

1 OWENSBORO METROPOLITAN PLANNING COMMISSION

2 JULY 11, 2002

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4 The Owensboro Metropolitan Planning
5 Commission met in regular session at 6:00 p.m. on
6 Thursday, July 11, 2002, at City Hall, Commission
7 Chambers, Owensboro, Kentucky, and the proceedings
8 were as follows:

9 MEMBERS PRESENT: Drew Kirkland, Chairman
Gary Noffsinger
10 Nick Cambron
Jimmy Gilles
11 Irvin Rogers
Sister Vivian Bowles
12 Judy Dixon
Martin Hayden
13 Stewart Elliott,
Attorney

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16 CHAIRMAN: Would like to call our July 11
17 Planning & Zoning meeting to order.

18 Our invocation will be given by Mr. Martin
19 Hayden. Please stand.

20 (INVOCATION AND PLEDGE OF ALLEGIANCE)

21 CHAIRMAN: Our first order of business
22 tonight will be to consider the minutes of the June
23 13, 2002, meeting. Are there any additions,
24 corrections or any questions about the minutes?

25 (NO RESPONSE)

Ohio Valley Reporting
(270) 683-7383

1 CHAIRMAN: If not the Chair is ready for a
2 motion.

3 MS. DIXON: Move to approve.

4 CHAIRMAN: Motion for approval by Ms.
5 Dixon.

6 MR. HAYDEN: Second.

7 CHAIRMAN: Second by Mr. Hayden. All in
8 favor raise your right hand.

9 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

10 CHAIRMAN: Motion carries unanimously.

11 Next item, please.

12 MR. NOFFSINGER: Consider the acceptance
13 of the resignation of Lourese James, Secretary I,
14 effective August 1, 2002.

15 Mr. Chairman, I have a letter from Mrs.
16 James.

17 "Dear Mr. Noffsinger, this is my letter of
18 resignation due to retirement after 24 years of
19 employment effective August 1, 2002. My last day will
20 be July 31, 2002. Thank you for everything you've
21 done for me in the past and in the future. Lourese
22 James."

23 (PRESENTATION FOR MRS. JAMES)

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25 ZONING CHANGES - CITY

Ohio Valley Reporting
(270) 683-7383

1 ITEM 3

2 Portion 1738 Moseley Street, 0.32 acres
3 Consider zoning change: From I-1 Light Industrial to
4 B-4 General Business
5 Applicant: R.L. Wilson Masonry, Inc.

6 MR. ELLIOTT: State your name, please.

7 MS. WATSON: Becky Watson.

8 (MS. BECKY WATSON SWORN BY ATTORNEY.)

9 PLANNING STAFF RECOMMENDATIONS

10 Staff recommends approval because the proposal is
11 in compliance with the adopted Comprehensive Plan.

12 This recommendation is made subject to the conditions
13 and findings of fact that follow:

14 Conditions:

15 1. A 30-foot roadway buffer from the street
16 centerline along East 18th Street shall be established
17 with no parking or required landscaping located within
18 the roadway buffer; and,

19 2. The vehicular use areas adjacent to public
20 street right-of-way shall be landscaped with one tree
21 per 40 linear feet of boundary and a 3-foot high
22 continuous element or one low shrub per 10 feet of
23 linear boundary for a vehicular sales lot.

24 3. The access to the subject property shall be
25 restricted to Moseley Street and Guenther Alley. No
 direct access shall be permitted to East 18th Street.

1 Findings of Fact:

2 1. The subject property is located within a
3 Business/Industrial Plan Area, where general business
4 uses are appropriate in general locations;

5 2. The Comprehensive Plan provides for the
6 continuation of mixed uses in areas containing a
7 mixture of business and light industrial uses; and,

8 3. An approval plat of the property restricts
9 the access point to Moseley Street and Guenther Alley
10 and prohibits direct access to East 18th Street.

11 MS. WATSON: We would like to enter the
12 Staff Report as Exhibit A in the record.

13 CHAIRMAN: Is there anybody here
14 representing the applicant?

15 APPLICANT: Yes.

16 CHAIRMAN: Does anybody from the
17 commission have any questions?

18 (NO RESPONSE)

19 CHAIRMAN: Does anybody from the audience
20 have any questions?

21 (NO RESPONSE)

22 CHAIRMAN: If not the Chair is ready for a
23 motion.

24 MR. CAMBRON: Motion for approval, Mr.
25 Chairman, with the Planning Staff Recommendations,

1 Conditions 1 through 3 and the Findings of Fact 1
2 through 3.

3 CHAIRMAN: We have a motion for approval
4 by Mr. Cambron.

5 MS. DIXON: Second

6 CHAIRMAN: We've got a second by Ms.
7 Dixon. All in favor raise your right hand.

8 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

9 CHAIRMAN: Motion carries unanimously.

10 Next item, please.

11 ITEM 4

12 Portion 2200 East Parrish Avenue, 5.013 acres
13 Consider zoning change: From P-1 Professional/Service
14 to B-1 Neighborhood Business Center
Applicant: The Springs Centre, LLC, Malcolm Bryant
Corp.

15 PLANNING STAFF RECOMMENDATIONS

16 Staff recommends approval because the proposal is
17 in compliance with the adopted Comprehensive Plan.

18 This recommendation is made subject to the conditions
19 and findings of fact that follow:

20 Conditions:

21 1. Submission of a final development plan.

22 2. The access to the subject property shall be
23 limited to a single access point on East Parrish
24 Avenue as previously approved and constructed.

25 Findings of Fact:

1 1. The subject property is located within an
2 Urban Residential Plan Area, where neighborhood
3 business uses are appropriate in limited locations;

4 2. A final development plan has been submitted;

5 3. The subject property is larger than the five
6 acre minimum area required for new locations of
7 Neighborhood Business Centers;

8 4. The subject property is major-street
9 oriented; and,

10 5. There are no B-1 Neighborhood Business Centers
11 within 3/4 of a mile of the subject property.

12 MS. WATSON: We would like to enter the
13 Staff Report as Exhibit B.

14 CHAIRMAN: Is there anybody here
15 representing the applicant?

16 (NO RESPONSE)

17 CHAIRMAN: Does anybody from the
18 commission have any questions?

19 (NO RESPONSE)

20 CHAIRMAN: Anybody from the audience?

21 (NO RESPONSE)

22 CHAIRMAN: If not the Chair is ready for a
23 motion.

24 MR. HAYDEN: I make a motion for approval
25 for Conditions 1 through 2 and Findings of Fact 1

1 through 5.

2 CHAIRMAN: Motion for approval by Mr.
3 Hayden.

4 MR. GILLES: Second.

5 CHAIRMAN: Second by Mr. Gilles. All in
6 favor raise your right hand.

7 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

8 CHAIRMAN: Motion carries unanimously.

9 Next item, please.

10 Related Item:

11 ITEM 4A

12 2200 East Parrish Avenue, 20.66 acres
13 Consider approval of combined major subdivision
14 preliminary plat/final development plan.
Applicant: The Springs Centre, LLC, Malcolm Bryant
Corp.

15 MR. NOFFSINGER: Mr. Chairman, this plan
16 has been reviewed by the Planning Staff, Engineering
17 Staff. Has been found to be in order and ready for
18 your consideration.

19 CHAIRMAN: Does anybody from the
20 commission have any questions?

21 (NO RESPONSE)

22 CHAIRMAN: Anybody from the audience?

23 (NO RESPONSE)

24 CHAIRMAN: If not the Chair is ready for a
25 motion.

1 MR. CAMBRON: Motion for approval, Mr.
2 Chairman.

3 CHAIRMAN: Motion for approval by Mr.
4 Cambron.

5 MS. DIXON: Second.

6 CHAIRMAN: Second by Ms. Dixon. All in
7 favor raise your right hand.

8 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

9 CHAIRMAN: Motion carries unanimously.

10 Next item, please.

11 ITEM 5

12 1626, 1634 Sweeney Street, 0.42 acres
13 Consider zoning change: From I-1 Light Industrial to
14 B-4 General Business
Applicant: Sweeney Street Baptist Church

15 PLANNING STAFF RECOMMENDATIONS

16 Staff recommends approval because the proposal is
17 in compliance with the adopted Comprehensive Plan.

18 This recommendation is made subject to the condition
19 and findings of fact that follow:

20 Condition:

21 1. Consolidation by plat of 1626 and 1634
22 Sweeney Street.

23 Findings of Fact:

24 1. The subject property is located within a
25 Business/Industrial Plan Area, where general business

1 uses are appropriate in general locations;

2 2. The subject property is located in an area of
3 mixed-uses; and,

4 3. The Comprehensive Plan provides for the
5 continuation of mixed uses in areas containing a
6 mixture of business and light industrial uses.

7 MS. WATSON: We would like to enter the
8 Staff Report as Exhibit C.

9 CHAIRMAN: Is anybody here representing
10 the applicant?

11 (NO RESPONSE)

12 CHAIRMAN: Any questions from anybody on
13 the commission?

14 (NO RESPONSE)

15 CHAIRMAN: Any questions from anybody in
16 the audience?

17 (NO RESPONSE)

18 CHAIRMAN: If not the Chair is ready for a
19 motion.

20 MR. HAYDEN: Make a motion to approve for
21 Condition 1 and Findings of Fact 1 through 3.

22 CHAIRMAN: Motion for approval by Mr.
23 Hayden.

24 SISTER VIVIAN: Second.

25 CHAIRMAN: Second by Sister Vivian. All

1 in favor raise your right hand.

2 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

3 CHAIRMAN: Motion carries unanimously.

4 Next item, please.

5 ITEM 6

6 910 West Second Street, 0.172 acres
 7 Consider zoning change: From B-4 General Business to
 8 R-4DT Inner-City Residential
 Applicant: Kenneth Hutchins

9 PLANNING STAFF RECOMMENDATIONS

10 Staff recommends approval because the proposal is
 11 in compliance with the adopted Comprehensive Plan.

12 This recommendation is made subject to the findings of
 13 fact that follow:

14 Findings of Fact:

15 1. The subject property is located in a Business
 16 Plan Area, where urban low-density residential uses
 17 are appropriate in very-limited locations;

18 2. The applicant's proposal is a logical
 19 extension of adjoining R-4DT zone and uses; and,

20 3. Sanitary sewers are available to the subject
 21 property.

22 MS. WATSON: Would like to enter the Staff
 23 Report as Exhibit D.

24 CHAIRMAN: Do we have anybody representing
 25 the applicant?

1 (NO RESPONSE)

2 CHAIRMAN: Any questions from the
3 commission?

4 (NO RESPONSE)

5 CHAIRMAN: Any questions from the
6 audience?

7 (NO RESPONSE)

8 CHAIRMAN: If not the Chair is ready for a
9 motion.

10 MS. DIXON: Move for approval based upon
11 Findings of Fact 1, 2 and 3.

12 CHAIRMAN: We have a motion for approval
13 by Ms. Dixon.

14 MR. ROGERS: Second.

15 CHAIRMAN: Second by Mr. Rogers. All in
16 favor raise your right hand.

17 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

18 CHAIRMAN: Motion carries unanimously.

19 Next item, please.

20 -----

21 ZONING CHANGE - COUNTY

22 ITEM 7

23 Portion 7165 Masonville-Habit Road, 2.03 acres
24 Consider zoning change: From R-1A Single-Family
25 Residential to A-R Rural Agriculture
Applicant: Sterling Dutton Estate, Linda Lynch,
Co-Executor

1 PLANNING STAFF RECOMMENDATIONS

2 Staff recommends approval because the proposal is
3 in compliance with the adopted Comprehensive Plan.
4 This recommendation is made subject to the findings of
5 fact that follow:

6 Findings of Fact:

- 7 1. The subject property is located in a Rural
8 Preference Plan Area, where rural farm residential
9 uses are appropriate in general locations;
- 10 2. The subject property adjoins A-R Rural
11 Agriculture zoning and uses;
- 12 3. The subject property is identified on the Map
13 of Important Farmland, compiled in 1976 by the U.S.
14 Department of Agriculture Soil Conservation as prime
15 farmland; and,
- 16 4. The proposed 10-acre farm division is large
17 enough to support agricultural activity.

18 MS. WATSON: We would like to enter the
19 Staff Report as Exhibit E.

20 CHAIRMAN: Do we have anybody here
21 representing the applicant?

22 MR. CRAIG: Mr. Chairman, I'm Bill Craig.
23 I'm here for the applicant in case there are any
24 questions. I don't have any comments.

25 CHAIRMAN: Thank you, Mr. Craig.

1 Are there any questions from anybody in
2 the audience of the applicant?

3 (NO RESPONSE)

4 CHAIRMAN: Any questions from the
5 commission?

6 (NO RESPONSE)

7 CHAIRMAN: If not Chair is ready for a
8 motion.

9 MR. CAMBRON: Motion for approval, Mr.
10 Chairman, based upon Planning Staff Recommendations 1
11 through 4.

12 CHAIRMAN: Motion for approval by Mr.
13 Cambron.

14 MR. ROGERS: Second.

15 CHAIRMAN: Second by Mr. Rogers. All in
16 favor raise your right hand.

17 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

18 CHAIRMAN: Motion carries unanimously.

19 Next item, please.

20 -----

21 COMBINED DEVELOPMENT PLAN/MAJOR SUBDIVISION

22 ITEM 8

23 Heartland, Lots 103-121, 5.050 acres
24 Consider approval of amended combined major
25 subdivision preliminary plat/final development plan.
Applicant: Jagoe Development Corp.

1 MR. NOFFSINGER: Mr. Chairman, this
2 applicant has been reviewed by the Planning Staff and
3 Engineering Staff. It's found to be in order and
4 ready for consideration.

5 CHAIRMAN: Is anybody representing the
6 applicant?

7 MR. RINEY: Yes.

8 CHAIRMAN: Do we have any questions of
9 anybody from the audience of the applicant?

10 (NO RESPONSE)

11 CHAIRMAN: Anybody from the commission of
12 the applicant?

13 (NO RESPONSE)

14 CHAIRMAN: If not the Chair is ready for a
15 motion.

16 MR. GILLES: Motion for approval.

17 CHAIRMAN: Motion for approval by Mr.
18 Gilles.

19 SISTER VIVIAN: Second.

20 CHAIRMAN: Second by Sister Vivian. All
21 in favor raise your right hand.

22 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

23 CHAIRMAN: Motion carries unanimously.

24 Next item.

25 -----

1 DEVELOPMENT PLAN

2 ITEM 9

3 8220 KY 81, 10.119 acres (Tire Recycling, Inc.)
4 Consider approval of final development plan.
5 Applicant: Kenneth Frazier, Winn Leasing Corp.

6 MR. NOFFSINGER: Mr. Chairman, this
7 applicant has been reviewed by the Planning and
8 Engineering Staff. Found to be in order and ready for
9 consideration.

10 CHAIRMAN: Is anybody here representing
11 the applicant?

12 MR. RINEY: Yes.

13 CHAIRMAN: Does anybody have any questions
14 of the applicant from the audience?

15 (NO RESPONSE)

16 CHAIRMAN: Anybody from the commission?

17 (NO RESPONSE)

18 CHAIRMAN: If not the Chair is ready for a
19 motion.

20 MR. HAYDEN: Make a motion to approve.

21 CHAIRMAN: Motion for approval by Mr.
22 Hayden.

23 MS. DIXON: Second.

24 CHAIRMAN: Second by Ms. Dixon. All in
25 favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

1 CHAIRMAN: Motion carries unanimously.

2 Next item, please.

3 -----

4 MAJOR SUBDIVISIONS

5 ITEM 10

6 Cinderella Drive, 1.264 acres
7 Consider approval of major subdivision final plat.
8 Surety (Certified Check) posted: \$468.00
9 Applicant: James Glenn Causey

10 MR. NOFFSINGER: Mr. Chairman, this
11 application has been reviewed by the Planning Staff
12 and Engineering Staff. Found to be in order and ready
13 for consideration.

14 CHAIRMAN: Is anybody here representing
15 the applicant?

16 APPLICANT: Yes.

17 CHAIRMAN: Does anybody have any questions
18 from the commission of the applicant?

19 (NO RESPONSE)

20 CHAIRMAN: Anybody in the audience have
21 questions of the applicant?

22 CHAIRMAN: If not the Chair is ready for a
23 motion.

24 MR. CAMBRON: Motion for approval, Mr.
25 Chairman.

CHAIRMAN: Motion for approval by Mr.

1 Cambron.

2 MS. DIXON: Second.

3 CHAIRMAN: Second by Ms. Dixon. All in
4 favor raise your right hand.

5 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

6 CHAIRMAN: Motion carries unanimously.

7 Next item, please.

8 ITEM 11

9 Lake Forest, Unit 13, Lots 95-99, Lot 101, 2.998 acres
10 Consider approval of major subdivision final plat.
11 Surety (Certificate of Deposit) posted: \$25,164.00
12 Applicant: JMP/Lake Forest, Inc.

13 MR. NOFFSINGER: Mr. Chairman, this plan
14 has been reviewed by the Engineering Staff and
15 Planning Staff. Found to be in order and ready for
16 your consideration.

17 CHAIRMAN: Is anybody here representing
18 the applicant?

19 APPLICANT: Yes.

20 CHAIRMAN: Does anybody from the
21 commission have any questions of the applicant?

22 (NO RESPONSE)

23 CHAIRMAN: Anybody from the audience?

24 (NO RESPONSE)

25 CHAIRMAN: If not Chair is ready for a
26 motion.

1 MR. ROGERS: Motion for approval.

2 CHAIRMAN: Motion for approval by Mr.

3 Rogers.

4 MR. GILLES: Second.

5 CHAIRMAN: Second by Mr. Gilles. All in

6 favor raise your right hand.

7 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

8 CHAIRMAN: Motion carries unanimously.

9 Next item, please.

10 MR. NOFFSINGER: Mr. Chairman, Items 12,

11 13, 14 and 15 have been reviewed by the Planning Staff

12 and Engineering Staff. They are in order.

13 ITEM 12

14 Lake Forset, Unit 14, Lots 174-180, 2.309 acres
15 Consider approval of major subdivision final plat.
16 Surety (Certificate of Deposit) posted: \$9,462.00
Applicant: Lake Forest Community, LLC

17 MR. NOFFSINGER: Ready for your

18 consideration.

19 CHAIRMAN: Anybody representing the

20 applicant?

21 MR. RINEY: Yes.

22 CHAIRMAN: Do we have any questions?

23 (NO RESPONSE)

24 CHAIRMAN: Chair is ready for a motion.

25 MS. DIXON: Move for approval..

1 CHAIRMAN: Motion for approval by Ms.
2 Dixon.

3 SISTER VIVIAN: Second.

4 CHAIRMAN: Second by Sister Vivian. All
5 in favor raise your right hand.

6 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

7 CHAIRMAN: Motion carries unanimously.

8 Next item.

9 ITEM 13

10 Lake Forest, Unit 15, Lot 138, 5.395+ acres
11 Consider approval of major subdivision final plat.
12 Surety (Certified Check and Certificate of Deposit)
13 posted: \$7,016.70
14 Applicant: Lake Forest Homeowners Assoc., Inc.

15 MR. NOFFSINGER: Mr. Chairman, this item
16 is ready for consideration.

17 CHAIRMAN: Chair is ready for a motion.

18 MS. DIXON: Move for approval.

19 CHAIRMAN: Motion for approval by Ms.
20 Dixon.

21 MR. HAYDEN: Second.

22 CHAIRMAN: Second by Mr. Hayden. All in
23 favor raise your right hand.

24 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

25 CHAIRMAN: Motion carries unanimously.

Next item, please.

1 ITEM 14

2 Meadow Run At Whispering Meadows, 5.985 acres
3 Consider approval of major subdivision final plat.
4 Surety (Certificate of Deposit) posted: \$27,475.20
5 Applicant: O'Bryan Development, Inc., c/o Michael
6 O'Bryan

7 MR. NOFFSINGER: Mr. Chairman, this item
8 is ready for consideration.

9 CHAIRMAN: If there are no questions, the
10 Chair is ready for a motion.

11 MR. CAMBRON: Motion for approval, Mr.
12 Chairman.

13 CHAIRMAN: Motion for approval by Mr.
14 Cambron.

15 MR. GILLES: Second.

16 CHAIRMAN: Second by Mr. Gilles. All in
17 favor raise your right hand.

18 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

19 CHAIRMAN: Motion carries unanimously.

20 Next item, please.

21 ITEM 15

22 Whispering Meadows, Unit 2, 8.026 acres
23 Consider approval of major subdivision final plat.
24 Surety (Certificate of Deposit) posted: \$36,186.60
25 Applicant: O'Bryan Development, Inc., c/o Michael
26 O'Bryan

27 MR. NOFFSINGER: Mr. Chairman, this item
28 is ready for consideration.

29 CHAIRMAN: If there are no questions, the

1 Chair is ready for a motion.

2 MR. GILLES: Motion for approval.

3 CHAIRMAN: Motion for approval by Mr.
4 Gilles.

5 MR. CAMBRON: Second.

6 CHAIRMAN: Second by Mr. Cambron. All in
7 favor raise your right hand.

8 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

9 CHAIRMAN: Motion carries unanimously.

10 Next item, please.

11 -----

12 MINOR SUBDIVISIONS

13 ITEM 16

14 6000 Boston-Laffoon Road, 42.0+ acres
15 Consider approval of minor subdivision plat.
16 Applicant: Odell & Laurine W. Beauchamp

17 MR. NOFFSINGER: Mr. Chairman, this
18 application has been reviewed by the Planning Staff
19 and Engineering Staff. The application is in order;
20 however, it does come before this commission because
21 it creates a five acre tract of land that does not
22 meet the three to one depth to width ration; however,
23 the division is for existing two-story frame residence
24 that sets back a considerable distance off the road.
25 As I understand it, this division is being done for
financing purposes. With that it's ready for your

1 consideration.

2 CHAIRMAN: Are there any questions by the
3 commission?

4 (NO RESPONSE)

5 CHAIRMAN: Questions of anybody from the
6 audience?

7 (NO RESPONSE)

8 CHAIRMAN: If not the Chair is ready for a
9 motion.

10 MR. HAYDEN: Make a motion to approve.

11 CHAIRMAN: Motion for approval by Mr.
12 Hayden.

13 MR. GILLES: Second.

14 CHAIRMAN: Second by Mr. Gilles. All in
15 favor raise your right hand.

16 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

17 CHAIRMAN: Motion carries unanimously.

18 Next item, please.

19 ITEM 17

20 4500 Block Lake Forest Drive, 3100 Block Spring Ridge
21 Parkway, 20.000 acres
22 Consider approval of minor subdivision plat.
Applicant: George Thacker, Mary Thacker Silvert,
George Wallace Thacker Trust 'B', JMP/Lake Forest, Inc

23 MR. NOFFSINGER: Mr. Chairman, this plat
24 is in order. It's ready for your consideration.

25 CHAIRMAN: If there be no other questions,

1 the Chair is ready for a motion.

2 MR. CAMBRON: Motion for approval, Mr.
3 Chairman.

4 CHAIRMAN: Motion for approval by Mr.
5 Cambron.

6 MR. HAYDEN: Second.

7 CHAIRMAN: Second by Mr. Hayden. All in
8 favor raise your right hand.

9 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

10 CHAIRMAN: Motion carries unanimously.

11 Next item, please.

12 ITEM 18

13 1515 1517, 1519, 1521, 1523, 1525 West Fifth Street,
14 0.563 acres
15 Consider approval of minor subdivision plat.
Applicant: Riteway Properties, LLC

16 MR. NOFFSINGER: Mr. Chairman, this plat
17 has been reviewed by the Planning Staff and
18 Engineering Staff. I believe it is subdividing a
19 piece of property that's located within the City of
20 Owensboro that will create some lots that do not quite
21 meet frontage requirements; however, it is in an area
22 where the pattern of the lots is such that the lot
23 frontage requirements are not met and it is redivision
24 of the property and Staff is recommending approval.

25 CHAIRMAN: Are there any questions from

1 the audience?

2 (NO RESPONSE)

3 CHAIRMAN: Any questions from the
4 commissioners?

5 (NO RESPONSE)

6 CHAIRMAN: If not the Chair is ready for a
7 motion.

8 MS. DIXON: Move to approve.

9 CHAIRMAN: Motion for approval by Ms.
10 Dixon.

11 SISTER VIVIAN: Second.

12 CHAIRMAN: Second by Sister Vivian. All
13 in favor raise your right hand.

14 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

15 CHAIRMAN: Motion carries unanimously.

16 Next item, please.

17 -----

18 SURETY RELEASE

19 ITEM 19

20 Toyotetsu Mid America, LLC, \$74,925.00
21 Consider release of surety (Certified Check) for
22 landscaping
Surety posted by: Hazama Corporation

23 MR. NOFFSINGER: Mr. Chairman, this item
24 it ready for release.

25 CHAIRMAN: If there be no questions, the

1 Chair is ready for a motion.

2 MS. DIXON: Move to approve.

3 CHAIRMAN: Motion for approval by Ms.
4 Dixon.

5 MR. ROGERS: Second.

6 CHAIRMAN: Second by Mr. Rogers. All in
7 favor raise your right hand.

8 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

9 CHAIRMAN: Motion carries unanimously.

10 Next item.

11 -----

12 SURETY TRANSFERS

13 ITEM 20

14 Earl Hayden Property Division At Heritage Park,
\$7,362.50
15 Transfer of surety (Certified Check) for water mains
and fire hydrants to the City of Owensboro
16 Surety posted by: Earl Hayden.

17 ITEM 21

18 The Landings Of Heartland, Phase I, \$8,019.00
Transfer of surety (Certificate of Deposit) for
19 sidewalks to the City of Owensboro
Surety posted by: Jagoe Development Corporation

20

ITEM 22

21

Dennis K. Riney Property Division, \$2,500.00
22 Transfer of surety (Certified check) for the fire
hydrants to the Daviess County Fiscal court.
23 Surety posted by: Dennis K. Riney

24 ITEM 23

25 The Springs, \$18,000.00

1 Transfer of surety (Certificate of Deposit) for storm
2 sewers and drainage to the City of Owensboro
3 Surety posted by: Malcolm Bryant Corporation

4 MR. NOFFSINGER: Mr. Chairman, under
5 Surety Transfers Items 20 through 23 these are in
6 order and may be considered for transfer in toto.

7 CHAIRMAN: Be no questions the Chair is
8 ready for a motion.

9 MS. DIXON: Move to approve 20 through 23
10 in toto.

11 CHAIRMAN: Motion for approval of 20
12 through 23 in toto by Ms. Dixon.

13 MR. HAYDEN: Second.

14 CHAIRMAN: Second by Mr. Hayden. All in
15 favor raise your right hand.

16 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

17 CHAIRMAN: Motion carries unanimously.

18 There are two items under New Business

19 -----

20 NEW BUSINESS

21 ITEM 24

22 Consider collateral security agreement with
23 Independence Bank.

24 MR. NOFFSINGER: Mr. Chairman, this is
25 recognizing a security collateral agreement to secure
26 funds that the OMPC has deposited within Independence

1 Bank. It's on the agenda to be recognized by the
2 Planning Commission giving the Chairman the
3 authorization to sign such agreement.

4 CHAIRMAN: Be no questions the Chair is
5 ready for a motion.

6 MR. HAYDEN: Make a motion for approval.

7 CHAIRMAN: Motion for approval by Mr.
8 Hayden.

9 MR. GILLES: Second.

10 CHAIRMAN: Second by Mr. Gilles. All in
11 favor raise your right hand.

12 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

13 CHAIRMAN: Motion carries unanimously.

14 ITEM 25

15 Amend the OMP Salary Chart for Fiscal Year 2003

16 MR. NOFFSINGER: Mr. Chairman, each member
17 has received a copy of this salary chart. It is to be
18 before you to show the salary for a computer program
19 analyst that will be brought on board with the
20 Planning Commission on July 29th. Be happy to
21 entertain any questions you may have.

22 CHAIRMAN: Are there any questions from
23 anybody in the audience?

24 (NO RESPONSE)

25 CHAIRMAN: Anybody from the commission?

1 (NO RESPONSE)

2 CHAIRMAN: If not the Chair is ready for a
3 motion.

4 MS. DIXON: Move to approve.

5 CHAIRMAN: Motion for approval by Ms.
6 Dixon.

7 MR. GILLES: Second.

8 CHAIRMAN: Second by Mr. Gilles. All in
9 favor raise your right hand.

10 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

11 CHAIRMAN: Motion carries unanimously.

12 The Chair is now ready for one final
13 motion.

14 MS. DIXON: Move to adjourn.

15 CHAIRMAN: Motion for adjournment by Ms.
16 Dixon.

17 MR. HAYDEN: Second.

18 CHAIRMAN: Second by Mr. Hayden. All in
19 favor raise your right hand.

20 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

21 CHAIRMAN: Meeting is adjourned.

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COMMISSION EXPIRES:
DECEMBER 19, 2002

COUNTY OF RESIDENCE:
DAVIESS COUNTY, KENTUCKY