

**MINUTES OF REGULAR MEETING
OLDHAM COUNTY
PLANNING AND ZONING COMMISSION
Tuesday, April 25, 2023**

At 9:00a.m., local time on the above date, this meeting of the Oldham County Planning and Zoning Commission, hereinafter called the Commission, was called to order in the Courtroom of the Oldham County Fiscal Court Building, LaGrange, Kentucky, by Chairman Greg King.

Other Commission members present were:

William Douglas	Berry Hampton	Tom Marsh
Thomas Elder	Sue Ann Jones	Suzy Walser
Joe Ender	Ben Winters	
John Falvey	Bob Klingenfus	
Sam Finney	Katie Nasser	

Commissioners Iva Davis and Ed Hafling were absent.

Others present and sworn in were Planning and Development Services Director Jim Urban, Assistant Director Brian Fogle, Senior Planner Ryan Fischer, and Oldham County Engineer Jim Silliman. Attorney Berry Baxter was present for the meeting and Administrative Assistant Christy Edgar was the Secretary for the meeting.

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Approval of Minutes

Motion was made by Commissioner Falvey and seconded by Commissioner Marsh to approve March 28, 2023, minutes as submitted with the following corrections. Motion carried by unanimous voice vote.

Corrections

- Page 1: Change setting, to sitting on the board.
 - Page 13: Under Permitted Uses, remove bullet point Agricultural Uses.
 - Page 14: Top of page remove Special.
 - Page 15: Change the word legislated too legislative.
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Secretary Christy Edgar called and read Docket:

PZ-23-009 – An application has been filed by Creek Alley Properties, LLC. for the approval of a Development Plan and Zoning Map Amendment on approximately 0.218 acres. The property is located at 107 E. Washington Street, LaGrange. The proposed change is from R-4 Residential District to C-N Commercial Neighborhood District.

1. Introduction of the new information by staff and questions by the Commission:

Senior Planner, Ryan Fischer, presented the following:

- Summary of the application.
- Case History (see Exhibit A, Staff Report dated, April 25, 2023).
- Site history.
- Aerial Photos of the site.
- Photos of property.

Commissioner Douglas asked, will the parking in the back meet the standards of the commercial parking regulations?

Director Urban replied, it does not. These are old downtown parcels. None of the commercial properties downtown meet the parking regulations. They have on-street parking and those spots are not designated for one business. The good thing about this parcel is the applicant is going to put in four parking spaces in the rear of the building.

Commissioner Douglas asked, will they be designating one of the parking spaces as handicapped parking?

Director Urban replied, you can ask the applicant if they plan to do this. However, the buildings are historic and do not have to be ADA-compliant.

2. Presentation by the applicant or representative and others in support of the application:

Michael Swansburg, Swansburg & Smith, PLLC, 117 Main Street, LaGrange, was present and representing the applicant.

- Existing use of the property has been a mixed use of commercial and residential.
- Will have 1st floor retail space with 2nd floor as living space.
- Want to change the zoning from R-4 to C-N which will accommodate the historic and proposed use.
- The proposed project will retain the existing early 20th-century home.

Bob Vinsand, Vinsand Engineering & Land Surveying, 1000 Cherrywood Place, LaGrange, was present and sworn in prior to presenting.

- Four parking spaces will be added to the back of the property.
- Three existing parking spaces are in the front and are on-street parking.
- Will place a 15' landscaping buffer along the backside between the apartments and this structure.

3. Questioning of the applicant or representative and others in support of the application by the Commission:

Commissioner Nasser asked, what is the current use of this property?

Attorney Swansburg replied, currently the first floor is a salon, and the second floor is an apartment.

Director Urban explained, this property has had a salon on the first floor for many years. The owner of the salon has left the property and a new one is wanting to rent the space. So this property needs to be rezoned to accommodate the new tenant.

Commissioner Marsh asked, as we make our motion it is to be going forward and not what has been done in the past, and do we need to say that in our motion?

Director Urban replied, I believe there has been enough other testimony regarding the comprehensive plan, the land use map and the evidence presented by the applicant.

Attorney Baxter explained, the previous use is a fact and need to base the motion on the facts, testimony, and the staff report.

Commissioner Marsh asked, will there be handicapped parking spaces proposed on the property?

Mr. Vinsand replied, there is no handicapped parking spaces in the four parking spots in the rear of the building. The on-street parking is the best available parking spot for ADA.

Commissioner Marsh asked, is there a requirement for handicap parking?

Director Urban replied, it is supposed to be the closest spot to the building and testimony has shown that the on-street parking is the closest. If this became an issue for the applicant, then they could petition the city to put a handicap parking sign.

Commissioner Douglas asked, are the four parking spaces part of the impervious surface and what type of impervious material are you going to use?

Mr. Vinsand replied, yes. I believe it has to be paved.

Commissioner Douglas asked, will there be any storm water run off?

Mr. Vinsand replied, yes a small portion.

Director Urban explained, since this is in the city then they will have to get the encroachment permits from the city.

- 4. Testimony and questions by those opposing the application: None**
- 5. Questioning of the applicant and those opposed to the application by the Commission: None**
- 6. Rebuttal evidence and Cross Examination by the Applicant: None**
- 7. Rebuttal evidence and Cross Examination by the Opposition: None**
- 8. Final statement of the Opposition: None**
- 9. Final statement of the Applicant:**

Attorney Swansburg final statement.

- This plan meets both the spirit and the law of Kentucky.
- The current zoning is inappropriate for what the property is being used for.

END OF PUBLIC HEARING

Director Urban summarized the first motion for the application.

FINDINGS AND DECISIONS

Docket PZ-23-009

Zoning Map Amendment

107 E. Washington Street

Motion was made by Commissioner Douglas and seconded by Commissioner Marsh to recommend approval to the City of LaGrange for a zoning map amendment at 107 E. Washington Street, LaGrange, because it complies with KRS 100.213 the existing zoning is inappropriate and the proposed zoning classification is appropriate as C-N. Also, complies with the Oldham County Comprehensive Plan;

- Land Use Objective LU-2-1 in that it establishes neighborhood guidelines that promote connectivity between neighborhoods, encourages integration of community and civil facilities and neighborhood identity.
- Subsection 1 of LU-2-1 as it expressly is a mixed-use development.
- Land Use Objective LU-3-1 supporting the existing business retention and growth.
- Business and Industry Objective BI-1-2 supporting the existing business and industry to thrive and grow in Oldham County.

The vote was as follows:

YES: Commissioners Douglas, Elder, Ender, Falvey, Finney, Hampton, Jones, Winters, Klingenfus, Nasser, Walser and Marsh.

NO: None.

ABSTAIN: None

ABSENT: Commissioners Davis and Hafling.

Motion passed on a vote of 12-0

Director Urban summarized the second motion for the application.

FINDINGS AND DECISIONS

Docket PZ-23-009

Preliminary Development Plan

107 E. Washington Street

Motion was made by Commissioner Ender and seconded by Commissioner Finney to approve the Preliminary Development Plan for 107 E. Washington Street, LaGrange because it complies with the objectives and goals of the comprehensive plan, the zoning ordinance, and the subdivision regulations, the building plan is not going to change with the use of the property and include the following Binding Elements.

Binding Elements:

1. The approval applies only to the plan presented at the April 25, 2023 Oldham County Planning Commission public hearing.
2. There shall be no changes to the plan without review by the Oldham County Planning Commission and Engineer's Office.
3. The plan must comply with all established federal, state and county ordinances and requirements and comply with all necessary easement restrictions at the time of construction plan approval.

The vote was as follows:

YES: Commissioners Douglas, Elder, Ender, Falvey, Finney, Hampton, Jones, Winters, Klingenfus, Nasser, Walser and Marsh.

NO: None.

ABSTAIN: None

ABSENT: Commissioners Davis and Hafling.

Motion passed on a vote of 12-0

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Secretary Christy Edgar called and read Docket:

PZ-23-010 – An application has been filed by Stewart & Linda Robinson for the approval of a Road Frontage Variance with a Waiver to allow another parcel on an access easement at property located at 2200 E. Hwy. 42, LaGrange. The property is zoned AG-1 Agricultural.

1. Introduction of the new information by staff and questions by the Commission:

Senior Planner Ryan Fischer, presented the following:

- Summary of the application.
- Case History (see Exhibit A, Staff Report dated, April 25, 2023).
- Site history.
- Aerial Photos of the site.
- Photos of property.

Chairman King asked, is the road maintenance subject to review by staff or counsel?

Attorney Baxter replied, the counsel has not reviewed one. However, Director Urban will require the applicant to submit one before the minor plat is signed and the road maintenance will be recorded.

Director Urban replied, and if you choose to approve the waiver, it is one of the Conditions of Approval.

Commissioner Douglas asked, why don't the applicant use their property on the back instead of using the utility easement.

Senior Planner Fischer replied, you can ask the applicant.

Commissioner Klingenfus asked, the maintenance agreement will be recorded with the deed to the other tracts?

Director Urban replied, yes.

Commissioner Klingenfus asked, will the future property owners have this maintenance agreement?

Attorney Baxter replied, yes. It will be recorded with the deed and when the title search is done this will come up in the title search. And the future property owners are to comply with this agreement.

2. Presentation by the applicant or representative and others in support of the application:

Dr. Stewart Robinson, 2200 E. Hwy 42, LaGrange, was present and sworn in prior to presenting.

- At this point we do not know if we can use the current access driveway.
- Have three daughters and two out of the three want to build homes on the property.
- All the sixty acres will be given to our daughters.

3. Questioning of the applicant or representative and others in support of the application by the Commission: None

4. Testimony and questions by those opposing the application: None

5. Questioning of the applicant and those opposed to the application by the Commission: None

6. Rebuttal evidence and Cross Examination by the Applicant: None

7. Rebuttal evidence and Cross Examination by the Opposition: None

8. Final statement of the Opposition: None

9. Final statement of the Applicant: None

END OF PUBLIC HEARING

Director Urban summarized the first motion for the application.

FINDINGS AND DECISIONS

Docket PZ-23-010

Waiver

2200 E. Hwy 42, LaGrange

Motion was made by Commissioner Nasser and seconded by Commissioner Falvey to approve the waiver to add an additional (fourth) parcel on the existing access at 2200 E. Hwy 42, LaGrange, based on the specifics of the land tracts that are there, complying with the surrounding neighborhood and there shall be an access and maintenance agreement included. The current access is difficult in its nature and the proposed access provides much more appropriate access to the fourth parcel. The following Conditions of Approval are part of the motion;

Conditions of Approval:

1. The waiver shall only apply to the plan reviewed at the April 25, 2023, Planning Commission public hearing.
2. A minor plat application and survey must be submitted to staff for review and approval prior to the issuance of any building permits.
3. A shared road maintenance agreement shall be prepared and agreed upon by all parties affected and recorded with the minor plat.

The vote was as follows:

YES: Commissioners Douglas, Elder, Ender, Falvey, Finney, Hampton, Jones, Klingenfus, Winters, Nasser, Walser and Marsh.

NO: None.

ABSTAIN: None

ABSENT: Commissioners Davis and Hafling.

Motion passed on a vote of 12-0

Director Urban summarized the second motion for this application.

FINDINGS AND DECISIONS

Docket PZ-23-010

Road Frontage Variance

2200 E Hwy 42, LaGrange

Required Road Frontage:	300 Feet
Requested Road Frontage:	0 Feet
Variance Requested:	300 Feet

Motion was made by Commissioner Nasser and seconded by Commissioner Falvey to approve the Road Frontage Variance at 2200 East Hwy 42, LaGrange because the location of tract 1 has been approved and the hardships of getting to this tract, the approval is necessary as well as creating a 300-foot variance for this lot would not disturb the area and change the environment of the surrounding properties to create that access. The following Condition of Approval are part of this motion;

Condition of Approval:

1. The road frontage variance shall only apply to the application considered at the April 25, 2023, Oldham County Planning Commission public hearing.

The vote was as follows:

YES: Commissioners Douglas, Elder, Ender, Falvey, Finney, Hampton, Jones, Klingenfus, Winters, Nasser, Walser and Marsh.

NO: None.

ABSTAIN: None

ABSENT: Commissioners Davis and Hafling.

Motion passed on a vote of 12-0
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Chairman King called a 10-minute recess at 10:10 AM.

Chairman King called the meeting back into session at 10:20 AM.
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Commissioner Klingenfus has indicated that he may have a conflict with hearing this case and recused himself from this docket.

Secretary Christy Edgar called and read Docket:

PZ-23-011 – An application has been filed by Middlebrook, LLC. for the approval of a Preliminary Subdivision Plan for 20 lots on approximately 86.7 acres to be known as Middlebrook. The property is located at 4800 South Highway 53, Ballardsville. The zoning is AG-1 Agricultural District and C-1 Commercial District.

1. Introduction of the new information by staff and questions by the Commission:

Assistant Director Brian Fogle, presented the following:

- Summary of the application.
- Case History (see Exhibit A, Staff Report dated, April 25, 2023).
- Site history.
- Aerial Photos of the site.
- Photos of property.

Oldham County Engineer Jim Silliman, presented the following:

- Will require KYTC Permit for entrance and Oldham County Storm Water & Erosion Control Permit for the detention and stormwater runoff for construction.
- The applicant will need to coordinate with Army Corps of Engineers and KY DOW to obtain possible permits for the blueline stream and the possibility of crossing the stream.
- There was no adverse feedback from emergency responders or the Oldham County Board of Education regarding the school buses for a hammerhead cul-de-sac style from the TRC Review Committee.

Commissioner Finney asked, will the realignment project for the Hwy 53 change the distance to the cul-de-sac in this development?

Director Urban replied, Yes, that would be a justification for a waiver for the length of the cul-de-sac.

Commissioner Finney asked, will this make a difference in the waiver that is being asked for.

Director Urban replied, yes if Hwy 53 gets aligned in this location. If Hwy 53 does not get aligned or built within the 10 years, then the waiver would still be in place.

Commissioner Douglas asked, if Hwy 53 gets realigned what will happen to the original Hwy 53 entrance?

Mr. Silliman replied, that will go to the people that are doing this realignment.

Director Urban replied, I don't see them closing the original Hwy 53 because so many properties will still need access the original Hwy 53.

Commissioner Douglas asked, why did the county make the street name Middlebrook Drive and not Middlebrook Court?

Director Urban replied, the county does not name the street. The applicant submits the street names to our GIS manager and then the names are checked to make sure the name is appropriate.

Commissioner Douglas asked, will the road be county or privately maintained?

Mr. Silliman replied, the road will be designed to the county standards so the county can take over in the future.

Commissioner Douglas asked, will it have a curbing gutter?

Mr. Silliman replied, the cross-section shows a ditch section.

Commissioner Douglas asked, will there be sidewalks.

Mr. Silliman replied, no.

Commissioner Winters asked, is the entrance across from Barracks Auto Repair?

Assistant Director Fogle replied, it is close.

Commissioner Douglas asked, did the staff go out and take any photos of the location?

Assistant Director Fogle replied, no photos was taking of the location.

Commissioner Douglas asked, are there any blind spots coming in or out of the subdivision entrance because of the tight curves in that area?

Mr. Silliman replied, in the emails that we have received from KYTC they did say there was sufficient site distance vertically and horizontally in that area.

Director Urban replied, the transportation cabinet was present at the TRC meeting and they only talked about needing to make sure the alignment of Hwy 53 was considered.

2. Presentation by the applicant or representative and others in support of the application:

Michael Swansburg, Swansburg & Smith, PLLC, 117 W. Main Street, LaGrange, was present and representing the applicant.

- There is no real reason on the name of the street as in Drive vs Court.
- This project went from 60-lots to 20-lots to accommodate the neighbor's request.
- Lot sizes will be 1 acre to 7.9 acres.
- If KY Hwy 53 does not happen, then the waiver will be needed.
- There is only one entrance and exit which is from KY Hwy 53.
- This development meets transportation requirements for entrance and exiting the subdivision.

Bob Vinsand, Vinsand, Engineering & Land Surveying, 1000 Cherrywood Place, LaGrange, was present and sworn in prior to presenting.

- Lost Valley Subdivision and Locust Run Subdivision border this proposed development.
- The property is zoned AG-1 and C-1. Lot 1 is in C-1.
- 5.1 Acres are for the road right of way which includes the proposed realignment of Hwy 53.
- Nine lots are served by the cul-de-sac.
- 0.8 Acres of open space with the existing barn.
- Existing barn would be used by owners in the subdivision.
- Lots will be served by traditional septic systems.
- Setbacks will be 50' front, 30' for sides, and 40' for rear.
- Onsite drainage will be ditches.

3. Testimony and questions by those opposing the application:

Christy Hall, 4614 S. Hwy 53, Crestwood, was present and sworn in prior to presenting.

- Will this proposed development have three entrances?

- Believe this development will have drainage issues after the realignment of Hwy 53.
- How can this proposed subdivision plan be so detailed when the realignment of Hwy 53 has not been confirmed?
- Concerned with Locust Grove Elementary being overcrowded.
- Concerned about the water supply.

Director Urban explained, if the Hwy 53 realignment goes through this subdivision, then this subdivision will have three entrances. The engineers with the transportation cabinet sent a digital copy of the realignment plan for Hwy 53 and that is what was used to determine where the realignment would come through this proposed subdivision.

Don Chesak, 5000 S. Hwy 53, Crestwood, was present and sworn in prior to presenting.

- Concerned about the traditional septic system.
- Concerned about the storm water runoff on to his property.

4. Questioning of the applicant or representative and others in support of the application by the Commission:

Commissioner Marsh asked, did Mr. Ward with the Oldham County Health Department check for the closest hookup to sewers?

Director Urban replied, these are onsite septic systems so there is no hookup. And this development is not even close to one.

Commissioner Douglas asked, is the location of the detention basin right on the plans?

Mr. Vinsand replied, yes that is the location of the detention basin however, the size could be modified when the construction plans are done.

Commissioner Douglas asked, if the proposed realignment happens will the detention basins be able to hold the runoff water from the realignment of Hwy 53?

Mr. Vinsand replied, at this point, we will address what we know and that is the subdivision. If there is additional runoff from the highway after the realignment of Hwy 53 then that would fall onto the highway department.

Commissioner Douglas asked, are these retention or detention basins?

Mr. Vinsand replied, they are dry basins.

Commissioner Douglas asked, what are the sizes of lot 21 and lot 22 that have been set aside for KYTC?

Mr. Vinsand replied, lot 22 is approximately two acres and 21 is approximately four acres.

Commissioner Douglas asked, lot 1 is zoned C-1, what will be built there?

Mr. Vinsand replied, I will let the developer answer this question.

Walt Schumm, 1000 Cherrywood Place, LaGrange, was present and sworn in prior to presenting.

- Lot one will be left as a C-1 zoning and will decide in the future to change the zoning to residential.
- This development is set up as large estate lots and horses are permitted on lots of appropriate size.
- Will have relatively large houses and will have detached garages.

Commissioner Finney asked, 90% of the lots are available for standard septic systems, what are on the other 10% of the lots?

Mr. Schumm replied, the 10% will have systems that the Oldham County Health Department suggest for us. They will tell us what is appropriate for each lot.

Commissioner Ender asked, the reason for the waiver on the length of the road is because the topography of the land is inadequate to add any type of turnarounds to mitigate any of the distance. Is this correct?

Mr. Schumm replied, since the land is rolling then adding eyebrow turnouts would be a burden.

Director Urban asked, can you explain the side yard setbacks?

Mr. Vinsand replied, the subdivision regulations under Oldham County Fire Standards 7.3 F1 state that developments that are one acre or greater will meet a fire protection flow rate which was proposed to us by Russ Rose and if we did that then we would meet the fire regulations.

Director Urban asked, we have a fire flow requirement and don't see how it relates to the setbacks.

Mr. Vinsand replied, stating in the subdivision regulations.

Director Urban read section 7.3 F1.

Mr. Vinsand replied, according to Russ Rose, this development would meet the standard if we agreed to the 30' setbacks.

Director Urban asked, do you have any communication from Russ Rose regarding the water flow?

Mr. Vinsand replied, no but I will testify that is what Russ Rose said.

Commissioner Douglas asked, the board if we can take a 10-minute recess to contact Mr. Rose to come to the meeting to clear up the water flow questions.

Chairman King called a 10-minute recess at 11:55am.

Chairman King call the meeting back in session at 12:05pm.

Chairman King announced that Commissioner Hampton and Commissioner Elder had to leave.

Director Urban asked, are you able to provide a minimum of 500 gallons per minute from the Oldham County Water District?

Russ Ross, Oldham County Water District, 2160 Spencer Court, LaGrange, was present and sworn in prior to presenting.

- Yes we can, based on the hydraulic model.
- In that area the pressure range between 54 and 77 PSI and would have fire flow in excess of 500 gallons per minute.

Commissioner Douglas asked, is there a different GPM for commercial?

Director Urban explained that additional fire flow is required for commercial use depending upon the occupancy, construction and fire protection features. Since we don't know what is going on lot one it will be addressed once we know what will be built on lot one.

Commissioner Marsh asked, is it true that no building permit is issued until it meets all the Oldham County and state regulations?

Director Urban replied, yes, that is standard. It doesn't matter where you build, we will not issue any building permit until we received a letter from the Oldham County Health Department.

Commissioner Falvey asked, there is a lot that doesn't seem to have access and not part of this development and the lot is between lot 13 and 16. Is this an existing property that had access to this property at some point?

Mr. Vinsand replied, there is an existing home there and an existing access easement that goes along the driveway. It is a house and approximately three acres. There is an access maintenance agreement that was created when they bought the property.

5. Questioning of the applicant and those opposed to the application by the Commission: None

6. Rebuttal evidence and Cross Examination by the Applicant: None

7. Rebuttal evidence and Cross Examination by the Opposition:

Ms. Hall rebuttal stated that she is worried about the split in the middle of the proposed development with the realignment of Hwy 53. Concerned about the safety of the residence that own horses on the right side of this community wanting to use the stables that will be across the new realignment of Hwy 53. Also concerned that the local fire

department can't handle the big houses if they were to catch fire. As a taxpayer, the big problem is the drainage issue that the road will create.

8. Final statement of the Opposition: None

9. Final statement of the Applicant:

Mr. Swansburg final statement.

- The first issue that is being asked for consideration is the waiver of the roadway in excess of the cul-de-sac regulations. The topography of the existing terrain in the proposed area is not conducive to creating additional paved areas like turnarounds without getting into the existing building area and creating additional runoff issues.
- Second request is to approve the preliminary subdivision plan. The developers have reduced the lots from 60 lots to 20 lots to accommodate the neighbors and have every intent to comply with every county and state requirements for this proposed development.

END OF PUBLIC HEARING

Director Urban summarized the motion for the application.

Attorney Baxter explained that normally this board would vote on a waiver and then a preliminary subdivision plan. However, the development does not work without the waiver. So, this waiver is integral to the development plan so if a person wanted to make a motion to approve and that would include both the waiver and the development plan. But if someone wants to make a motion development plan and then waiver then that is fine too.

FINDINGS AND DECISIONS

Docket PZ-23-011

Preliminary Subdivision Plan and

Waiver for cul-de-sac length

4800 S. Hwy 53/Middlebrook Subdivision

Motion was made by Commissioner Ender and seconded by Commissioner Marsh to approve the Preliminary Subdivision Plan and the cul-de-sac length Waiver for Middlebrook Subdivision located at 4800 South Highway 53, because it is in accordance with the purpose and intent of the Oldham County Subdivision Regulations. The Middlebrook Preliminary Plan specifically satisfies the following purposes outlined in the Oldham County Subdivision Regulations

- It protects and provides for the public health, safety, & general welfare of Oldham County
- Protects the character and social & economic stability of Oldham County while encouraging orderly & beneficial development.

- Protects & conserves the value of land throughout Oldham County and the value of the buildings & improvements upon the land and minimizes the conflicts among the uses of land & buildings.
- Provides the most beneficial relationship between the developing uses of land & buildings and the circulation of traffic throughout Oldham County, having particular regard to the avoidance of congestion in the streets & highways and ensures that public facilities are available and will have sufficient capacity to serve the proposed subdivision upon its completion.
- Also, it complies with Oldham County Comprehensive Plan Land Use Objective LU-1-1 and Land Use Objective LU-2-1. T

The following Binding Elements are part of this motion:

Binding Elements:

1. There shall be no significant changes to the Middlebrook Preliminary Plat as presented at the April 25, 2023, Oldham County Planning Commission public hearing without review & approval of the Commission.
2. The Middlebrook Preliminary Subdivision Plan & Construction Plans must comply with all established federal, state, and county ordinances & requirements at the time of approval and the Record Plat will not be approved until all standards are satisfied.
3. The 100-foot wide Proposed KYTC Right of Way, for the potential Highway 53 realignment, will be held in reserve for a ten-year period of time beginning with the date of the initial Middlebrook Record Plat recordation or by separate agreement with the Kentucky Transportation Cabinet.
4. The max number of building permits per year is 25 starting at the time of the first recorded plat.
5. Access easement and maintenance agreement must be submitted with the recorded plat.

The vote was as follows:

YES: Commissioners Douglas, Ender, Falvey, Finney, Jones, Winters, Nasser, Walser and Marsh.

NO: None.

ABSTAIN: None.

ABSENT: Commissioners Davis, Elder, Hafling, Hampton and Klingenfus.

Motion passed on a vote of 9-0.

Other Business

Director Urban explain, at the March 28, 2023, board meeting the Commissioners voted William Douglas to Oldham County Planning Commission Board and Charlie Ward to the Oldham County Board of Adjustments, however their term date was not voted on. The

Commission needs to vote that William Douglas's term will expire on October 7, 2026 and Charlie Ward's term to expire on January 1, 2027.

Motion was made by Commissioner Falvey and seconded by Commissioner Ender for William Douglas term date to be October 7, 2026, and Charlie Ward term date to be January 1, 2027. Motion carried by unanimous voice vote.

Attorney Baxter called on the Commissioners to go into Executive Session KRS 61.815 Sub 2 to discuss two pending legal matters. Motion was made by Commissioner Falvey and seconded by Commissioner Finney to go into Executive Session at 12:40pm. Motion carried by unanimous voice vote.

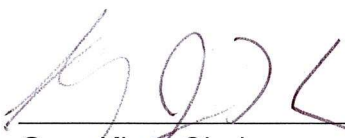
Motion was made by Commissioner Nasser and seconded by Commissioner Douglas to come back in session at 1:20pm. Motion carried by unanimous voice vote.

There being no further business, the Planning Commission meeting adjourned at 1:25 pm.

The next regular meeting will be Tuesday, May 23, 2023, at 9:00 a.m. and will be held in the Oldham County Fiscal Court courtroom at 100 W Jefferson Street, La Grange, 40031.

Approved:

Respectfully Submitted:



Greg King, Chairman



Christy Edgar, Secretary