OWENSBORO METROPOLITAN BOARD OF ADJUSTMENT

MARCH 4, 2004

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The Owensboro Metropolitan Board of Adjustment met in regular session at 6:00 p.m. on Thursday, March 4, 2004, at City Hall, Commission Chambers, Owensboro, Kentucky, and the proceedings were as follows:

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

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CHAIRMAN:  Call the Owensboro Metropolitan Board of Adjustment to order. We will start the meeting with a prayer and pledge of allegiance to the flag. If you'll stand, please.

(PRAYER AND PLEDGE OF ALLEGIANCE.)

CHAIRMAN:  First item on the agenda is consider the minutes of the January 8, 2004, meeting. They have been placed on file in the planning office. If there are no additions or corrections, ready for a motion.
MR. MILLER: Motion to approve.

MS. DIXON: Second.

CHAIRMAN: All in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: The minutes are approved.

Item 2.

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CONDITIONAL USE PERMITS

ITEM 2

10510 Franklin Street, 10534 Main Cross Street, Whitesville, KY in an R-1A zone
Consider request for a Conditional Use Permit in order to construct a 12,000 square foot building on the church/school campus to be used for a Family Life Center and parish offices.
Reference: Zoning Ordinance, Article 8.2B4
Applicant: Saint Mary of the Woods Parish, Inc.

MR. NOFFSINGER: Mr. Chairman, this plan has been reviewed by the Planning Staff. It's found to be in order. The applicant has submitted a final development plan to be considered by the OMPC if this Conditional Use Permit is approved.

CHAIRMAN: Anyone here representing the applicant?

APPLICANT REP: Yes.

CHAIRMAN: Is anyone here in opposition to this application?
CHAIRMAN: Any board members have any questions on the item?

CHAIRMAN: Chair is ready for a motion.

MR. MILLER: Mr. Chairman, I make a motion for approval since at this location criteria currently exist to support a facility of this type. That being public utilities, parking, etcetera.

Gary, do we need to make a condition that the final development plan --

MR. NOFFSINGER: I don't think it will be necessary.

MR. MILLER: Okay.

MS. DIXON: Second.

CHAIRMAN: We have a motion and a second.

Any question on the motion?

CHAIRMAN: All in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: It's approved unanimously.

ITEM 3

3802 Legacy Run, in a P-1 zone
Consider request for a Conditional Use Permit to construct and operate a child care facility to serve

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MR. NOFFSINGER: Mr. Chairman, this Conditional Use Permit has been reviewed by the planning office. It's found to be in order.

A Conditional Use Permit was approved back some months ago for a child care facility to operate at this location. This is an amendment to the previously approved permit. With that it's ready for your consideration.

CHAIRMAN: Anyone here representing the applicant?

APPLICANT REP: Yes.

CHAIRMAN: Do you have anything you would like to say?

APPLICANT REP: No.

CHAIRMAN: Anyone here in opposition to this item?

(NO RESPONSE)

CHAIRMAN: Any board members have any questions?

(NO RESPONSE)

CHAIRMAN: Chair is ready for a motion.

MR. DYSINGER: I move we approve the permit because it all seems to be in order.
MR. WARREN: Second.

CHAIRMAN: We have a motion and a second.

Any questions on the motion.

(NO RESPONSE)

CHAIRMAN: All in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPOND AYE.)

CHAIRMAN: Motion approved unanimously.

We need one more motion.

MS. DIXON: Move to adjourn.

MS. MASON: Second.

CHAIRMAN: All in favor raise your right hand.

(ALL BOARD MEMBERS PRESENT RESPONDED AYE.)

CHAIRMAN: Meeting is adjourned.

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STATE OF KENTUCKY)
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 5 typewritten pages; and that no signature was requested to the foregoing transcript.

WITNESS my hand and notarial seal on this the 5th day of March, 2004.

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

COMMISSION EXPIRES:
DECEMBER 19, 2002

COUNTY OF RESIDENCE:
DAVIESS COUNTY, KENTUCKY

Ohio Valley Reporting
(270) 683-7383