in or out. No one of historical significance lived there. Nothing of historical significance happened there. It's just a house.

We would like to use our house the same way that the prior owners have used the house. We want to use our best judgment to repair and maintain the house, to make it safe, to make it energy-efficient, and to make it comfortable and aesthetically pleasing to us.

As our home is cannot seriously be classified as a "Contributing Structure", we would like you to bestow the classification of "Noncontributing Structure" to our home, so that we will not be burdened with the red tape of government regulation. We do not want our routine repairs to be conditioned on mountains of paperwork, meetings with bureaucrats and architects, administrative delays, public hearings, and the expense of gentrification.

It is especially important to us to get out from under the thumb of government as the city has shown itself to be using their power arbitrarily. The guidelines are inconsistent from neighborhood to neighborhood. The definitions are vague and subjective. Any clever argument or Facebook campaign can turn a regular building into a historic landmark, despite the wishes or the economic interests of the property owner.

Please consider this as an application to designate my home as a "Noncontibuting Structure" to the Butchertown Historic Preservation District.

IN M. LALLY



STEVEN L. BESHEAR GOVERNOR

TOURISM, ARTS AND HERITAGE CABINET KENTUCKY HERITAGE COUNCIL

THE STATE HISTORIC PRESERVATION OFFICE

300 WASHINGTON STREET FRANKFORT, KENTUCKY 40601 PHONE (502) 564-7005 FAX (502) 564-5820 www.heritage.ky.gov

September 23, 2011

Mr. John M. Lally 1613 Story Avenue Louisville KY 40206

Dear Mr. Lally:

The Kentucky Heritage Council, as the State Historic Preservation Office, has the authority to update National Register district documentation. 36 CFR 60.3(d) defines a district as "a geographically definable area, urban or rural, possessing a significant concentration, linkage, or continuity of sites, buildings, structures, or objects united by past events or aesthetically by plan or physical development. A district may also comprise individual elements separated geographically but linked by association or history." A district nomination is considered as one single National Register nomination and not a listing of multiple properties separately. An update of a district nomination requires a complete district update of all properties within the district. KHC is not permitted to update of a district nomination by merely reviewing the status of a single property within the district. Therefore, your request to have your property change to non-contributing is denied. Please be aware that an updated comprehensive survey of the resources within the Butchertown district was accomplished in 2008, and your property was still listed as contributing to the district.

Federal Regulations at 36 C.F.R. 60.14 (a) (2) permit boundary changes in circumstances involving professional error in the initial nomination, loss of historic integrity, recognition of additional significance, additional research documenting that a larger or smaller area should be listed. 36 C.F.R. 60.14 (a) (1) requires that boundary changes be appealed in accordance with 36 C.F.R. 60.15. 36 C.F.R. §60.15(e) directs the State Historic Preservation Officer (SHPO) to respond to such a petition within 45 days. KHC has responded in the negative to your request; therefore, pursuant to 36 C.F.R. §60.15(f), you must notify the SHPO in writing of your desire to pursue your request for removal within 45 days of the date you receive this response. If you submit a notice to pursue the petition, 36 C.F.R. §60.15(g) permits the SHPO to submit the matter to the normal National Register evaluation process, which requires you to complete a nomination form. Within 15 days after receipt of your notification of intent to pursue the removal request, you will be notified in writing either that the State Review Board will consider the petition on a specified date or that the petition will be forwarded to the Keeper after notification requirements have heen completed.

Sincerely.

Marty Perry, National Register Coordinator (502)-564-7005, ext. 132 E-MAIL: MARTY.PERRY.@KY.GOV



KentuckyUnbridledSpirit.com

MARCHETA SPARROW SECRETARY

LINDY CASEBIER ACTING EXECUTIVE DIRECTOR AND STATE HISTORIC PRESERVATION OFFICER

EXHIBIT "B".

An Equal Opportunity Employer M/F/D

John M. Lally

1613 Story Avenue Louisville, Kentucky 40206 (502) 896-4529 Toll Free Fax (866) 577-7806 e-mail john@lallylaw.com

September 23, 2011

Kentucky Heritage Council/ State Historic Preservation Office 300 Washington Street Frankfort, Kentucky 40601 Attention: Marty Perry, National Register Coordinator.

RE: Request for hearing

Dear Mr. Perry:

I am in receipt of your letter of September 23, 2011. Thank you for the response. You stated in your letter that "KHC has responded in the negative to your request; therefore pursuant to 36 CFR § 60.15(f), you must notify the SHPO in writing of your desire to pursue your request for removal within 45 days of the date you receive this response."

Please take notice of my request for removal of my property at 1613 Story Avenue, Louisville Kentucky, 40206 from the Butchertown Historic Preservation District and the National Register. My reasons for this request are as follows:

 My property does not meet the definition of "Contributing Structure" as it is defined in Louisville Metro Ordinance 32.250, "A structure or property that reinforces the visual or physical integrity, historic interpretation, or historic character of a district or local landmark... using the criteria for evaluation in §32.260(E)(1).

The criteria set fort in §32.260(E)(1) are as follows:

- a. Its character, interest or value as a part of the development or heritage of Louisville Metro, Jefferson County, the Commonwealth or the United States.
- b. Its exemplification of the historic aesthetic, architectural, prehistoric or historic archeological, educational, economic or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth or the Nation.
- c. Its location as a site of a significant event.
- d. Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro. Jefferson County, the Commonwealth or the nation.
- e. Its embodiment of distinguishing characteristics of an architectural type or specimen.
- f. Its identification as the work of an architect. landscape architect, or master builder whose individual work has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- g. Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation.

EXHIBIT "C"

Page 2

- Its relationship to other distinctive areas which are eligible for preservation according to a plan based on an historic, cultural, or architectural motif.
- Its location or physical characteristics representing an established and familiar visual feature or which reinforce the physical continuity of a neighborhood, area, or place within Louisville Metro.
- The inclusion of my house as a "contributing structure" to the Butchertown Historic Preservation District was erroneous, as the home does not fit the definition of a "contributing structure" as outlined above.
- 3. The inclusion of my home as a "contributing structure" in the Butchertown Historic Preservation District causes an undue hardship on myself and my family as we are unable to install energy efficient windows, safety glass, or to perform other necessary maintenance and/or improvement on our property. The designation as a "contributing structure" stigmatizes our property for potential buyers who would not want to be subjected to the burdensome requirements of historic preservation.

In order to complete my petition and to prepare for a hearing, I will need to review documents related to my property and to the Butchertown Historic Preservation District. A list of requested documents is attached. I would appreciate if you would send me a copy of the requested information, or let me know where to find this information.

Thank you for your assistance in this matter.

Sincerely,

John M. Lally Lally Law Office PLLC REQUEST FOR INFORMATION PURSUANT TO THE FREEDOM OF INFORMATION ACT.

Please provide me with the following information:

- Any written determination or documentation relating to my request to the Kentucky Heritage Council by letter dated August 19, 2011.
- Any document, including but not limited to, reports, evaluations, determinations, orders, judgments, proposals, district nominations, or any other document relating to;
 - a. The Butchertown Historic Preservation District;
 - b. The determination that my property at 1613 Story Avenue, Louisville, Kentucky is a "contributing structure" within a Historic Preservation District.
 - c. Analysis of the criteria under Louisville Metro Ordinance §32.260(E)(1) et. seq. as they relate to my property at 1613 Story Avenue, Louisville Kentucky.
 - d. Any other photographs, documents or reports used to support the inclusion of my property as a "contributing structure".

John M. Lally 1613 Story Avenue Louisville, KY 40206 (502) 896-4529 United States Department of the Interior National Park Service

National Register of Historic Places Registration Form (Request for REMOVAL of Property from National Register 36 CFR 60.15)

This form is for use in nominating or requesting determinations for individual properties and districts. See instructions in National Register Bulletin, How to Complete the National Register of Historic Places Registration Form. If any item does not apply to the property being documented, enter "N/A" for "not applicable." For functions, architectural classification, materials, and areas of significance, enter only categories and subcategories from the instructions. Place additional certification comments, entries, and narrative items on continuation sheets if needed (NPS Form 10-900a).

1. Name of Property

historic name John Lally's Non-Historic Home.		
other names/site number		
2. Location	-	
street & number 1613 Story Avenue		not for publication
city or town Louisville		vicinity
state Kentucky code KY county	Jefferson code 111	zip code
3. State/Federal Agency Certification		
As the designated authority under the National Historic I hereby certify that this nomination request for registering properties in the National Register of Histor set forth in 36 CFR Part 60. In my opinion, the property meets does not m be considered significant at the following level(s) of sig national statewide local	or determination of eligibility meets t ric Places and meets the procedural neet the National Register Criteria	and professional requirements
Signature of certifying official/Title State or Federal agency/bureau or Tribal Government	Date	
In my opinion, the property meets does not meet the Natio	nal Register criteria.	
Signature of commenting official	Date	
Title	State or Federal agency/bureau or Tribal Gov	vernment
4. National Park Service Certification		
hereby certify that this property is:		
entered in the National Register	determined eligible for the Nat	tional Register
determined not eligible for the National Register	removed from the National Re	gister
other (explain:)		
Signature of the Keeper	Date of Action	

John Lally's House	OMB No. 1024-0018 1613 Story Avenue		(Expires 5/31/2012) Jefferson County KY	
Name of Property			County and	
5. Classification				
Ownership of Property (Check as many boxes as apply.) x private public - Local public - State public - Federal	Category of Property (Check only one box.)	Number of Res (Do not include pre Contributing	sources within Priviously listed resource Noncontributi 2 2 2	s in the count.)
ame of related multiple pro				
Enter "N/A" if property is not part of a Butchertown Histor	a multiple property listing)	Number of con listed in the Na	tributing resourc tional Register N/A	es previously
Enter "N/A" if property is not part of a Butchertown Histor	a multiple property listing)	Number of con listed in the Na	tional Register	es previously
(Enter "N/A" if property is not part of a Butchertown Histor 5. Function or Use Historic Functions Enter categories from instructions.)	a multiple property listing)	Number of com listed in the Na Current Function (Enter categories fro Domestic	N/A N/A	es previously
(Enter "N/A" if property is not part of a Butchertown Histor 6. Function or Use Historic Functions Enter categories from instructions.) Domestic Domestic . Description architectural Classification Enter categories from instructions.)	a multiple property listing) ric District	Iisted in the Na Current Functic (Enter categories fro Domestic Materials (Enter categories from	n instructions.)	es previously
(Enter "N/A" if property is not part of a Butchertown Histor 5. Function or Use Historic Functions Enter categories from instructions.) Domestic . Description rchitectural Classification	a multiple property listing) ric District	Current Function (Enter categories fro Domestic	h instructions.)	es previously

John Lally's House Name of Property 1613 Story Avenue

(Expires 5/31/2012)

Jefferson County KY County and State

Narrative Description

(Describe the historic and current physical appearance of the property. Explain contributing and noncontributing resources if necessary. Begin with a summary paragraph that briefly describes the general characteristics of the property, such as its location, setting, size, and significant features.)

Summary Paragraph: This petition is being made pursuant to 36 CFR 60.15- "REMOVING PROPERTY FROM THE NATIONAL REGISTER"

The following grounds justify removal of my property from the National Register:

36 CFR 60.14 (a)(1): Qualities which caused it to be originally listed (if any) have been lost or destroyed.
36 CFR 60.15 (a)(2): The Property does not meet the criteria for evaluation;
36 CFR 60.15 (a)(3): Error in professional judgment as to whether the property meets the criteria for evaluation; and
36 CFR 60.15 (a)(4): Procedural error.

Narrative Description

I am making this application because I believe my property was erroneously included as a "contributing structure" in the Butchertown Historic District. I have reviewed the "National Register of Historic Places Inventory—Nomination Form" (Form 10-300) filed on June 14, 1976 for the Butchertown Historic District. Although my home is situated within stated geographical boundaries, the original Nomination form does not specifically mention my home. There is no analysis of any sort regarding the historic importance or significance of my home. Nor does it discuss how my home satisfies the criteria for evaluation for inclusion in the National Register.

Criteria: 36 CFR 60.4 sets forth the criteria used to evaluate properties. Under this regulation, "The following criteria shall be used in evaluating properties for nomination to the National Register, by NPS in reviewing nominations, and for evaluating National Register eligibility of properties." A review of the original Nomination Form reveals that the criteria was not used to evaluate my home for inclusion as a contributing structure in the Butchertown Historic District.

National Register criteria for evaluation. The quality of significance in American history, architecture, archeology, engineering, and culture is present in districts, sites, buildings, structures, and objects that possess integrity of location, design, setting, materials, workmanship, feeling, and association and

(a) that are associated with events that have made a significant contribution to the broad patterns of our history; or

(b) that are associated with the lives of persons significant in our past; or

(c) that embody the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or

(d) that have yielded, or may be likely to yield, information important in prehistory or history.

Again, the original Nomination form does not have any such analysis relating specifically to my house, though some of the other structures in the neighborhood are specifically mentioned, and their historic significance is discussed. It seems as if the original nomination wishes to include my home as part of the district without specifying how my house contributes to the district's historical significance.

Without establishing that my home meets the criteria for inclusion in the Historic Preservation District, it is manifestly unfair to burden my home with the bureaucratic restrictions that prevent me from properly maintaining and repairing my home. If the preservation activists want to seize control of my home, they should at least have to do their homework, do research on my house, and explain why they should have control over my property.

Local Criteria: The Butchertown Historic District is also governed by local ordinance, Louisville Metro Ordinance section 32 et. seq.

According to our Historic Landmarks ordinance, Section 32.250, a Contributing Structure is defined as:

(Expires 5/31/2012)

John Lally's House Name of Property

1613 Story Avenue

Jefferson County KY County and State

A structure or property that reinforces the visual or physical integrity, historic interpretation, or historic character of a district or local landmark, and which is identified as such by the findings of the Commission at the time of its designation or by findings adopted by a Committee or the Commission based upon a subsequent survey and assessment of the structure(s) or properties(s) in a district or local landmark site, using the criteria for evaluation in §32.260(E)(1).

In turn, the criteria set fort in 32.260(E)(1) are as follows:

- a. Its character, interest, or value as part of the development or heritage of Louisville Metro, Jefferson County, the Commonwealth, or the United States.
- b. Its exemplification of the historic, aesthetic, architectural, prehistoric or historic archaeological, educational, economic, or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- c. Its location as a site of a significant historic event.
- d. Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- e. Its embodiment of distinguishing characteristics of an architectural type or specimen.
- f. Its identification as the work of an architect, landscape architect, or master builder whose individual work has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- g. Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation.
- h. Its relationship to other distinctive areas which are eligible for preservation according to a plan based on an historic, cultural, or architectural motif.
- Its location or physical characteristics representing an established and familiar visual feature or which reinforce the physical continuity of a neighborhood, area, or place within Louisville Metro.

Again, there has been no analysis relating specifically to my house pursuant to these criteria. My house was automatically counted as a "contributing structure" without any finding of historical significance of my house relating to the Butchertown District. Again, if the government wishes to stigmatize my house as a "historic" structure, and to punish me for having a historic structure, they should at least articulate their reasons for wanting to preserve my home as a historic structure. They haven't bothered to do that. Therefore, this designation is invalid.

About Our Home:

Our home has been substantially modified since the day it was built, so that it no longer shows its original architectural detail, design, materials or craftsmanship.

- EXTERIOR: Originally, the exterior of our home was of wood clapboard siding. In or about the post-WW2 era, the exterior was covered with Insulbrick, an imitation brick exterior. The Insulbrick is still visible in the mud room of the house. In the late 20th Century, the house was wrapped with blue vinyl siding. In addition, the front door was replaced with a shorter door. The columns on the porch were replaced with metal columns.
- ADDITIONS: Since its construction, our house has been added to and built on to. An extension was built onto the back of the house, adding a kitchen and a bathroom downstairs, and a bedroom and bathroom upstairs. A side porch upstairs was enclosed to form a room.
- INTERIOR ALTERATIONS: Many of the architectural details of the interior have been changed. The original
 floors upstairs and downstairs have been replaced. The pocket door between the hallway and the living room has
 been removed (probably to allow for electrical wiring). The doorway where the pocket wall was was shortened.
 Windows have been replaced in the home, and are currently mismatched. A bathroom was added to the master
 bedroom. New mouldings and trim were put in. Light fixtures have been removed.

In short, our house no longer looks like it did when it was built. Since its beginning, the owners of our house opted to update the home with the newest available options, rather than to preserve its historic appearance. The stringent

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John Lally's House 1613 Story Avenue Jefferson County KY County and State

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regulations imposed by the city upon our home would do nothing to add to the historic nature of our neighborhood, as our home already appears to be modern, and the historic aspects of the home no longer exist.

Historical Significance: To my knowledge, no notable person or family lived at my home. No historically significant event occurred there.

Contribution to Scheme or Pattern in Butchertown: In reviewing the original Nomination form for Butchertown Historic District, I am struck at how arbitrary and vague the description of the district is, relating to the composition and aesthetic quality of the architecture in the area. The criteria cited by the original Nomination Form is so broad and so arbitrary, that it fails to comply with the criteria used for inclusion of properties in the National Register. For example:

- 1. "These boundaries include numerous structures and areas that might be considered intrusions in a district of more overtly homogenous character. Since Butchertown is now and historically has been characterized by such socio-economic diversity and mixed uses of land, however, these 'Intrusions' form an intrinsic part of the district. The mixed character of the district is, if anything, overemphasized in the modern photographs because of distortions of perspective...one is seldom if ever out of sight of residential structures... however varied individual dwellings may be". (page 2, emphasis added)
- 2. "One of the distinctive aspects of Butchertown is that ambitious houses such as Hadleys' are intermingled with more modest wooden ones, often of the "shotgun" type, not to mention small shops and various industrial plants; there is very little consistency of scale or use, or apparent economic level. This very heterogeneity gives the area as a whole a paradoxically consistent character..." (Continuation Sheet item number 8, page 4, emphasis added).
- 3. "It is not the individual buildings, their functions, or their inhabitants that give Butchertown its unique flavor; that identity is due to the willingness of a diversified group of people to live and work together to preserve and improve their neighborhood". (Continuation Sheet item number 8, page 4, emphasis added).

Thus, the homes in my neighborhood are a mishmash of styles, character, and usages that makes everybody feel good. Butchertown's "unique flavor" is not a result of the architecture or functions of its' buildings. There is no pattern or scheme that unifies the district, and in fact, the inconsistency of the neighborhood is cited as the very character of the area. This is a vague and overbroad description of a district. Any neighborhood or any home could conceivably be "historic" under this description.

With regard to my particular home, the closest description I have seen in this Nomination Form is as a "modest wooden home" which is intermingled with the more important homes like Hadley's that were discussed in detail.

If the government wants to burden my home with Federal, State and local regulation, it should at least have to articulate written reasons why my particular house contributes to the historical significance of the district. The preservationists should at least have to do an analysis to show why my particular house fits within Federal, state and local criteria for historic preservation. If my home is not important enough to discuss in the district's Nomination document, then we should not be burdened with the regulations that relate to the preservation district.

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John Lally's House Name of Property

1613 Story Avenue

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(Expires 5/31/2012)

Jefferson County KY County and State

3. Statement of Significance	
Applicable National Register Criteria Mark "x" in one or more boxes for the criteria qualifying the property or National Register listing.) NONE	Areas of Significance (Enter categories from instructions.) Not historically significant
A Property is associated with events that have made a significant contribution to the broad patterns of our history.	
B Property is associated with the lives of persons significant in our past.	
C Property embodies the distinctive characteristics of a type, period, or method of construction or represents the work of a master, or possesses high artistic values, or represents a significant	Period of Significance
and distinguishable entity whose components lack individual distinction.	none
D Property has yielded, or is likely to yield, information important in prehistory or history.	Significant Dates
riteria Considerations ark "x" in all the boxes that apply.)	Significant Person
roperty is: NONE	(Complete only if Criterion B is marked above.)
A Owned by a religious institution or used for religious purposes.	none
B removed from its original location.	Cultural Affiliation
C a birthplace or grave.	
D a cemetery.	
E a reconstructed building, object, or structure.	Architect/Builder Not known/ not historically significant
F a commemorative property.	
G less than 50 years old or achieving significance within the past 50 years.	

Period of Significance (justification) None

Criteria Considerations (explanation, if necessary) none

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(Expires 5/31/2012)

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John Lally's House Name of Property 1613 Story Avenue

Jefferson County KY County and State

Statement of Significance Summary Paragraph (Provide a summary paragraph that includes level of significance and applicable criteria.)

See above.

Narrative Statement of Significance (Provide at least one paragraph for each area of significance.)

See above

Developmental history/additional historic context information (if appropriate) See Above United States Department of the Interior

National Park Service / National Register of Historic Places Registration Form NPS Form 10-900 OMB No. 1024-0018

John Lally's House Name of Property 1613 Story Avenue

(Expires 5/31/2012)

Jefferson County KY County and State

Primary location of additional data:

Other State agency

Federal agency

University

Name of repository:

Other

Local government

State Historic Preservation Office

9. Major Bibliographical References

Bibliography (Cite the books, articles, and other sources used in preparing this form.)

E

1

None

Previous documentation on file (NPS):

- preliminary determination of individual listing (36 CFR 67 has been requested)
- previously listed in the National Register
- previously determined eligible by the National Register
- designated a National Historic Landmark
- recorded by Historic American Buildings Survey #_
- recorded by Historic American Engineering Record #____
- recorded by Historic American Landscape Survey #_____

Historic Resources Survey Number (if assigned):

10. Geographical Data

Acreage of Property

(Do not include previously listed resource acreage.)

UTM References

(Place additional UTM references on a continuation sheet.)

1	Zone	Easting	Northing	3	Zone	Easting	Northing
2	Zone	Easting	Northing	4	Zone	Easting	Northing

Verbal Boundary Description (Describe the boundaries of the property.)

Boundary Justification (Explain why the boundaries were selected.)

11. Form Prepared By		1.

name/title John M. Lally

National Park Service / National Register of Hist NPS Form 10-800	OMB No. 1024-0018	(Expires 5/31/2012
John Lally's House Name of Property	1613 Story Avenue	Jefferson County KY County and State
organization		date 10/13/2011
street & number 1613 Story Avenue		telephone (502) 896-4529
city or town Louisville		state KY zip code 4020

Additional Documentation

Submit the following items with the completed form:

Maps: A USGS map (7.5 or 15 minute series) indicating the property's location. N/A

A Sketch map for historic districts and properties having large acreage or numerous resources. Key all photographs to this map. N/A

- Continuation Sheets
- Additional items: (Check with the SHPO or FPO for any additional items.)

11

1

Photographs:

Submit clear and descriptive photographs. The size of each image must be 1600x1200 pixels at 300 ppi (pixels per inch) or larger. Key all photographs to the sketch map. Photographs are not submitted—as there was no photograph of my home in the original Nomination Form of Butchertown Historic District.

Name of Property:

City or Vicinity:

County:

State:

Photographer:

Date Photographed:

Description of Photograph(s) and number:

1 of ____.

Property Owner:	
(Complete this item at the request of the SHPO or FPO.)	
nameJohn M. Lally	
street & number 1613 Story Avenue	telephone (502) 896-4529
city or town Louisville	state KY zip code 40206

(Expires 5/31/2012)

John Lally's House Name of Property

-

1613 Story Avenue

Jefferson County KY County and State

Paperwork Reduction Act Statement: This information is being collected for applications to the National Register of Historic Places to nominate properties for listing or determine eligibility for listing, to list properties, and to amend existing listings. Response to this request is required to obtain a benefit in accordance with the National Historic Preservation Act, as amended (16 U.S.C.460 et seq.).

Estimated Burden Statement: Public reporting burden for this form is estimated to average 18 hours per response including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding this burden estimate or any aspect of this form to the Office of Planning and Performance Management. U.S. Dept. of the Interior, 1849 C. Street, NW, Washington, DC.

Carol Shull/WASO/NPS 10/14/2011 03:26 PM

- To "Perry, Marty (Heritage Council)" <Marty.Perry@ky.gov>
- cc "Guier, Peggy (Heritage Council)" <Peggy.Guier@ky.gov>, "Stapleton, Roger (Heritage Council)" <Roger.Stapleton@ky.gov>, Paul

bcc

Subject RE: Lally: Request for Removal From National Register/ State and Local Designation 1613 Story Avenue, Louisville

Dear Marty,

We will get back to you soon regarding responding to Mr. Lally.

Warm regards,

Carol

Carol D. Shull Interim Keeper of the National Register of Historic Places Chief, Heritage Education Services National Park Service 1201 Eye Street NW Washington, DC 20005 202-354-2234 FAX: 202-371-1616 "Perry, Marty (Heritage Council)" <Marty.Perry@ky.gov>



"Perry, Marty (Heritage Council)" <Marty.Perry@ky.gov> 10/14/2011 11:44 AM

To <Carol_Shull@nps.gov>

cc "Stapleton, Roger (Heritage Council)" <Roger.Stapleton@ky.gov>, "Guier, Peggy (Heritage Council)" <Peggy.Guier@ky.gov> Subject RE: Lally: Request for Removal From National Register/

State and Local Designation 1613 Story Avenue, Louisville

Carol: We would like National Register advice on our options to offer Mr. Lally a chance for consideration of his request.

Mr. Lally lives in a house listed on the Register in the Butchertown Historic District, contributing when listed in 1976. Some or all of that historic district, at least the part including his house, is now within a local historic district, as well. Mr. Lally wants to make some changes to his building which the local ordinance will not allow to be done on a contributing building. His goal is to have his building declared non-contributing.

We have advised him that he could update the National Register documentation **for the district**, and in doing so, could define integrity prescriptions that make any property non-contributing. This path assumes that his definitions would show his house as meeting that definition. That updated district form would, of course, need to be approved by the Kentucky Review Board, SHPO, and NR reviewers.

In the alternative, we have advised him that Federal Regulations at 36 C.F.R. 60.14 (a) (2) permit boundary changes in circumstances involving professional error in the initial nomination, loss of historic integrity, recognition of additional significance, additional research documenting that a larger or smaller area should be listed. 36 C.F.R. 60.14 (a) (1) requires that boundary changes be appealed in accordance with 36 C.F.R. 60.15. Mr. Lally has elected to proceed in this manner and has requested that his petition be reviewed, by either your office or the state review board depending on the SHPOs decision.

Our question is whether the NR offers any additional procedural means of reconsideration of a district property as to contributing v. non-contributing. We realize that this process is used in instances of tax credit cases. We do not want to misdirect Mr. Lally. We want to know whether the process used for tax credits is available in all instances where property owners want to have their contributing status changed.

Thank you in advance for your time and consideration.

Marty Perry National Register Coordinator Kentucky Heritage Council 300 Washington Street Frankfort KY 40601 502-564-7005 x 132

-----Original Message-----From: Carol_Shull@nps.gov [mailto:Carol_Shull@nps.gov] Sent: Thursday, October 13, 2011 4:44 PM To: John Lally Cc: Perry, Marty (Heritage Council); richard.jett@loukymetro.org; James_Gabbert@nps.gov; Paul_Loether@nps.gov Subject: Lally: Request for Removal From National Register/ State and Local Designation 1613 Story Avenue, Louisville

Dear Mr. Lally:

We acknowledge the receipt of your email and attachments.

Sincerely,

Carol D. Shull Interim Keeper of the National Register of Historic Places Chief, Heritage Education Services National Park Service 1201 Eye Street NW Washington, DC 20005 202-354-2234 FAX: 202-371-1616

> John Lally <john@lallylaw.co m>

10/13/2011 02:40 PM "Perry, Marty (Heritage Council)" <Marty.Perry@ky.gov>, richard.jett@loukymetro.org, carol_shull@nps.gov

cc

To

Subject

Request for Removal From National Register/ State and Local Designation 1613 Story Avenue, Louisville

Please see attached.

--

Visit my website at Lallylaw.com or "Like" me on Facebook

(See attached file: Historic.PDF)

76000900

H32(2280)

Mr. John M. Lally 1613 Story Avenue Louisville, KY 40206

Dear Mr. Lally:

We are in receipt of your letter of October 13, 2011, in which you petition for the removal of your property, 1613 Story Avenue, from the Butchertown Historic District, Jefferson County, Kentucky or to have the property determined noncontributing to the district. Your request is pursuant to Federal regulations 36 CFR 60.15(a)(2). The Butchertown Historic District was listed in the National Register of Historic Places on August 11, 1976, with local significance in the areas of industry, social history, commerce, ethnic heritage (European), and architecture. The district is "characterized by such socio-economic diversity and mixed uses of land" that mark the development of Louisville before modern zoning compartmentalized such functions.

Based on our review of the materials provided, we are denying your petition for removal of 1613 Story Avenue from the Butchertown Historic District. Regardless of whether the building in question is contributing, we cannot excise a single property from within the boundaries of the district. National Register guidance does not allow for the creation of "doughnut holes" within the boundaries of historic districts (see National Register Bulletin 21 *Defining Boundaries for National Register Properties*).

Because we received no images of the property upon which to evaluate its status, we have concluded that there is insufficient information provided in the petition to demonstrate that the house at 1613 Story Avenue does not contribute to the Butchertown Historic District. Properties located within historic districts need not meet National Register criteria individually; they must contribute to the overall qualities of the district (which is the significant property). In evaluating contributing status of properties in districts, interiors are rarely considered, and alterations to the rear of an individual property within a district do not necessarily preclude a building from contributing to the significance of a historic district. You have the option of providing more detailed information, including images of the property and streetscape images of the surrounding area to the SHPO to be forwarded to our office.

Please let me know if you have any questions concerning this decision. I can be reached at (202) 354-2234 or by email at carol shull@nps.gov.

Sincerely,

(Sqd) Carol D. Shull

Carol Shull Interim Keeper National Register of Historic Places

cc: KY SHPO

bcc: 2201 2285 2280 Loether; Shull Basic File Retained In 2280 FNP:JGabbert:OP:11-1-11:S:\nr\Gabbert\Lally petition J. Paul Loether

NOV - 4 2011

H32(2280)



Ms. Lindy Casebier, Acting SHPO Executive Director Kentucky Heritage Council 300 Washington Street Frankfort, KY 40601

NOV - 4 2011

Dear Ms. Casebier:

On October 24, 2011, the National Register received a petition by Mr. John M. Lally to remove his property, 1613 Story Avenue in the Butchertown Historic District (Jefferson County) from the National Register of Historic Places. The petition cited 36 CFR 60.15(a) as grounds for removing the property. The petition alternatively asks that the property be considered a "noncontributing resource."

After careful review of the submitted documentation we have denied the petition. National Register guidance does not allow for the creation of "doughnut holes" within the boundaries of historic districts. Regardless of whether the building in question is contributing, we cannot excise a single property from within the boundaries of the district (see National Register Bulletin 21 *Defining Boundaries for National Register Properties*).

Because we received no images of the property upon which to evaluate its status, we have concluded that there is insufficient information provided in the petition to demonstrate that the house at 1613 Story Avenue does not contribute to the Butchertown Historic District. Properties located within historic districts need not meet National Register criteria individually; they must contribute to the overall qualities of the district (which is the significant property). In evaluating contributing status of properties in districts, interiors are rarely considered, and alterations to the rear of an individual property within a district do not necessarily preclude a building from contributing to the significance of a historic district. We have given Mr. Lally the option of providing more detailed information, including images of the property and streetscape images of the surrounding area to your office to be forwarded to our office. You have the opportunity to forward your opinion along with his materials.

The correspondence between Mr. Lally and your office indicates that a survey of the Butchertown Historic District was completed in 2008. We strongly suggest that the Butchertown Historic District nomination documentation be updated as appropriate, including incorporating the inventory of the resources within its boundaries based on this recent survey. A complete inventory might also provide incentive to revisit the boundaries in areas that have undertaken significant change since the initial listing in 1976. Such an amendment would strengthen the nomination, alleviating many of the concerns raised in the petition.

If you have any questions regarding the review of the petition, please contact me at (202) 354-2234 or carol_shull@nps.gov or you may contact Jim Gabbert of the National Register at (202) 354-2275 or jim_gabbert@nps.gov.

Sincerely,

(Sgd) Carol D. Shull

Carol D. Shull Interim Keeper National Register of Historic Places

bcc: 2201 2285 2280 Loether; Shull Basic File Retained In 2280 FNP:JGabbert:OP:11-3-11:S:\nr\Gabbert\Lally petition SHPO

United States Department of the Interior National Park Service

National Register of Historic Places Registration Form (Request for REMOVAL of Property from National Register 36 CFR 60.15)

This form is for use in nominating or requesting determinations for individual properties and districts. See instructions in National Register Bulletin, How to Complete the National Register of Historic Places Registration Form. If any item does not apply to the property being documented, enter "N/A" for "not applicable." For functions, architectural classification, materials, and areas of significance, enter only categories and subcategories from the instructions. Place additional certification comments, entries, and narrative items on continuation sheets if needed (NPS Form 10-900a).

1. Name of Property

historic name John Lally's Non-Historic Home.			
other names/site number			
2. Location			
street & number 1613 Story Avenue			not for publication
city or town Louisville			vicinity
state Kentucky code KY county	Jefferson code 111	zip code	e 40206
3. State/Federal Agency Certification			
As the designated authority under the National Histo I hereby certify that this nomination request registering properties in the National Register of Hist set forth in 36 CFR Part 60. In my opinion, the property meets does not be considered significant at the following level(s) of s	for determination of eligibility meets the procedural meets the procedural meet the National Register Criteria.	and pro	fessional requirements
nationalstatewidelocal	ignineenee.		
Signature of certifying official/Title	Date		
State or Federal agency/bureau or Tribal Government	-		and so and
In my opinion, the property meets does not meet the Nat	tional Register criteria.		
Signature of commenting official	Date	-	
Title	State or Federal agency/bureau or Tribal Go	vernment	
4. National Park Service Certification			
I hereby certify that this property is:			
entered in the National Register	determined eligible for the Na	ational Regi	ster
determined not eligible for the National Register	removed from the National Re	egister	
other (explain:)			
Signature of the Keeper	Date of Action		<u> </u>

	OMB No. 1024-00			kpires 5/31/2012)
John Lally's House Name of Property	1613 Stor	1613 Story Avenue		County KY
5. Classification				
Ownership of Property (Check as many boxes as apply.) x private public - Local public - State public - Federal Name of related multiple pro (Enter "N/A" if property is not part of a	a multiple property listing)	(Do not include Contributin	2 2 ontributing resource National Register	s in the count.) ng buildings sites structures objects Total
Butchertown Histor	ric District		N/A	
6. Function or Use				
Historic Functions (Enter categories from instructions.) Domestic		Current Fund (Enter categories Domestic	ctions s from instructions.)	
7. Description				
Architectural Classification		Materials (Enter categories	from instructions.)	
7. Description Architectural Classification Enter categories from instructions.) Other: Extensively modernized	home/ Non-historic		Stone	

(Expires 5/31/2012)

John Lally's House	1613 Story Avenue	Jefferson County KY
Name of Property		County and State

Narrative Description

(Describe the historic and current physical appearance of the property. Explain contributing and noncontributing resources if necessary. Begin with a summary paragraph that briefly describes the general characteristics of the property, such as its location, setting, size, and significant features.)

Summary Paragraph: This petition is being made pursuant to 36 CFR 60.15- "REMOVING PROPERTY FROM THE NATIONAL REGISTER"

The following grounds justify removal of my property from the National Register:

No inventory Required. Does Nontim Block, though. 36 CFR 60.14 (a)(1): Qualities which caus ave been lost or destroyed. 30 00 does n 3 Not Required. rty meets the criteria for evaluation; and isional District is Sig. Component Parts May not be 3 Or. N 1: se I bi ly included as a "contributing structure" in the BI ve rev Historic Places Inventory-Nomination Form" (F Although my home is situated within stated 176 for Il Nomination form does not specifically mention my home. There is no analysis of any g€ scretegarging the historic importance or significance of my home. Nor does it discuss how my home satisfies the criteria

for evaluation for inclusion in the National Register.

Home Need Not meet Criba.2 Cri be eva not Nat eng des

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riteria used to evaluate properties. Under this regulation, "The following criteria shall r nomination to the National Register, by NPS in reviewing nominations, and for of properties." A review of the original Nomination Form reveals that the criteria was usion as a contr

ation. The quali D. 3 how mining, feeling, and a South of the part of the second secon

(a) that are associated with events that have r

(b) that are associated with the lives of person

n Historic District.

history, architecture, archeology, that possess integrity of location,

te broad patterns of our history; or

(c) that embody the distinctive characteristics or a type, period, or method or construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or

(d) that have yielded, or may be likely to yield, information important in prehistory or history.

Again, the original Nomination form does not have any such analysis relating specifically to my house, though some of the other structures in the neighborhood are specifically mentioned, and their historic significance is discussed. It seems as if the original nomination wishes to include my home as part of the district without specifying how my house contributes to the district's historical significance.

Without establishing that my home meets the criteria for inclusion in the Historic Preservation District, it is manifestly unfair to burden my home with the bureaucratic restrictions that prevent me from properly maintaining and repairing my home. If the preservation activists want to seize control of my home, they should at least have to do their homework, do research on my house, and explai er my property.

Local Criteria: The Butc 32 et. seq.

NOT applicable

According to our Historic

.250, a Contributing Structure is defined as:

verned by local ordinance, Louisville Metro Ordinance section

3

John Lally's House Name of Property 1613 Story Avenue

(Expires 5/31/2012)

Jefferson County KY County and State

Narrative Description

(Describe the historic and current physical appearance of the property. Explain contributing and noncontributing resources if necessary. Begin with a summary paragraph that briefly describes the general characteristics of the property, such as its location, setting, size, and significant features.)

Summary Paragraph: This petition is being made pursuant to 36 CFR 60.15- "REMOVING PROPERTY FROM THE NATIONAL REGISTER"

The following grounds justify removal of my property from the National Register:

36 CFR 60.14 (a)(1): Qualities which caused it to be originally listed (if any) have been lost or destroyed.
36 CFR 60.15 (a)(2): The Property does not meet the criteria for evaluation;
36 CFR 60.15 (a)(3): Error in professional judgment as to whether the property meets the criteria for evaluation; and
36 CFR 60.15 (a)(4): Procedural error.

Narrative Description

I am making this application because I believe my property was erroneously included as a "contributing structure" in the Butchertown Historic District. I have reviewed the "National Register of Historic Places Inventory—Nomination Form" (Form 10-300) filed on June 14, 1976 for the Butchertown Historic District. Although my home is situated within stated geographical boundaries, the original Nomination form does not specifically mention my home. There is no analysis of any sort regarding the historic importance or significance of my home. Nor does it discuss how my home satisfies the criteria for evaluation for inclusion in the National Register.

Criteria: 36 CFR 60.4 sets forth the criteria used to evaluate properties. Under this regulation, "The following criteria shall be used in evaluating properties for nomination to the National Register, by NPS in reviewing nominations, and for evaluating National Register eligibility of properties." A review of the original Nomination Form reveals that the criteria was not used to evaluate my home for inclusion as a contributing structure in the Butchertown Historic District.

National Register criteria for evaluation. The quality of significance in American history, architecture, archeology, engineering, and culture is present in districts, sites, buildings, structures, and objects that possess integrity of location, design, setting, materials, workmanship, feeling, and association and

(a) that are associated with events that have made a significant contribution to the broad patterns of our history; or

(b) that are associated with the lives of persons significant in our past; or

(c) that embody the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or

(d) that have yielded, or may be likely to yield, information important in prehistory or history.

Again, the original Nomination form does not have any such analysis relating specifically to my house, though some of the other structures in the neighborhood are specifically mentioned, and their historic significance is discussed. It seems as if the original nomination wishes to include my home as part of the district without specifying how my house contributes to the district's historical significance.

Without establishing that my home meets the criteria for inclusion in the Historic Preservation District, it is manifestly unfair to burden my home with the bureaucratic restrictions that prevent me from properly maintaining and repairing my home. If the preservation activists want to seize control of my home, they should at least have to do their homework, do research on my house, and explain why they should have control over my property.

Local Criteria: The Butchertown Historic District is also governed by local ordinance, Louisville Metro Ordinance section 32 et. seq.

According to our Historic Landmarks ordinance, Section 32.250, a Contributing Structure is defined as:

(Expires 5/31/2012)

John Lally's House Name of Property

1613 Story Avenue

Jefferson County KY County and State

A structure or property that reinforces the visual or physical integrity, historic interpretation, or historic character of a district or local landmark, and which is identified as such by the findings of the Commission at the time of its designation or by findings adopted by a Committee or the Commission based upon a subsequent survey and assessment of the structure(s) or properties(s) in a district or local landmark site, using the criteria for evaluation in §32.260(E)(1).

In turn, the criteria set fort in 32.260(E)(1) are as follows:

- a. Its character, interest, or value as part of the development or heritage of Louisville Metro, Jefferson County, the Commonwealth, or the United States.
- b. Its exemplification of the historic, aesthetic, architectural, prehistoric or historic archaeological, educational, economic, or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- c. Its location as a site of a significant historic event.
- d. Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- e. Its embodiment of distinguishing characteristics of an architectural type or specimen.
- Its identification as the work of an architect, landscape architect, or master builder whose individual work f has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- g. Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation
- Its relationship to other dis an historic, cultural, or arch Its location or physical ch minforce the physical continent of the physical continet of the physical contine h. Its relationship to other dis
- i.

Again, there has been no analysis r counted as a "contributing structure District. Again, if the government w historic structure, they should at lea They haven't bothered to do " Vinyl Siching Actually helps or preservation according to a plan based on

blished and familiar visual feature or which lace within Louisville Metro.

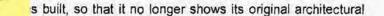
rsuant to these criteria. My house was automatically gnificance of my house relating to the Butchertown "historic" structure, and to punish me for having a ng to preserve my home as a historic structure.

s invalid.

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was of wood clapboard siding. In or about the post-WW2 era, n imitation brick exterior. The Insulbrick is still visible in the mud room of ouse was wrapped with blue vinyl siding. In addition, the front door was s on the porch were replaced with metal columns.

puse has been added to and built on to. An extension was built onto the a bathroom downstairs, and a bedroom and bathroom upstairs. A side m.

INTERK

ADDITI

back of

porch up

architectural details of the interior have been changed. The original

floors upsters and computers have been replaced. The pocket door between the hallway and the living room has been removed (probably to allow for electrical wiring). The doorway where the pocket wall was was shortened. Windows have been replaced in the home, and are currently mismatched. A bathroom was added to the master bedroom. New mouldings and trim were put in. Light fixtures have been removed.

In short, our house no longer looks like it did when it was built. Since its beginning, the owners of our house opted to update the home with the newest available options, rather than to preserve its historic appearance. The stringent

(Expires 5/31/2012)

John Lally's House	1613 Story Avenue	Jefferson County KY
Name of Property		County and State

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A structure or property that reinforces the visual or physical integrity, historic interpretation, or historic character of a district or local landmark, and which is identified as such by the findings of the Commission at the time of its designation or by findings adopted by a Committee or the Commission based upon a subsequent survey and assessment of the structure(s) or properties(s) in a district or local landmark site, using the criteria for evaluation in §32.260(E)(1).

In turn, the criteria set fort in 32.260(E)(1) are as follows:

- a. Its character, interest, or value as part of the development or heritage of Louisville Metro, Jefferson County, the Commonwealth, or the United States.
- b. Its exemplification of the historic, aesthetic, architectural, prehistoric or historic archaeological, educational, economic, or cultural heritage of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- c. Its location as a site of a significant historic event.
- d. Its identification with a person or persons who significantly contributed to the culture and development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- e. Its embodiment of distinguishing characteristics of an architectural type or specimen.
- f. Its identification as the work of an architect, landscape architect, or master builder whose individual work has influenced the development of Louisville Metro, Jefferson County, the Commonwealth, or the nation.
- g. Its embodiment of elements or architectural design, detail, materials, or craftsmanship which represents a significant architectural innovation.
- Its relationship to other distinctive areas which are eligible for preservation according to a plan based on an historic, cultural, or architectural motif.
- i. Its location or physical characteristics representing an established and familiar visual feature or which reinforce the physical continuity of a neighborhood, area, or place within Louisville Metro.

Again, there has been no analysis relating specifically to my house pursuant to these criteria. My house was automatically counted as a "contributing structure" without any finding of historical significance of my house relating to the Butchertown District. Again, if the government wishes to stigmatize my house as a "historic" structure, and to punish me for having a historic structure, they should at least articulate their reasons for wanting to preserve my home as a historic structure. They haven't bothered to do that. Therefore, this designation is invalid.

About Our Home:

Our home has been substantially modified since the day it was built, so that it no longer shows its original architectural detail, design, materials or craftsmanship.

- EXTERIOR: Originally, the exterior of our home was of wood clapboard siding. In or about the post-WW2 era, the exterior was covered with Insulbrick, an imitation brick exterior. The Insulbrick is still visible in the mud room of the house. In the late 20th Century, the house was wrapped with blue vinyl siding. In addition, the front door was replaced with a shorter door. The columns on the porch were replaced with metal columns.
- ADDITIONS: Since its construction, our house has been added to and built on to. An extension was built onto the back of the house, adding a kitchen and a bathroom downstairs, and a bedroom and bathroom upstairs. A side porch upstairs was enclosed to form a room.
- INTERIOR ALTERATIONS: Many of the architectural details of the interior have been changed. The original
 floors upstairs and downstairs have been replaced. The pocket door between the hallway and the living room has
 been removed (probably to allow for electrical wiring). The doorway where the pocket wall was was shortened.
 Windows have been replaced in the home, and are currently mismatched. A bathroom was added to the master
 bedroom. New mouldings and trim were put in. Light fixtures have been removed.

In short, our house no longer looks like it did when it was built. Since its beginning, the owners of our house opted to update the home with the newest available options, rather than to preserve its historic appearance. The stringent

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John Lally's House

(Expires 5/31/2012)

Jefferson County KY County and State

regulations imposed by the city upon our home would do nothing to add to the historic nature of our neighborhood, as our home already appears to be modern, and the historic aspects of the home no longer exist.

1613 Story Avenue

Historical Significance: To my knowledge, no notable person or family lived at my home. No historically significant event occurred there.

Contribution to Scheme or Pattern in Butchertown: In reviewing the original Nomination form for Butchertown Historic District, I am struck at how arbitrary and vague the description of the district is, relating to the composition and aesthetic quality of the architecture In the area. The criteria cited by the original Nomination Form is so broad and so arbitrary, that it fails to comply with the criteria used for inclusion of properties in the National Register. For example:

- "These boundaries include numerous structures and areas that might be considered intrusions in a district of more overtly homogenous character. Since Butchertown is now and historically has been characterized by such socio-economic diversity and mixed uses of land, however, these 'Intrusions' form an intrinsic part of the district. The mixed character of the district is, if anything, overemphasized in the modern photographs because of distortions of perspective...one is seldom if ever out of sight of residential structures... however varied individual dwellings may be". (page 2, emphasis added)
- 2. "One of the distinctive aspects of Butchertown is that ambitious houses such as Hadleys' are intermingled with more modest wooden ones, often of the "shotgun" type, not to mention small shops and various industrial plants; there is very little consistency of scale or use, or apparent economic level. This very heterogeneity gives the area as a whole a paradoxically consistent character..." (Continuation Sheet item number 8, page 4, emphasis added).
- "It is not the individual buildings, their functions, or their inhabitants that give Butchertown its unique flavor; that identity is due to the willingness of a diversified group of people to live and work together to preserve and improve their neighborhood". (Continuation Sheet item number 8, page 4, emphasis added).

Thus, the homes in my neighborhood are a mishmash of styles, character, and usages that makes everybody feel good. Butchertown's "unique flavor" is not a result of the architecture or functions of its' buildings. There is no pattern or scheme that unifies the district, and in fact, the inconsistency of the neighborhood is cited as the very character of the area. This is a vague and overbroad description of a district. Any neighborhood or any home could conceivably be "historic" under this description.

With regard to my particular home, the closest description I have seen in this Nomination Form is as a "modest wooden home" which is intermingled with the more important homes like Hadley's that were discussed in detail.

If the government wants to burden my home with Federal, State and local regulation, it should at least have to articulate written reasons why my particular house contributes to the historical significance of the district. The preservationists should at least have to do an analysis to show why my particular house fits within Federal, state and local criteria for historic preservation. If my home is not important enough to discuss in the district's Nomination document, then we should not be burdened with the regulations that relate to the preservation district.

MUNICICL

(Expires 5/31/2012)

John Lally's House	1613 Story Avenue
Name of Property	and the second s

Jefferson County KY County and State

regulations imposed by the city upon our home would do nothing to add to the historic nature of our neighborhood, as our home already appears to be modern, and the historic aspects of the home no longer exist.

1

Historical Significance: To my knowledge, no notable person or family lived at my home. No historically significant event occurred there.

Contribution to Scheme or Pattern in Butchertown: In reviewing the original Nomination form for Butchertown Historic District, I am struck at how arbitrary and vague the description of the district is, relating to the composition and aesthetic quality of the architecture in the area. The criteria cited by the original Nomination Form is so broad and so arbitrary, that it fails to comply with the criteria used for inclusion of properties in the National Register. For example:

- 1. "These boundaries include numerous structures and areas that might be considered intrusions in a district of more overtly homogenous character. Since Butchertown is now and historically has been characterized by such socio-economic diversity and mixed uses of land, however, these 'Intrusions' form an intrinsic part of the district. The mixed character of the district is, if anything, overemphasized in the modern photographs because of distortions of perspective...one is seldom if ever out of sight of residential structures... however varied individual dwellings may be". (page 2, emphasis added)
- 2. "One of the distinctive aspects of Butchertown is that ambitious houses such as Hadleys' are intermingled with more modest wooden ones, often of the "shotgun" type, not to mention small shops and various industrial plants; there is very little consistency of scale or use, or apparent economic level. This very heterogeneity gives the area as a whole a paradoxically consistent character..." (Continuation Sheet item number 8, page 4, emphasis added).
- 3. "It is not the individual buildings, their functions, or their inhabitants that give Butchertown its unique flavor; that identity is due to the willingness of a diversified group of people to live and work together to preserve and improve their neighborhood". (Continuation Sheet item number 8, page 4, emphasis added).

Thus, the homes in my neighborhood are a mishmash of styles, character, and usages that makes everybody feel good. Butchertown's "unique flavor" is not a result of the architecture or functions of its' buildings. There is no pattern or scheme that unifies the district, and in fact, the inconsistency of the neighborhood is cited as the very character of the area. This is a vague and overbroad description of a district. Any neighborhood or any home could conceivably be "historic" under this description.

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11

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(Expires 5/31/2012)

John Lally's House1613 Stor Name of Property	y Avenue Jefferson County KY County and State		
	County and State		
Statement of Significance			
Applicable National Register Criteria Mark "x" in one or more boxes for the criteria qualifying the property or National Register listing.) NONE	Areas of Significance (Enter categories from instructions.)		
A Property is associated with events that have made a significant contribution to the broad patterns of our history.	Not historically significant		
B Property is associated with the lives of persons significant in our past.			
C Property embodies the distinctive characteristics of a type, period, or method of construction or represents the work of a master, or possesses high	Period of Significance		
artistic values, or represents a significant and distinguishable entity whose components lack individual distinction.	none		
D Property has yielded, or is likely to yield, information important in prehistory or history.	Significant Dates		
	none		
riteria Considerations lark "x" in all the boxes that apply.)	Significant Person		
roperty is: NONE	(Complete only if Criterion B is marked above.)		
A Owned by a religious institution or used for religious purposes.	none		
B removed from its original location.	Cultural Affiliation		
C a birthplace or grave.			
D a cemetery.			
E a reconstructed building, object, or structure.	Architect/Builder Not known/ not historically significant		
F a commemorative property.			
G less than 50 years old or achieving significance within the past 50 years.			

Period of Significance (justification) None

Criteria Considerations (explanation, if necessary) none

11

(Expires 5/31/2012)

7

John Lally's House Name of Property 1613 Story Avenue

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Jefferson County KY County and State

Statement of Significance Summary Paragraph (Provide a summary paragraph that includes level of significance and applicable criteria.)

See above.

Narrative Statement of Significance (Provide at least one paragraph for each area of significance.)

See above

Developmental history/additional historic context information (if appropriate) See Above

John Lally's House Name of Property

1613 Story Avenue

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(Expires 5/31/2012)

Jefferson County KY County and State

9. Major Bibliographical References

Bibliography (Cite the books, articles, and other sources used in preparing this form.)

..

None

Previous documentation on file (NPS):

- ____preliminary determination of individual listing (36 CFR 67 has been requested)
- previously listed in the National Register
- previously determined eligible by the National Register
- designated a National Historic Landmark
- recorded by Historic American Buildings Survey #____
- recorded by Historic American Engineering Record #____
- recorded by Historic American Landscape Survey #____

Primary location of additional data:

- State Historic Preservation Office
- Other State agency
- Federal agency
- Local government
- University Other

Name of repository:

Historic Resources Survey Number (if assigned):

10. Geographical Data

Acreage of Property

(Do not include previously listed resource acreage.)

UTM References

(Place additional UTM references on a continuation sheet.)

1	Zone	Easting	Northing	_ 3	Zone	Easting	Northing	
2	Zone	Easting	Northing	_ 4	Zone	Easting	Northing	

Verbal Boundary Description (Describe the boundaries of the property.)

Boundary Justification (Explain why the boundaries were selected.)

11. Form Prepared By				

name/title John M. Lally

8

NPS Form 10-900	OMB No. 1024-0018	(Expire	es 5/31/2012)
John Lally's House	1613 Story Avenue	Story Avenue Jefferson County County and State	
organization		date 10/13/2011	
organization		uale 10/15/2011	
street & number 1613 Story Avenue	· .	telephone (502) 896-4529)
	· · · · · · · · · · · · · · · · · · ·) de 40206

Additional Documentation

Submit the following items with the completed form:

Maps: A USGS map (7.5 or 15 minute series) indicating the property's location. N/A

A Sketch map for historic districts and properties having large acreage or numerous resources. Key all photographs to this map. N/A

- Continuation Sheets
- Additional items: (Check with the SHPO or FPO for any additional items.)

11

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Photographs:

Submit clear and descriptive photographs. The size of each image must be 1600x1200 pixels at 300 ppi (pixels per inch) or larger. Key all photographs to the sketch map.

Photographs are not submitted—as there was no photograph of my home in the original Nomination Form of Butchertown Historic District. Name of Property:

City or Vicinity:

County:

State:

Photographer:

Date Photographed:

Description of Photograph(s) and number:

1 of _____

Property Owner:	
(Complete this item at the request of the SHPO or FPO.)	
nameJohn M. Lally	
street & number 1613 Story Avenue	telephone (502) 896-4529
city or town Louisville	state KY zip code 40206

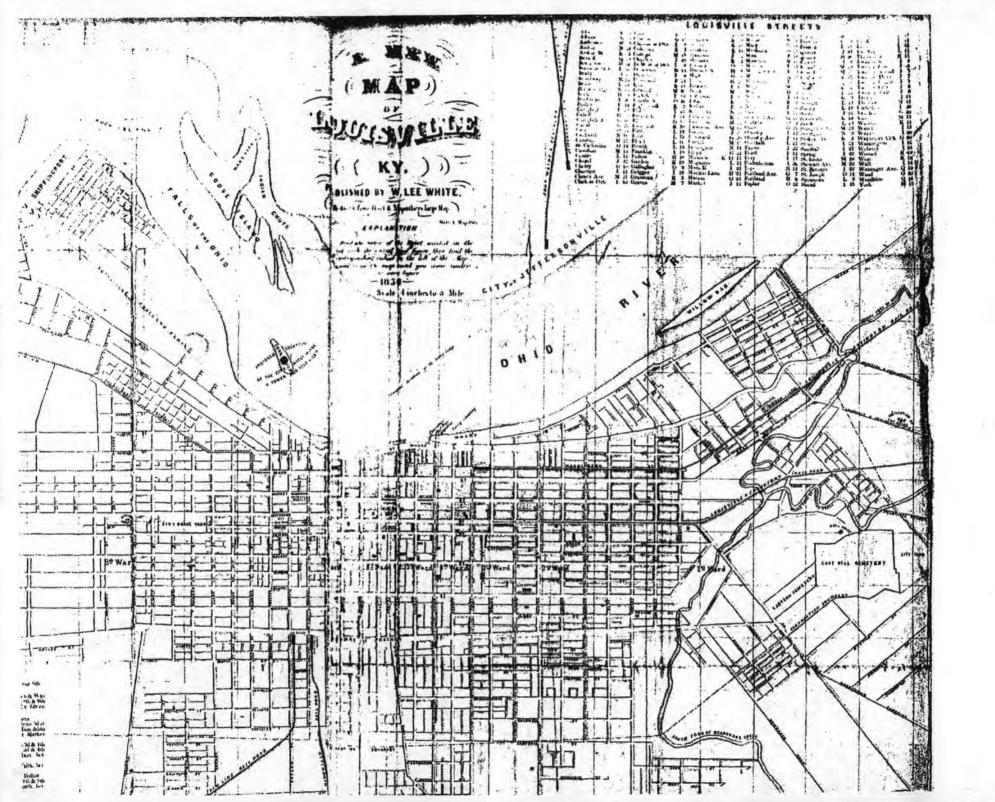
(Expires 5/31/2012)

John Lally's House Name of Property 1613 Story Avenue

Jefferson County KY County and State

Paperwork Reduction Act Statement: This information is being collected for applications to the National Register of Historic Places to nominate properties for listing or determine eligibility for listing, to list properties, and to amend existing listings. Response to this request is required to obtain a benefit in accordance with the National Historic Preservation Act, as amended (16 U.S.C.460 et seq.).

Estimated Burden Statement: Public reporting burden for this form is estimated to average 18 hours per response including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding this burden estimate or any aspect of this form to the Office of Planning and Performance Management. U.S. Dept. of the Interior, 1849 C. Street, NW, Washington, DC.

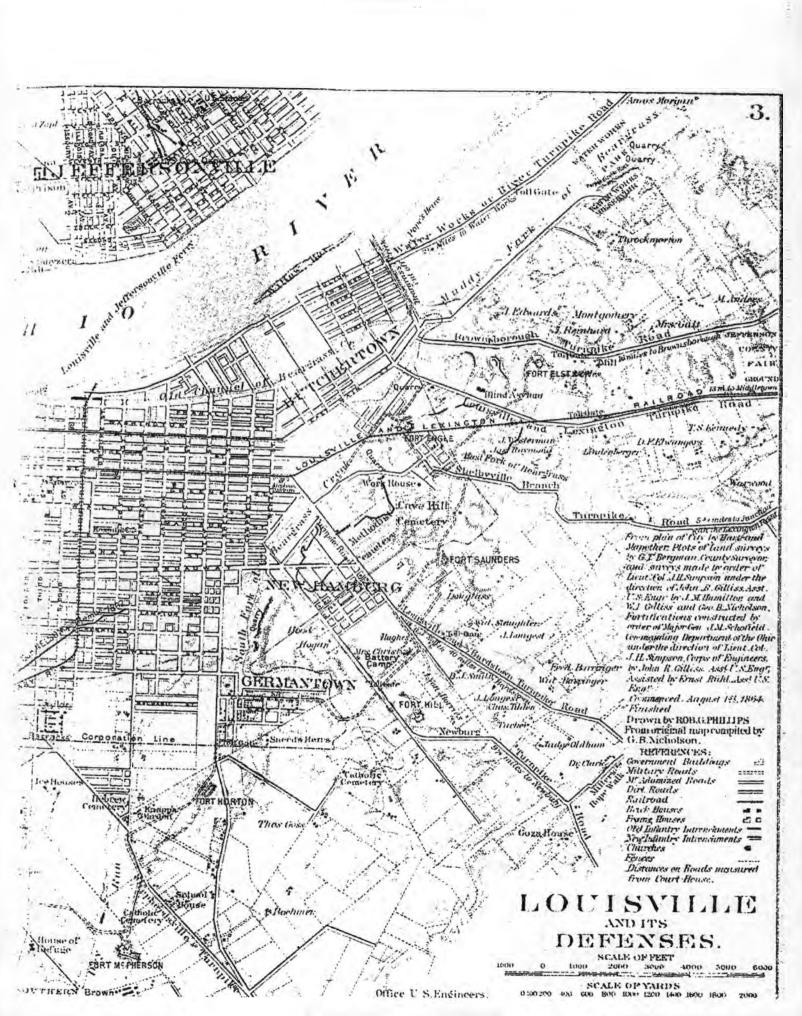


Butchertown Historic District, Louisville, Jefferson County, Ky. H 1. Detail from "A New Map of Louisville, Ky." (1856), frontispiece of W. Lee White, ed.,

Louisville City Directory, 1855-56 (Louisville, 1855), reproduced from S. Thomas, ed., Views of Louisville, pp. 100-101. The historic downtown core of Louisville is in the center (under the legend); Butchertown is to the east (right). The approximate boundaries of the district are marked. Note the newly-closed channel of Beargrass Creek north of

Butchertown, and the prominence of the Louisville & Covington and Louisville & Frankfort Railroad lines running through the district.



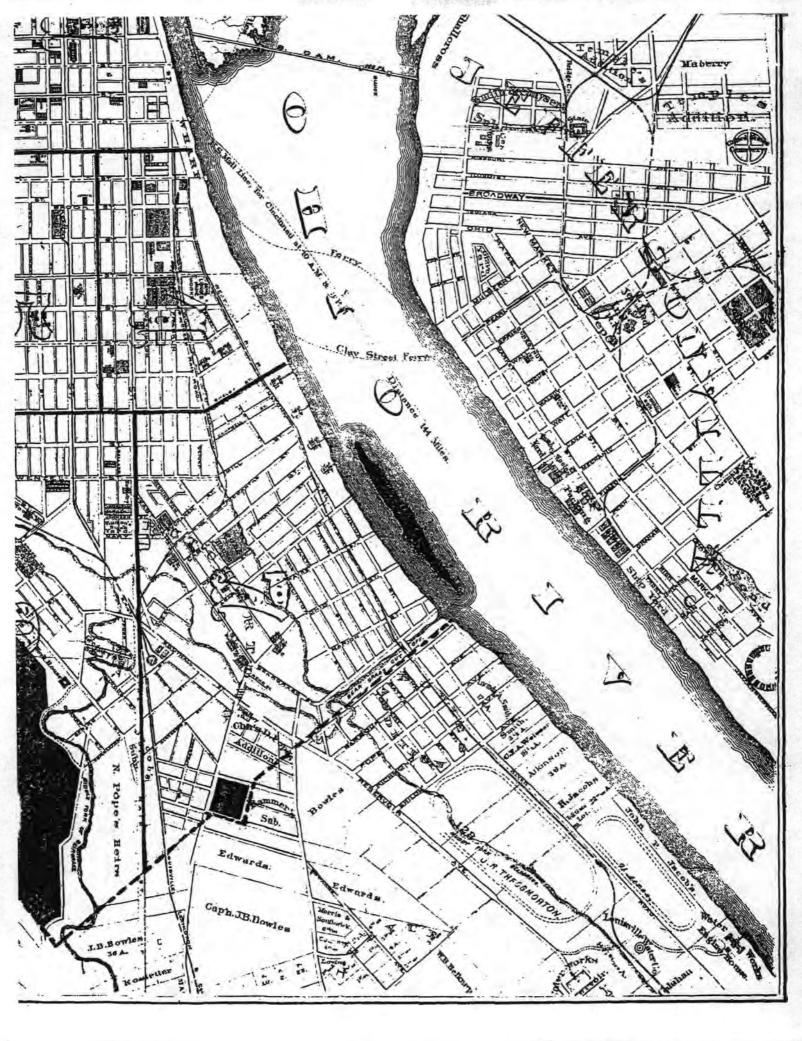


Butchertown Historic District, Louisville, Jefferson County, Ky. H 3. Detail from "Louisville and Its Defenses" (Office of U.S.

Engineers, Cincinnati, Ohio, 1865). Reproduced from S. Thomas, ed., Views of Louisville, pp. 126-21. The area east of Wenzel is now

labelled "Butchertown." The "old Channel of Beargrass Creek" is clearly indicated. The significance of the other transportation routes is also apparent.





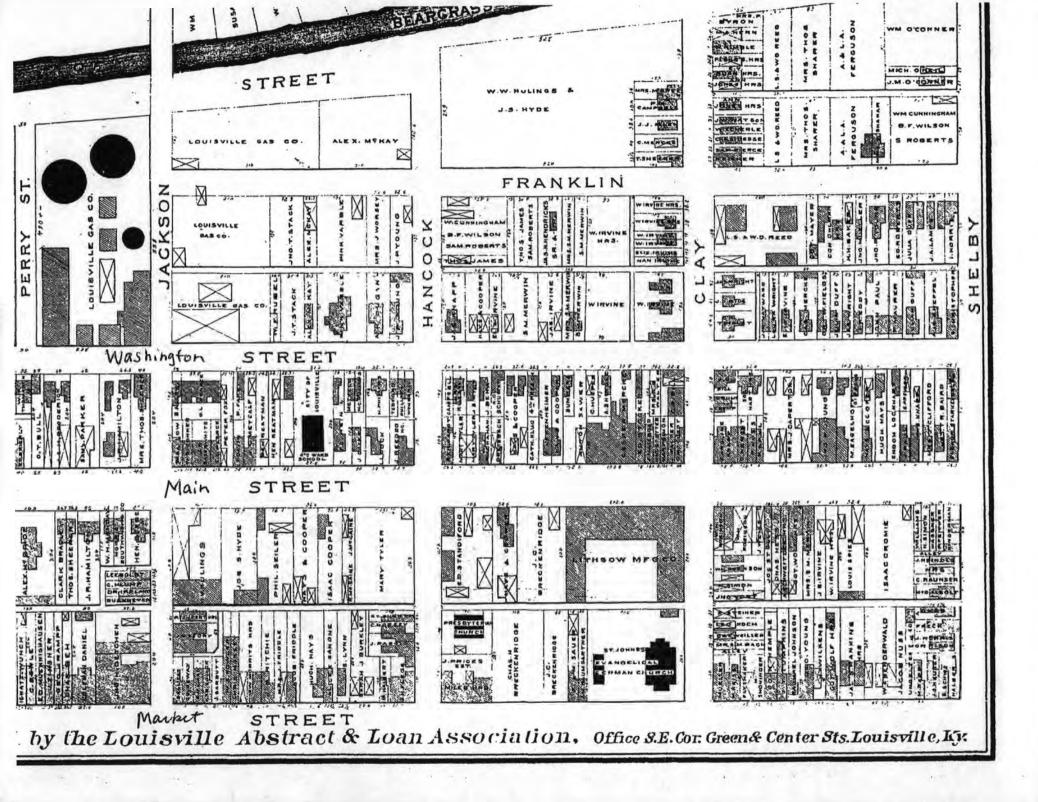
Butchertown Historic District, Louisville, Jefferson County, Ky. H 4. Atlas of the City of Louisville, Prepared and Published by the Louisville Abstract & Loan Assoc.

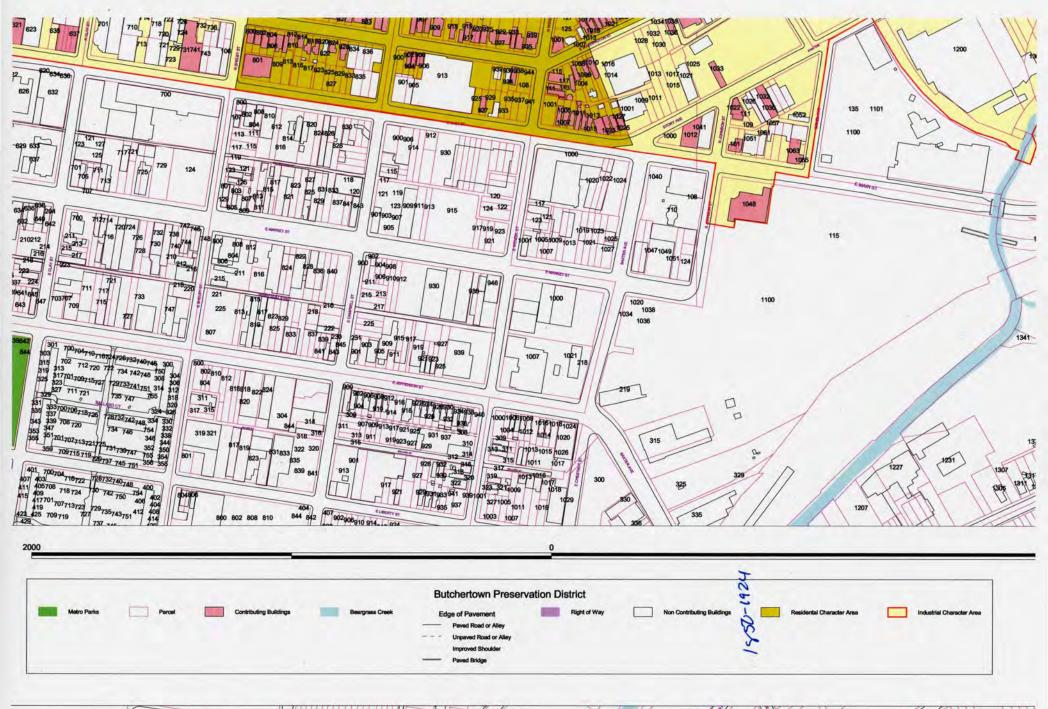
1600'=1" 1876. Index Map. Butchertown is area marked at "7." The area north of the original bed of Beargrass Creek no longer exists

as such. Note the location of of "Visman's Stock Yard" at approximately the site of the present Bourbon Stockyards, and the several "Pork Houses" in the area.

Part of the Hadley Pottery building may also be shown as a distillery.

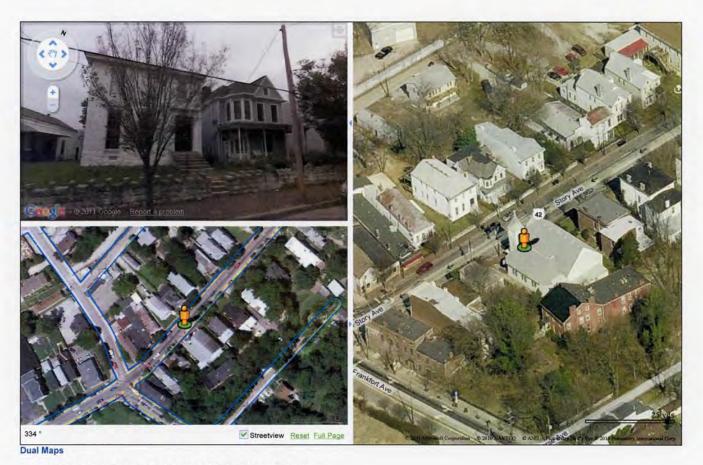






E MADISON 87





Add This Map To Your Website or Blog

Copy and paste the script below into your web page. Please include the link to Map Channels on the webpage which displays the Dual Map.

```
<iframe style="width:1000px;height:640px;padding:0;border:solid 1px black"
src="http://data.mapchannels.com/dualmaps3/map.htm?x=-
85.7212124&y=38.2595099&z=18&gm=0&ve=5&gc=0&bz=1&bd=0&mw=1&sv=1&sva=1&svb=0&svp=0&svz=0&svm=2&svf=0&sve=
1&addr=1613 Story Avenue, Louisville, KY" marginwidth="0" marginheight="0" frameborder="0"
scrolling="no"></iframe>
<br/><br/><a target="_blank" href="http://www.mapchannels.com/DualMaps.aspx" title="Add Dual Maps To Your"</pre>
```

Link To This Map

Dual Map

Link: Dual Map

Create Your Dual Map

Create Click 'Create' to preview the map and generate a script for your website

Map Style

Width	1000 px, or 🗌 100 %
Height	640 px
Border	Yes
Google Map Type	Road
Bing Map Type	Bird's Eye Hybrid
Google Map Control Size	Small
Mousewheel scroll	

Map Location

Use one or more of the three methods below (A,B,C) to set your map location and zoom level.

A Enter your Longitude (x), Latitude (y) and Zoom Level (z)

```
x -85.7212124 y 38.2595099 z 18 View
```

B Select your Location and Zoom Level using the map below

Imagery ©2011 , Map data ©2011 -

Dual Maps: Google Maps, Street View and Bing Maps in an embeddable control : Map Chan... Page 2 of 5



Add This Map To Your Website or Blog

Copy and paste the script below into your web page. Please include the link to Map Channels on the webpage which displays the Dual Map.

```
<iframe style="width:1000px;height:640px;padding:0;border:solid 1px black"
src="http://data.mapchannels.com/dualmaps3/map.htm?x=-
85.7212124&y=38.2595099&z=1&&gm=0&ve=5&gc=0&bz=1&bd=0&mw=1&sv=1&svb=0&svp=0&svz=0&svm=2&svf=0&sve=1&addr=1613 Story Avenue, Louisville, KY" marginwidth="0" marginheight="0" frameborder="0"
scrolling="no"></iframe>
<br/><br/><a target="_blank" href="http://www.mapchannels.com/DualMaps.aspx" title="Add Dual Maps To Your"</pre>
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Link To This Map

Dual Map

Link: Dual Map

Create Your Dual Map

Create Click 'Create' to preview the map and generate a script for your website

Map Style

Width	1000 px, or 📃 100 %
Height	640 px
Border	Yes
Google Map Type	Road

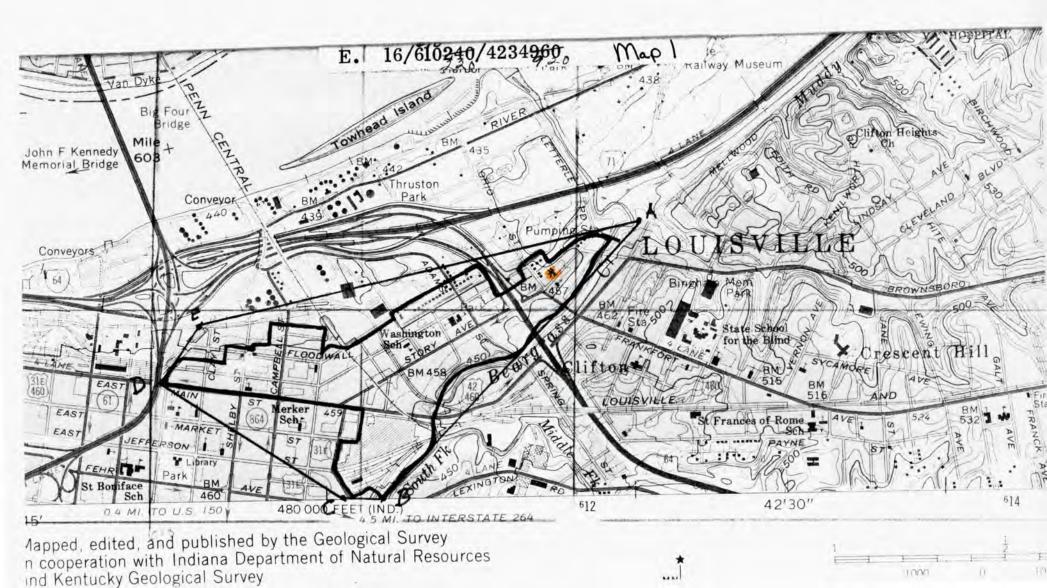
Map Location

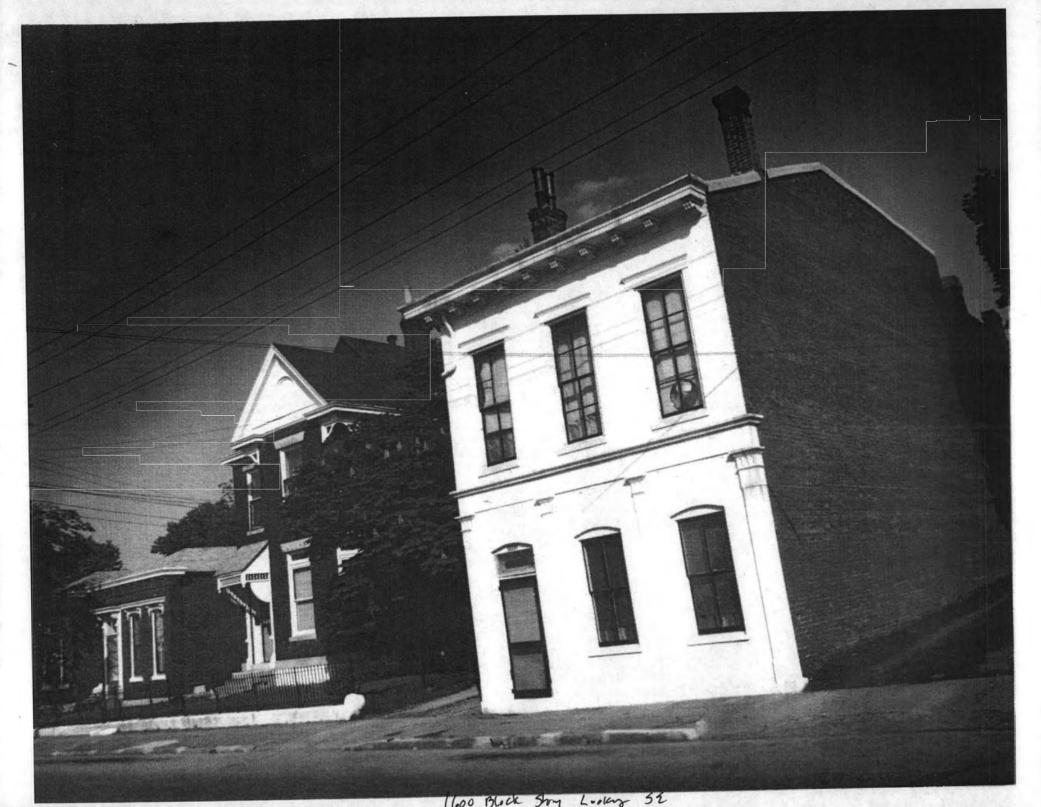
Use one or more of the three methods below (A,B,C) to set your map location and zoom level.

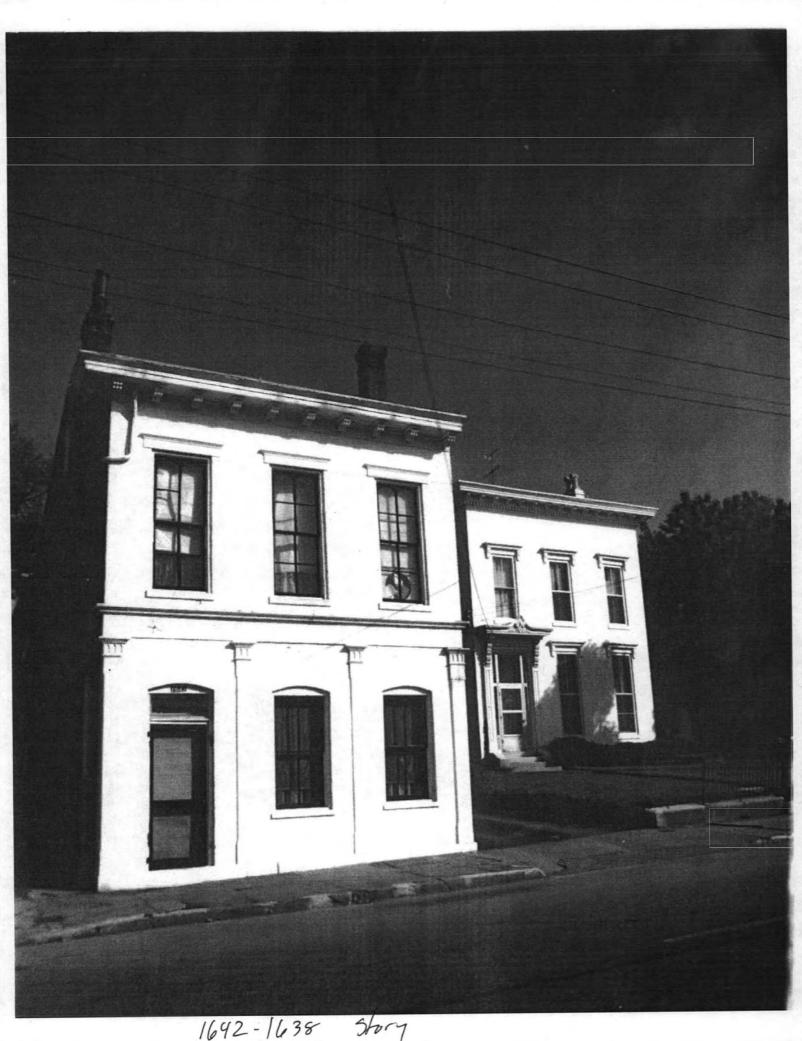
A Enter your Longitude (x), Latitude (y) and Zoom Level (z)

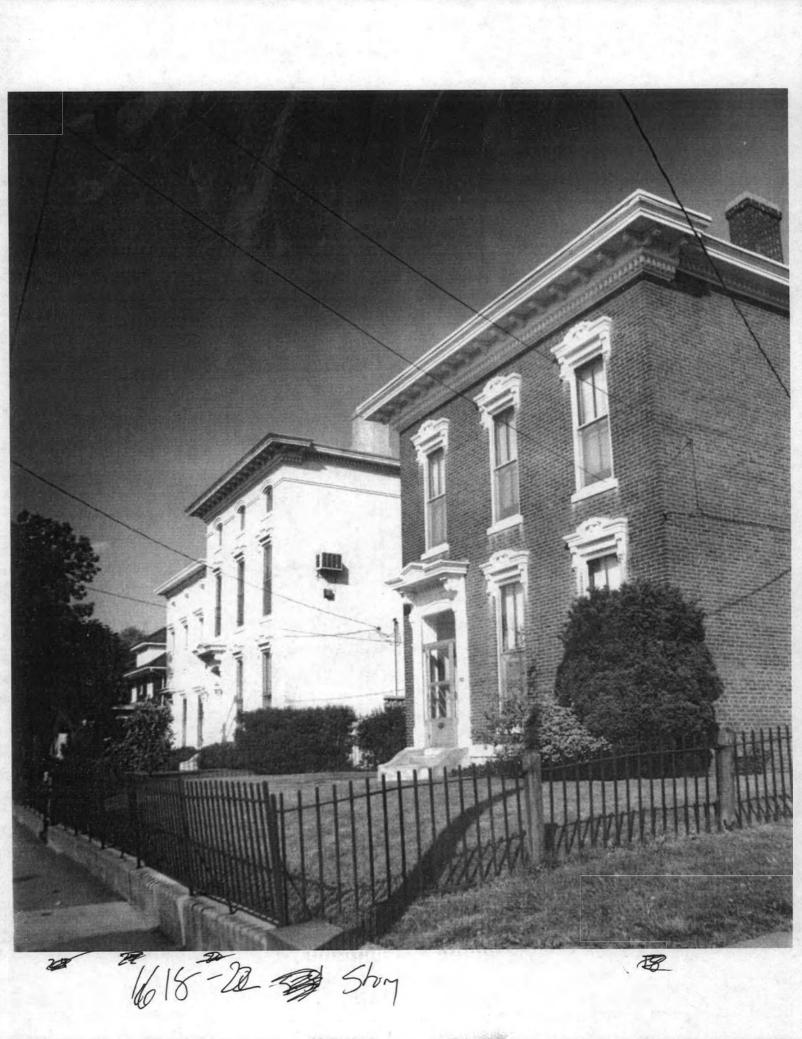
x -85.7212124 y 38.2595099 z 18

View

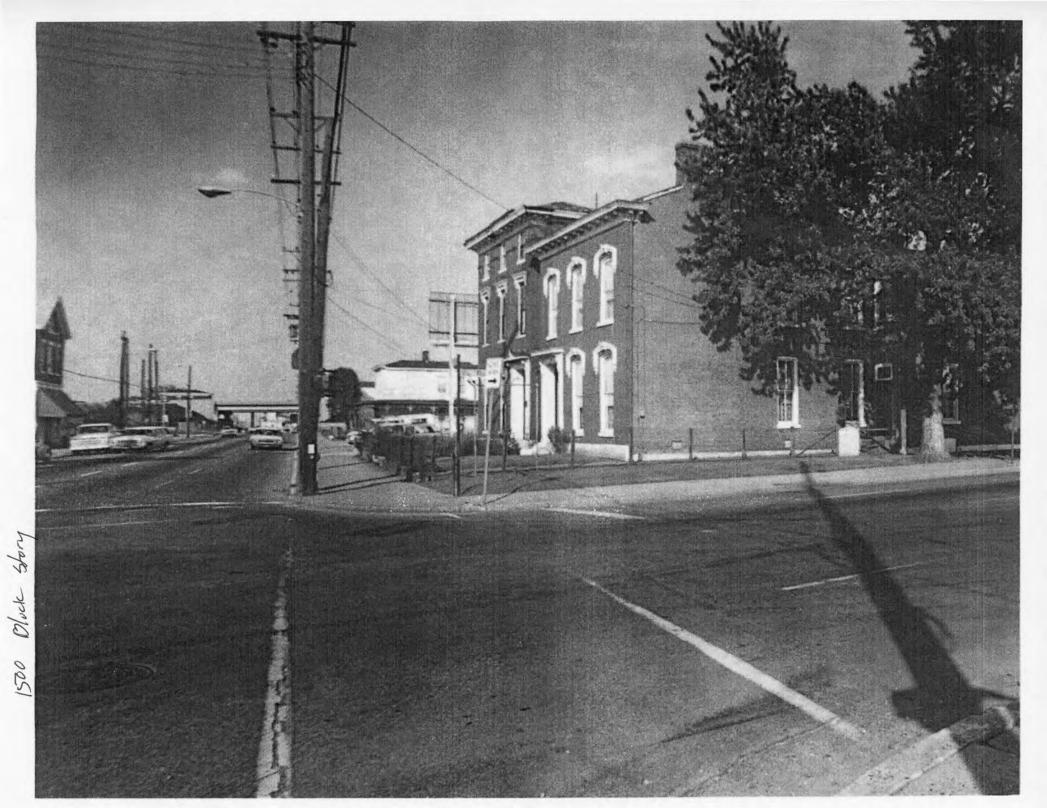








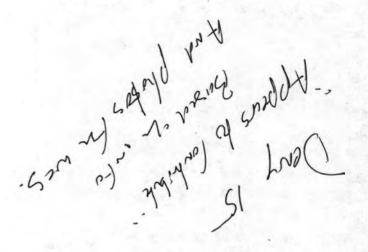




Butchertown Historic District, Louisville, Jefferson County, Ky. H 5. Detail from Atlas of the <u>City of Louisville</u> (Louisville Abstract & Loan Association, 1876).

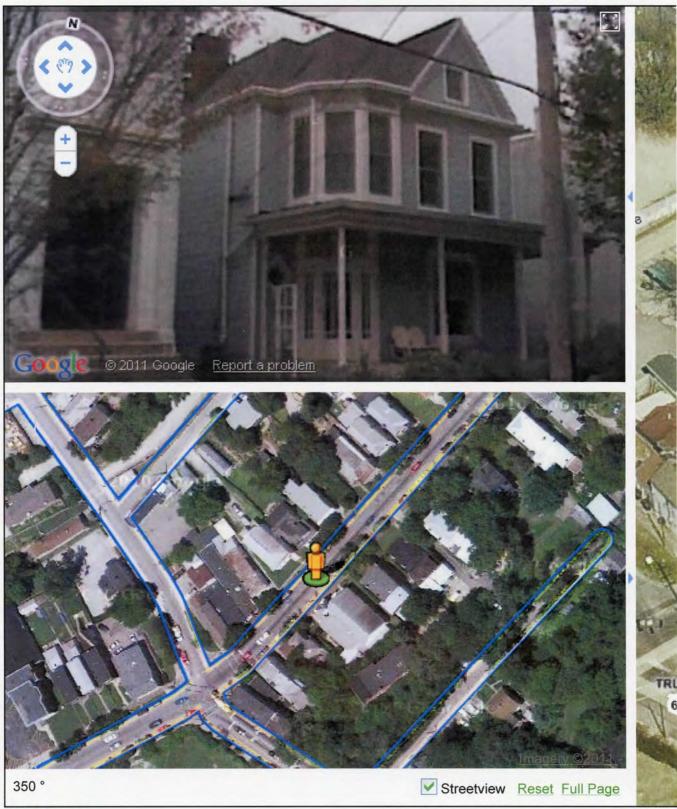
This detail shows the western portion of the district, not traditionally considered part of Butchertown until isolated from the downtown

area by the expressway that runs north-south over Hancock Street (in center here). Several structures shown in photos 22-24, 27, can be identified here.





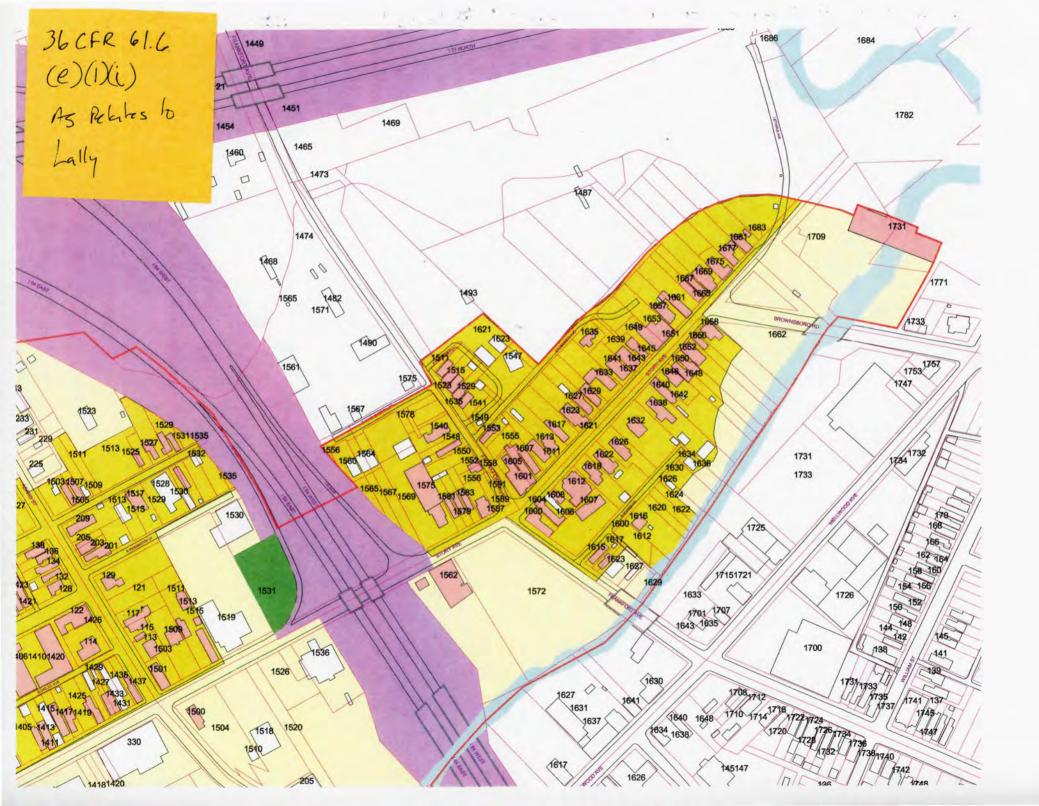
Dual Maps: Google Maps, Street View and Bing Maps in an embeddable control : Map C... Page 3 of 9

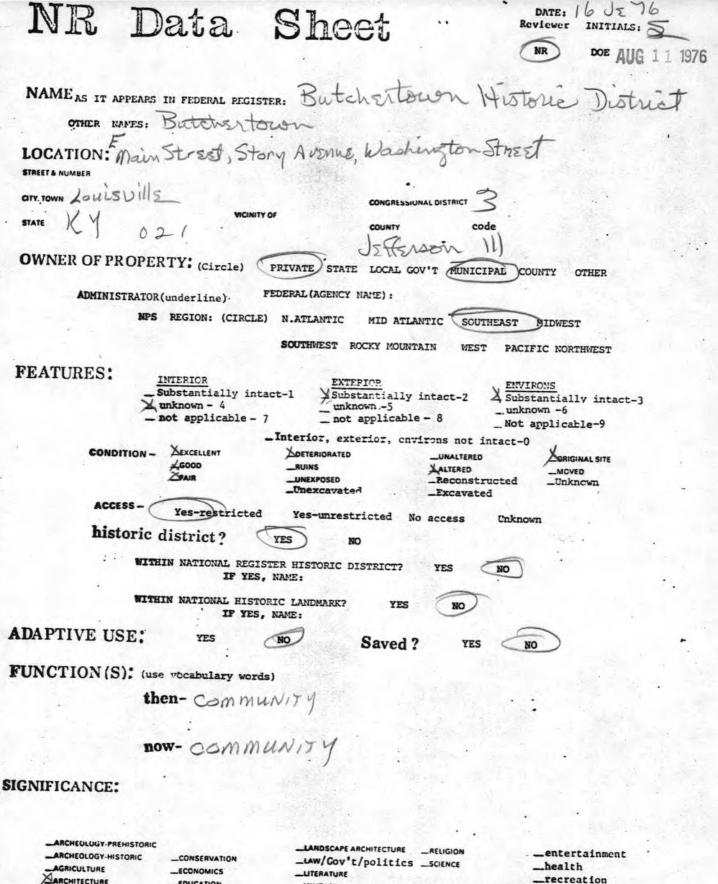


Dual Maps

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ARCHITECTURE ART COMMERCE _COMMUNICATIONS

"first" YES

Claims

_EDUCATION ENGINEERING EXPLORATION LINDUSTRY _INVENTION

NO

"oldest" YES

MILITARY

PHILOSOPHY

_POLITICS/GOVERNMENT

NO

MUSIC

"only" YES

-SOCIAL/HUMANITARIAN

_TRANSPORTATION

_OTHER (SPECIFY)

NO

settlement

Asocio/cultural

_urban & commun

planning

ARCHITECTURAL STYLE:

architect/m.builder: Adolph Druiding landscape/garden designer: interior decorator:

engincer: artist/artisan: builder/contractor:

ETHNIC GROUP: German Catholic

NAMES: (label role appropriate date)

personal Col. Frederick Beigen Honry Watterson events Thomas A. Edison

J.M. Letterla William Graci

institutional Bourbon Stockyords

DATES: DATE OF CONSTRUCTION (Specific date or 1/4 of century): 1830 - 1900 DATE(S) OF "MAJOR" ALTERATIONS: HISTORICALLY SIGNIFICANT DATE(S):

SOURCE: (OF NOMINATION) PRIVATE STATE LOCAL GOV"T MUNICIPAL COUNTY OTHER FEDERAL AGENCY: ACREAGE: (to nearest tenth of an acre) 50

COMMENTS: (include architectural information here) mighted upage district of workers' homes, businesses, stockyards and related industry, churches, stores, and several middle class houses. Brick & Frame buildings, Shotgun & camelback cottages atholic church and school complex. Victorian Italianate detail on many houses + stores.

SIGNIFICANCE: (maximum two sentences)

A late 19th century mixed use area which developed around the packing industry. It has maintained both its industrial character and its historic integrity.

	L REG	ISTER	DATA	SF	IEET		
INAME as it appears on federal regist Butchertown Historic District	er:	OTHER NAMES:		3	date of ntry: County code: 8-11-76 111		
5 LOCATION street & number reverse side	Louisville	vicinity of		fferson	CINPS REGION: SE		
OWNER OPRIVATE OSTATE OMUNICIPAL OCOUNTY	ULTIPLE FEDERAL (agency name)		. 8	ADMINISTRATO	R :		
(9) EXISTING SURVEYS THABS THAER THE TO FUNDED? THES THE TO CONGRESS. DISTRICT 3 DESCURCE OF NOMINATION STATE FEDERAL							
WITHIN HATIONAL REGISTER HISTORIC DISTRICT?							
CONDITION Deteriorated Malte	red Ooriginal sit	a a a a a a a a a a a a a a a a a a a	ISTANTIALLY INTACT-1 COUBS	TANTIALLY INTACT-	And a second s		
Danad The Luna	ltered Dmoved	(r	α	INTACT-O	PONOT INTACT - O		
	avated	E	KNOWN-4 HOUNK	APPLICABLE-8	SOLONKNOWN -6		
BACCESS YES-Restricted VES-Unrestrict		BADAPTIVE USE DYES DNO			ISTORIC DISTRICT? Ves		
AREAS OF SIGNIFICANCE :	NGINEERING-11 DLANDSCAPE ARCI		RECREATION -28	CLAIMS:			
	NTERTAINMENT-26 DLAW-16	RELIGION - 22	SETTLEMENT-29	'first'O			
	XPLORATION = 12 D LITERATURE = 17	SCIENCE- 23	URBAN PLANWING-31	'oldest' 🗆			
	EALTH-27 DIMILITARY-18	SOCIAL/HUMANITARIA	N-24 DOTHER (SPECIFY)				
	NDUSTRY-13 DUUSIC-19	SOCIAL / CULTURAL - 3		'only'			
C ART-5 C EDUCATION-10	NVENTION - 14 D PHILOSOPHY - 20	TRANSPORTATION - 25					
WHEN HISTORICALLY SIGNIFICANT: COMMUNITY CURRENTLY: COMMUNITY		dates of initial constructle major alterations : historic events :	C. 1815, C. 1832 - 1900 - Main	initial bidg. i develop. yvs.	German were Game		
architectural style(s):	archite	9 6 :	amaster builder:	er	ngineer:		
		1					
landscape architect / garden designer:	0	artist:	Gartisan:	@builder/	contractor:		
 Iandscape architect/garden designer: NAMES give role & date Coj. Fiederick PERSONAL: Thomas Alike Edison, nesiden John Letterle, butchez, pion EVENTS: INSTITUTIONAL: Borubon Stockyards, with MA 	berger, early owner of phi +, 1866-68, while working nument area + city barene	genty in avec. ry as a lolegraph of as + political loader	peratoz		contractor:		