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OWENSBORO METROPOLITAN PLANNING COMMISSION

DECEMBER 9, 2004

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The Owensboro Metropolitan Planning Commission met in regular session at 6:00 p.m. on Thursday, December 9, 2003, at City Hall, Commission Chambers, Owensboro, Kentucky, and the proceedings were as follows:

- MEMBERS PRESENT: Drew Kirkland, Chairman
- Gary Noffsinger
- Nick Cambron
- Dave Appleby
- Jimmy Gilles
- Scott Jagoe
- Irvin Rogers
- Sister Vivian Bowles
- Judy Dixon
- Dr. Mark Bothwell
- Martin Hayden
- Stewart Elliott,
- Attorney

* * * * *

CHAIRMAN: I'd like to welcome everybody to the Owensboro Metropolitan Planning Commission December 9th meeting.

Would like everybody to stand for our invocation and pledge of allegiance by Judy Dixon.

(INVOCATION AND PLEDGE OF ALLEGIANCE.)

CHAIRMAN: Our first order of business will be to consider the minutes of the November 11, 2004 meeting. Are there any questions, additions or

1 corrections?

2 (NO RESPONSE)

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

5 MS. DIXON: Move to approve.

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

8 MR. JAGOE: Second.

9 CHAIRMAN: Second by Mr. Jagoe. All in
10 favor raise your right hand.

11 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

12 CHAIRMAN: Motion carries unanimously.

13 Next item, Mr. Noffsinger

14 ITEM 2

15 Consider Veteran's Boulevard Overlay District remanded
16 from Owensboro City Commission.

17 MR. NOFFSINGER: Mr. Chairman, Ms. Becky
18 Stone is here to give a brief report on this item.

19 MR. ELLIOTT: State your name, please.

20 MS. STONE: Becky Stone.

21 (MS. BECKY STONE SWORN BY ATTORNEY.)

22 MS. STONE: This item has been sent back
23 to us from the city commission. If you remember, we
24 recommended, the Planning Commission recommended
25 denial at the September meeting. Since then some

1 discussion has occurred between property owners in the
2 area and the city manager, Bob Whitmer, and Tony
3 Cecil, operations manager. We're revising this
4 ordinance and we're asking the Planning Commission
5 authorize us to conduct a public hearing in January.

6 CHAIRMAN: Thank you, Ms. Stone.

7 Mr. Noffsinger, do we need any kind of
8 motion on this or just our - -

9 MR. NOFFSINGER: I think you just have
10 discussion as to where to go from this point.

11 There have been revisions to allow
12 professional service uses to occur on the first floor
13 as well as upper floors. That's the primary change.
14 Plus this ordinance generally list uses that are
15 prohibited and not the uses that are specifically
16 permitted, meaning that any use allowed in a B-2 zone
17 currently would be allowed with this ordinance with
18 the exception of prohibited uses listed in the
19 ordinance. I would think that you would just have a
20 consensus that we move forward with advertising this
21 revised ordinance for public hearing and consideration
22 for adoption at our January meeting.

23 CHAIRMAN: Any questions or comments?

24 (NO RESPONSE)

25 CHAIRMAN: If not, the Chair is ready for

1 a motion.

2 MR. CAMBRON: Motion to have this hearing
3 in January. Is it January or February, Mr.
4 Noffsinger?

5 MR. NOFFSINGER: January. It'd be the
6 second Thursday in January.

7 CHAIRMAN: We've got a motion by Mr.
8 Cambron to have this meeting in January.

9 MS. DIXON: Second.

10 CHAIRMAN: We have a second from Ms.
11 Dixon. All in favor raise your right hand.

12 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

13 CHAIRMAN: The motion carries unanimously.
14 It will be on the agenda for January.

15 Next item, please.

16 -----

17 PUBLIC FACILITIES PLANS
18 REVIEW FOR CONSISTENCY WITH COMPREHENSIVE PLAN

19 ITEM 3

20 5712 KY 56
21 Land Acquisition
22 Consider comments regarding the acquisition of
23 property.
24 Referred by: Regional Water Resource Agency

25 MR. NOFFSINGER: Mr. Chairman, Planning
Staff has reviewed this application. It's found to be
in order and no conflict with the plan.

1 CHAIRMAN: Is anybody here representing
2 the applicant?

3 APPLICANT REP: Yes.

4 CHAIRMAN: Does anybody have any questions
5 of the applicant?

6 (NO RESPONSE)

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

9 SISTER VIVIAN: Motion for approval.

10 CHAIRMAN: Motion for approval by Sister
11 Vivian.

12 MR. GILLES: Second.

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

15 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

16 CHAIRMAN: Motion carries unanimously.

17 Next item.

18 ITEM 4

19 1520 Worthington Road
20 Land Acquisition
21 Consider comments regarding the acquisition of
22 Worthington Road Pump Station property.
23 Referred by: Regional Water Resource Agency

24 MR. NOFFSINGER: Mr. Chairman, Planning
25 Staff has reviewed this application. We find no
26 conflict with the Comprehensive Plan.

27 CHAIRMAN: Is anybody here representing

1 the applicant?

2 APPLICANT REP: Yes.

3 CHAIRMAN: Does anybody have any questions
4 or comments?

5 (NO RESPONSE)

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

8 MR. CAMBRON: Motion for approval, Mr.
9 Chairman.

10 CHAIRMAN: Motion for approval by Mr.
11 Cambron.

12 MR. HAYDEN: Second.

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

15 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

16 CHAIRMAN: Motion carries unanimously.

17 Next item, please.

18 ITEM 5

19 4410 KY 54

Land Acquisition

20 Consider comments regarding the acquisition of
21 property for proposed construction of Greenbelt
22 extension.

Referred by: Daviess County Fiscal Court

23 MR. NOFFSINGER: Mr. Chairman, Planning
24 Staff has reviewed this application. It's found to be
25 not in conflict with the plan.

1 CHAIRMAN: Anybody here representing the
2 applicant?

3 APPLICANT REP: Yes.

4 CHAIRMAN: Any questions or comments?

5 DR. BOTHWELL: Mr. Chairman, I have a
6 question of Mr. Noffsinger.

7 You say you find this is not?

8 MR. NOFFSINGER: Not in conflict with the
9 Comprehensive Plan.

10 DR. BOTHWELL: Okay.

11 CHAIRMAN: If there are no comments or
12 questions, the Chair is ready for a motion.

13 DR. BOTHWELL: Motion for approval.

14 CHAIRMAN: Motion for approval by Dr.
15 Bothwell.

16 SISTER VIVIAN: Second.

17 CHAIRMAN: Second by Sister Vivian. All
18 in favor raise your right hand.

19 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

20 CHAIRMAN: Motion carries unanimously.

21 Next item, please.

22 -----

23 ZONING CHANGES - CITY

24 ITEM 6

25 2984 Fairview Drive

1 Consider zoning change: From I-2 Heavy Industrial,
2 R-1C Single-Family Residential to R-1C
3 Single-Family Residential
4 Applicant: Owensboro Master Builders, Inc.

4 MR. ELLIOTT: State your name, please.

5 MR. HOWARD: Bryan Howard.

6 (MR. BRYAN HOWARD SWORN BY ATTORNEY)

7 PLANNING STAFF RECOMMENDATIONS

8 Staff recommends approval because there
9 have been major changes of a physical, social or
10 economic nature that were not anticipated in the
11 adopted Comprehensive Plan and those changes have
12 substantially altered the basic character of the
13 general vicinity. The conditions and findings of fact
14 that support this recommendation include the
15 following:

16 Conditions:

17 1. No direct access from Fairview Drive.

18 Access to the subject property shall be limited to
19 Brooks Parkway; and,

20 2. A combination preliminary plat/final
21 development plan shall be submitted and approved prior
22 to any construction activity.

23 Findings of Fact:

24 1. The subject property is located in an
25 Industrial Plan Area where low-density residential

1 uses are not recommended;

2 2. The availability of sanitary sewers to
3 the immediate vicinity has resulted in the creation of
4 an urban residential growth area immediately adjacent
5 to an Industrial Plan Area;

6 3. The subject property is immediately
7 adjacent to this urban growth area and R-1C
8 Single-Family Residential zoning and uses; and,

9 4. The proposed townhouse development
10 proposed for the subject property will serve as a
11 buffer between the surrounding industrial area and the
12 development single-family residential use with The
13 Brooks subdivision.

14 MR. HOWARD: We would like to enter the
15 Staff Report as Exhibit A.

16 CHAIRMAN: Is there anybody representing
17 the applicant?

18 APPLICANT REP: Yes.

19 CHAIRMAN: Anybody have any questions of
20 the applicant?

21 (NO RESPONSE)

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

24 MR. CAMBRON: Motion for approval, Mr.
25 Chairman, based on Conditions 1 and 2 and Findings of

1 Fact 1, 2, 3 and 4.

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

4 MS. DIXON: Second.

5 CHAIRMAN: Second by Ms. Dixon. 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 ITEM 6A - RELATED ITEM

11 2984 Fairview Drive
12 Consider approval of preliminary development plan.
13 Applicant: Owensboro Master Builders, Inc.

14 MR. NOFFSINGER: Mr. Chairman, this plan
15 has been reviewed by the Planning Staff. Found to
16 meet the minimum requirements of the zoning ordinance
17 and subdivision regulations and is in compliance with
18 the Comprehensive Plan.

19 CHAIRMAN: Does anybody have any questions
20 of the applicant?

21 (NO RESPONSE)

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

24 SISTER VIVIAN: Move for approval.

25 CHAIRMAN: Motion for approval by Sister
Vivian.

1 MR. CAMBRON: Second.

2 CHAIRMAN: Second by Mr. Cambron. All in
3 favor raise your right hand.

4 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

5 CHAIRMAN: Motion carries unanimously.

6 Next item.

7 ITEM 7

8 116, 118 East 18th Street
9 Consider zoning change: From R-4DT Inner-City
10 Residential to P-1 Professional/Service
11 Applicant: Dorothy E. Wilson

10

11 PLANNING STAFF RECOMMENDATIONS

12 Staff recommends approval because the
13 proposal is in compliance with the community's adopted
14 Comprehensive Plan. The Conditions and Findings of
15 Fact that support this recommendation include the
16 following:

17 Conditions:

18 1. Close the existing driveway on East
19 18th Street and limit access to the subject property
20 from the rear alley only; and,

21 2. The subject property shall be
22 consolidated into a single tract.

23 Findings of Fact:

24 1. The subject property is located in a
25 Central Residential Plan Area, where

1 professional/service uses are appropriate in limited
2 locations;

3 2. The subject property is located
4 immediately west of an existing P-1
5 Professional/Service zone; and,

6 3. The applicant's request is a logical
7 expansion of an existing P-1 Professional/Service zone
8 abutting the same street that will not overburden the
9 capacity of roadways and other urban services within
10 the area.

11 MR. HOWARD: We would like to enter the
12 Staff Report as Exhibit B.

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

15 APPLICANT REP: Yes.

16 CHAIRMAN: Does anybody have any questions
17 of the applicant?

18 (NO RESPONSE)

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

21 MR. CAMBRON: Motion for approval, Mr.
22 Chairman, of Conditions 1, 2 and Findings of Fact 1, 2
23 and 3.

24 CHAIRMAN: Motion for approval by Mr.
25 Cambron.

1 MR. APPLEBY: Second.

2 CHAIRMAN: Second by Mr. Appleby. All in
3 favor raise your right hand.

4 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

5 CHAIRMAN: Motion carries unanimously.

6 Next item, please.

7 -----

8 ZONING CHANGES - COUNTY

9 ITEM 8

10 Portion 5361 KY 54
11 Consider zoning change: From B-4 General Business
12 to I-1 Light Industrial
13 Applicant: Backyard, LLC (Rick Harrell), Thomas H. &
14 Virginia Shelton

15 PLANNING STAFF RECOMMENDATIONS

16 Staff recommends approval because the
17 proposal is in compliance with the community's adopted
18 Comprehensive Plan. The condition and findings of
19 fact that support this recommendation include the
20 following:

21 Condition:

22 A consolidation plat shall be submitted
23 and approved.

24 Findings of Fact:

- 25 1. The subject property is located in a
Rural Community Plan Area, where light industrial uses
are appropriate in limited locations;

1 2. The subject property is immediately
2 adjacent to an I-1 Light Industrial zone and will be
3 consolidated with that parcel; and,

4 3. The applicant's proposal is a logical
5 expansion of an existing I-1 zoning classification
6 onto contiguous land that abuts the same street and
7 will not significantly increase the extent of the I-1
8 zone in the vicinity and will not overburden the
9 capacity of roadways and other necessary urban
10 services that are available in the affected area.

11 MR. HOWARD: We would like to enter the
12 Staff Report as Exhibit C.

13 CHAIRMAN: Is anybody here representing
14 the applicant?

15 APPLICANT REP: Yes.

16 CHAIRMAN: Does anybody have any questions
17 of the applicant?

18 (NO RESPONSE)

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

21 MR. ROGERS: Mr. Chairman, motion for
22 approval based upon Planning Staff Recommendations
23 with a Condition and Findings of Fact 1 through 3.

24 CHAIRMAN: Motion for approval by Mr.
25 Rogers.

1 MR. APPLEBY: Second.

2 CHAIRMAN: Second by Mr. Appleby. All in
3 favor raise your right hand.

4 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

5 CHAIRMAN: Motion carries unanimously.

6 Next item, please.

7 -----

8 MAJOR SUBDIVISIONS

9 ITEM 9

10 2402-2601 Blks Hayden Road
11 Consider approval of major subdivision final plat.
12 Applicant: Hayden Park Developers, LLC
(For transfer purposes only, no surety required.)

13 MR. NOFFSINGER: Mr. Chairman, this plat
14 is in order and ready for consideration.

15 CHAIRMAN: Is anybody representing the
16 applicant?

17 APPLICANT REP: Yes.

18 CHAIRMAN: Does anybody have any question
19 of the applicant?

20 (NO RESPONSE)

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

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

25 CHAIRMAN: Motion for approval by Mr.

1 Cambron.

2 MR. HAYDEN: Second.

3 CHAIRMAN: Second by Mr. Hayden. 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 10

9 Hunters Ridge, 6.531 acres
10 Consider approval of major subdivision final plat.
11 Applicant: Hunters Ridge Development, Inc.
12 Surety (Certificate of Deposit) Posted \$61,979.40

12 MR. NOFFSINGER: Mr. Chairman, this plat
13 is in order and ready for consideration.

14 CHAIRMAN: Is anybody here representing
15 the applicant?

16 APPLICANT REP: Yes.

17 CHAIRMAN: Are there any questions?

18 (NO RESPONSE)

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

21 MS. DIXON: Move to approve.

22 CHAIRMAN: Motion for approval by Ms
23 Dixon.

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 11

6 Lake Forest, 0.408 acres, Unit 13, revised common area
7 Consider approval of amended major subdivision final
8 plat.

9 Applicant: Lake Forest, LLC
10 Surety previously posted

11 MR. NOFFSINGER: Mr. Chairman, this plat
12 is in order and ready for consideration.

13 CHAIRMAN: Anybody here representing the
14 applicant?

15 APPLICANT REP: Yes.

16 CHAIRMAN: Does anybody have any questions
17 of the applicant?

18 (NO RESPONSE)

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

21 MR. CAMBRON: Motion for approval, Mr.
22 Chairman.

23 CHAIRMAN: Motion for approval by Mr.
24 Cambron.

25 MR. HAYDEN: Second.

MR. HAYDEN: Second by Mr. Hayden. All in
favor raise your right hand.

1 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

2 CHAIRMAN: Motion carries unanimously.

3 Next item, please.

4 ITEM 12

5 Lake Forest, 5.395 acres, Unit 15, Lot 138
6 Consider approval of amended major subdivision final
7 plat.
8 Applicant: Lake Forest Home Owner's Association, Inc.
9 Surety previously posted.

10 MR. NOFFSINGER: Mr. Chairman, this plat
11 is in order and ready for consideration.

12 CHAIRMAN: Anybody here representing the
13 applicant?

14 APPLICANT REP: Yes.

15 CHAIRMAN: Any questions of the applicant?

16 (NO RESPONSE)

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

19 MS. DIXON: Move to approve.

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

22 DR. BOTHWELL: Second.

23 CHAIRMAN: Second by Dr. Bothwell. All in
24 favor raise your right hand.

25 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: Motion carries unanimously.

Next item, please.

1 ITEM 13

2 Lake Forest, 1.457 acres, Unit 17, revised common
3 area.
4 Consider approval of amended major subdivision final
5 plat.

6 Applicant: Lake Forest, LLC
7 Surety previously posted

8

9 MR. NOFFSINGER: Mr. Chairman, this plat
10 is in order and ready for consideration.

11 CHAIRMAN: Is someone representing the
12 applicant?

13 APPLICANT REP: Yes.

14 CHAIRMAN: Any questions?

15 (NO RESPONSE)

16 CHAIRMAN: Chair is ready for a motion.

17 MR. HAYDEN: Motion for approval.

18 CHAIRMAN: Motion for approval by Mr.
19 Hayden.

20 DR. BOTHWELL: Second.

21 CHAIRMAN: Second by Dr. Bothwell. All in
22 favor raise your right hand.

23 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

24 CHAIRMAN: Motion carries unanimously.

25 Next item, please.

26 ITEM 14

27 C.A. Pantle, Jr., 3.64 acres
28 Consider approval of major subdivision final plat.
29 Applicant: C.A. Pantle, Jr., Estate of Edith Pantle

1 (For development transfer only, no surety required.)

2 MR. NOFFSINGER: Mr. Chairman, this plat
3 is in order and ready for consideration.

4 CHAIRMAN: Anybody representing the
5 applicant?

6 APPLICANT REP: Yes.

7 CHAIRMAN: Any questions?

8 (NO RESPONSE)

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

11 MS. DIXON: Move to approve.

12 CHAIRMAN: Motion for approval by Ms.
13 Dixon.

14 SISTER VIVIAN: Second.

15 CHAIRMAN: Second by Sister Vivian. All
16 in favor raise your right hand.

17 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

18 CHAIRMAN: Motion carries unanimously.

19 Next item, please.

20 ITEM 15

21 Plantation Pointe, 10.467 acres
22 Consider approval of major subdivision final plat.
23 Applicant: Steve Baker Building, LLC
24 Surety (Letter of Credit) Posted \$45,086.40

24 MR. NOFFSINGER: Mr. Chairman, this plat
25 is in order and ready for consideration.

1 CHAIRMAN: Somebody representing the
2 applicant?

3 APPLICANT REP: Yes.

4 CHAIRMAN: Does anybody have any questions
5 of the applicant?

6 (NO RESPONSE)

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

9 SISTER VIVIAN: Move for approval.

10 CHAIRMAN: Motion for approval by Sister
11 Vivian.

12 MR. HAYDEN: Second.

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

15 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

16 CHAIRMAN: Motion carries unanimously.

17 Next item.

18 -----

19 MINOR SUBDIVISIONS

20 ITEM 16

21 4410 KY 54, 13.355 acres
22 Consider approval of minor subdivision plat.
23 Applicant: JMP Lake Forest, Inc.

24 MR. NOFFSINGER: Mr. Chairman, this plat
25 is in order and ready for consideration.

CHAIRMAN: Anybody representing the

1 applicant?

2 APPLICANT REP: Yes.

3 CHAIRMAN: Any questions of the applicant?

4 (NO RESPONSE)

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

7 MS. DIXON: Move to approve.

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

10 MR. GILLES: Second.

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

13 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

14 CHAIRMAN: Motion carries unanimously.

15 Next item, please.

16 ITEM 17

17 5712, 5726 KY 56, 4.757 acres
18 Consider approval of minor subdivision plat.
19 Applicant: Trustee of Pleasant Grove Baptist Church

20 MR. NOFFSINGER: Mr. Chairman, this plat
21 comes before the Planning Commission because it
22 creates a lot that does not have frontage on public
23 right-of-way; however, this lot is being created for a
24 facility pump station for Regional Water Resource
25 Agency. Since it is for a utility, Planning Staff is
recommending approval.

1 CHAIRMAN: We have somebody representing
2 the applicant?

3 APPLICANT REP: Yes.

4 CHAIRMAN: Any questions of the applicant?

5 (NO RESPONSE)

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

8 MR. CAMBRON: Motion for approval, Mr.
9 Chairman.

10 CHAIRMAN: Motion for approval by Mr.
11 Cambron.

12 MR. GILLES: Second.

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

15 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

16 CHAIRMAN: Motion carries unanimously.

17 Next item, please.

18 ITEM 18

19 4400 Blk Lake Forest Drive, 1.940 acres
20 Consider approval of minor subdivision plat.
21 Applicant: Lake Forest Home Owner's Association, Inc.

22 MR. NOFFSINGER: Mr. Chairman, this plat
23 is in order and ready for consideration. The reason
24 it comes before the Planning Commission, as many of
25 these in Lake Forest tonight, is that there is a
 walking trail that's being dedicated to the county and

1 Lake Forest development and these lots will be - - an
2 easement will be transferred to the Daviess County
3 Fiscal Court for this walking trail.

4 CHAIRMAN: Somebody representing the
5 applicant?

6 APPLICANT REP: Yes.

7 CHAIRMAN: Do we have any questions of the
8 applicant?

9 (NO RESPONSE)

10 CHAIRMAN: If not, the Chair is ready for
11 a motion.

12 MS. DIXON: Move to approve.

13 CHAIRMAN: Motion for approval by Ms.
14 Dixon.

15 MR. HAYDEN: Second.

16 CHAIRMAN: Second by Mr. Hayden. 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 -----

22 NEW BUSINESS

23 ITEM 19

24 Consider the filing Deadlines and Meeting Dates
25 Schedule for the OMPC and OMBA calendar year of 2005.

1 MR. NOFFSINGER: Mr. Chairman, each member
2 has been mailed a copy of this calendar. If you have
3 any questions, be glad to answer them, but you will
4 need a motion and a vote to accept the calendar.

5 CHAIRMAN: Dr. Bothwell, any questions
6 about the dates?

7 DR. BOTHWELL: No, not this year.

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

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

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

14 MS. DIXON: Second.

15 CHAIRMAN: Second by Ms. Dixon. All in
16 favor raise your right hand.

17 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

18 CHAIRMAN: Motion carries unanimously.

19 Next item.

20 ITEM 20

21 Consider revision to OMPC Personnel policies regarding
22 employee health insurance and amended FISCAL Year 2005
Budget.

23 MR. NOFFSINGER: Mr. Chairman, each member
24 has been mailed a copy of the personnel policy
25 amendments as well as the fiscal year 2005 budget.

1 You've had time to review. It's ready for your
2 consideration.

3 CHAIRMAN: I'd like to thank Mr. Appleby,
4 Mr. Jagoe and Judy Dixon who served on that committee
5 to work out the health insurance issues for the
6 commission. We certainly appreciate your time and
7 efforts.

8 Are there any further questions or any
9 questions about this issue?

10 (NO RESPONSE)

11 CHAIRMAN: If not, the Chair is ready for
12 a motion.

13 MR. ROGERS: Motion for approval.

14 CHAIRMAN: Motion for approval by Mr.
15 Rogers.

16 MR. HAYDEN: Second.

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

19 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

20 CHAIRMAN: Motion carries unanimously.

21 Chair is ready for one final motion.

22 DR. BOTHWELL: Motion to adjourn.

23 CHAIRMAN: Motion to adjourn by Dr.
24 Bothwell.

25 MS. DIXON: Second.

1 CHAIRMAN: Second by Ms. Dixon. All in
2 favor raise your right hand.

3 (ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

4 CHAIRMAN: We are adjourned.

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1 STATE OF KENTUCKY)
) SS: REPORTER'S CERTIFICATE
2 COUNTY OF DAVIESS)

3 I, LYNNETTE KOLLER, Notary Public in and for
4 the State of Kentucky at Large, do hereby certify that
5 the foregoing Owensboro Metropolitan Planning & Zoning
6 meeting was held at the time and place as stated in
7 the caption to the foregoing proceedings; that each
8 person commenting on issues under discussion were duly
9 sworn before testifying; that the Board members
10 present were as stated in the caption; that said
11 proceedings were taken by me in stenotype and
12 electronically recorded and was thereafter, by me,
13 accurately and correctly transcribed into the
14 foregoing 27 typewritten pages; and that no signature
15 was requested to the foregoing transcript.

16 WITNESS my hand and notarial seal on this
17 the 15th day of December, 2004.

18

19

LYNNETTE KOLLER, NOTARY PUBLIC
OHIO VALLEY REPORTING SERVICE
202 WEST THIRD STREET, SUITE 12
21 OWENSBORO, KENTUCKY 42303

22 COMMISSION EXPIRES:
23 DECEMBER 19, 2006

24 COUNTY OF RESIDENCE:
DAVIESS COUNTY, KENTUCKY

25