The Owensboro Metropolitan Board of Adjustment met in regular session at 5:00 p.m. on Thursday, April 10, 2003, at City Hall, Commission Chambers, Owensboro, Kentucky, and the proceedings were as follows:

MEMBERS PRESENT: C. A. Pantle, Chairman
Gary Noffsinger,
Planning Director
Marty Warren
Ruth Ann Mason
Judy Dixon
Tim Miller
Sean Dysinger
Ward Pedley
Stewart Elliott
Attorney

CHAIRMAN: Call the meeting of the Owensboro Metropolitan Board of Adjustments to order at this time.

I spoke with the ones on the commission. We're going to change up a little bit tonight. We're going to open the meeting, and if you all wish to join us feel welcome to. We'll stand and have a short prayer and then the pledge of allegiance and then go on to our meeting from there.

With that will you please stand with me.
(PRAYER AND PLEDGE OF ALLEGIANCE.)

CHAIRMAN: With that I want to welcome you to the Planning Board of Adjustment meeting this evening and set up a couple of guidelines.

If you have anything to add or say about any item, come to the microphone. You'll be sworn in by our attorney and we'll listen to whatever you have to say.

With that we will go ahead and start with the first item which is consider the minutes of the March 6th meeting. They're on record in the office downstairs. I don't think we found any problems in it. With that entertain a motion to dispose of the them as they're on record.

MR. WARREN: Motion to approve the minutes as correct.

MR. DYSINGER: Second.

CHAIRMAN: A motion has been made and a second. All in favor say aye.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: Motion carries.

First item, please.

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ITEM 2

7601 Iceland Road, in an I-2 zone
Consider request for a Conditional Use Permit in
order to erect two steel grain bins to store grain in
a floodway.
Reference: Zoning Ordinance, Article 8, Section
8.2G4/27, Article 18, Section 18.5(b)4, Section
18-4(b)3
Applicant: DeBruce Grain Company, Kinder Morgan Bulk
Terminals, Inc.

MR. NOFFSINGER: Mr. Chairman, the
Planning Staff has reviewed this application. We find
it to be in order. The application does include a
permit from the Division of Water as well as the
required documentation.

If this item is approved, it should be
approved subject to compliance with construction
stream permit from the Division of Water permit Number
13027. I think this is one of several times this
property has been considered for construction in the
floodway and that it is located on the Ohio River. It
is an industry that is located here primarily because
of the natural resources of the river.

CHAIRMAN: Is the applicant here?

APPLICANT: Yes.

CHAIRMAN: Do you have anything you would
like to add to it?

APPLICANT: No, sir.
CHAIRMAN: Is there any objections or anything filed in the office?

MR. NOFFSINGER: No, sir.

CHAIRMAN: Anyone wishing to object?

(NO RESPONSE)

CHAIRMAN: Any board member have any questions of the applicant?

(NO RESPONSE)

CHAIRMAN: Any board member have any comments?

(NO RESPONSE)

CHAIRMAN: If not, the chair will entertain a motion to dispose of the item.

MR. PEDLEY: Mr. Chairman, I make a motion for approval.

CHAIRMAN: You've heard the motion. Is there a second?

MR. PEDLEY: I'd like to add a condition in there. That construction be according to the storm water permit and stream construction permit by the State of Kentucky.

CHAIRMAN: Is there a second to the motion?

MS. DIXON: Second.

CHAIRMAN: Any other discussion?
CHAIRMAN: Hearing no discussion, all in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: Motion carries unanimously.

Next item, please, sir.

ITEM 3

1301 Tamarack Road, in a P-1 zone
Consider request for a Conditional Use Permit to operate a Head Start Center/childcare program within the Century Christian Church for 20 children.
Reference: Zoning Ordinance, Article 8, Section 8.2B3
Applicant: Audubon Area Head Start, Century Christian Church

MR. NOFFSINGER: Mr. Chairman, the Planning Staff has reviewed this application. The application is in order. The hours of operation will be Monday through Saturday. It's mostly 12 to 14 hours per day. It is for 20 children within an existing church facility where parking is available. It appears it will be operated by the Audubon Area Head Start. With that it's ready for your consideration.

CHAIRMAN: Has there been any objections or anything filed in the office?

MR. NOFFSINGER: No, sir.

CHAIRMAN: Does the applicant have anything they want to add to it?
APPLICANT: No, sir.

CHAIRMAN: Any board member have any questions of the applicant?

(NO RESPONSE)

CHAIRMAN: Hearing none the chair will entertain a motion to dispose of the item.

MS. DIXON: Move to approve.

CHAIRMAN: Motion been made to approve.

Is there a second?

MR. MILLER: Second.

CHAIRMAN: Motion been made and a second.

Any other discussion?

(NO RESPONSE)

CHAIRMAN: Hearing none all in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: Motion is unanimous.

Any other business come before the meeting?

(NO RESPONSE)

MR. WARREN: Motion to adjourn.

MS. DIXON: Second.

CHAIRMAN: All in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)
CHAIRMAN: Meeting is adjourned.
STATE OF KENTUCKY)

)    SS: REPORTER'S CERTIFICATE

COUNTY OF DAVIESS)

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

    WITNESS my hand and notarial seal on this
the 21st day of April, 2003.

LYNNETTE KOLLER, NOTARY PUBLIC
OHIO VALLEY REPORTING SERVICE
202 WEST THIRD STREET, SUITE 2
OWENSBORO, KENTUCKY 42303

COMMISSION EXPIRES:
DECEMBER 19, 2002

COUNTY OF RESIDENCE:
DAVIESS COUNTY, KENTUCKY

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