

Docket No. 16ZONE1081

Zone change from R-4 to R-7 to allow a apartment community on  
property located at 6710 and 6714 Six Mile Lane

EMM3, LLC

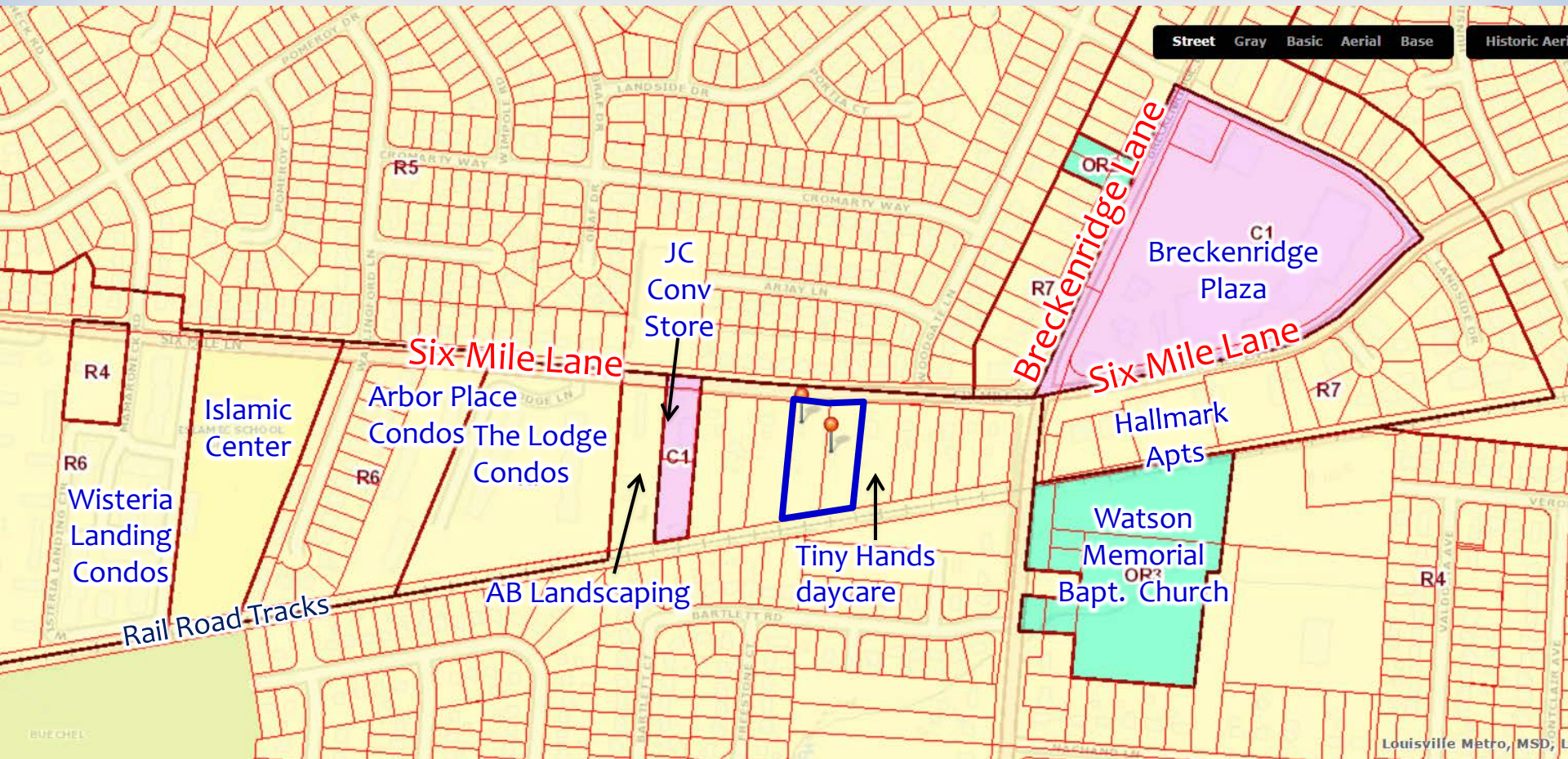
c/o Brad Mohr, Bryan Etscorn & Aaron Metten

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# Tab 1

## LOJIC Zoning Map



Street Gray Basic Aerial Base Historic Aerial

Breckenridge Lane

Six Mile Lane

Six Mile Lane

JC Conv Store

C1 Breckenridge Plaza

Islamic Center

Arbor Place Condos  
The Lodge Condos

Hallmark Apts

R4  
R6  
Wisteria Landing Condos

Watson Memorial Bapt. Church

AB Landscaping

Tiny Hands daycare

Rail Road Tracks

Louisville Metro, MSD, L

## Tab 2

Aerial photograph of the site and  
surrounding area



Six Mile Lane

Breckenridge Lane

Six Mile Lane

JC Conv Store

Arbor Place Condos

The Lodge Condos

Islamic Center

Wisteria Landing Condos

Rail Road Tracks

AB Landscaping

Tiny Hands daycare

Hallmark Apts

Watson Memorial Bapt. Church

Breckenridge Plaza

R5

R4

R6

R7

C1

R4

R7

R7

OR2

## Tab 3

Ground level photographs of the site  
and surrounding area

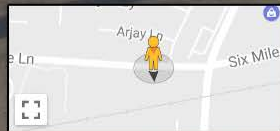


**SITE**

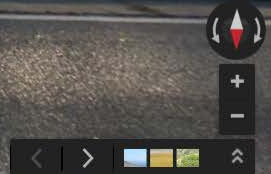
View of Six Mile Lane, looking east towards Breckenridge Lane. Site is to the right.



SITE



Google



View of Tiny Hands daycare which adjoins the property to the east. Site is to the right.





View of site from Six Mile Lane, looking south.



View of Six Mile Lane, looking west. Site is to the left.

# NEARBY APARTMENT AND CONDOMINIUM COMMUNITIES





Hallmark apartments on Six Mile Lane, behind Breckenridge Plaza.



Breckenridge Terrace apartments located on Breckenridge Lane and corner of Six Mile Lane





Google

The Lodge condominiums on Six Mile Lane.



Google

Arbor Place Condominiums on Six Mile Lane



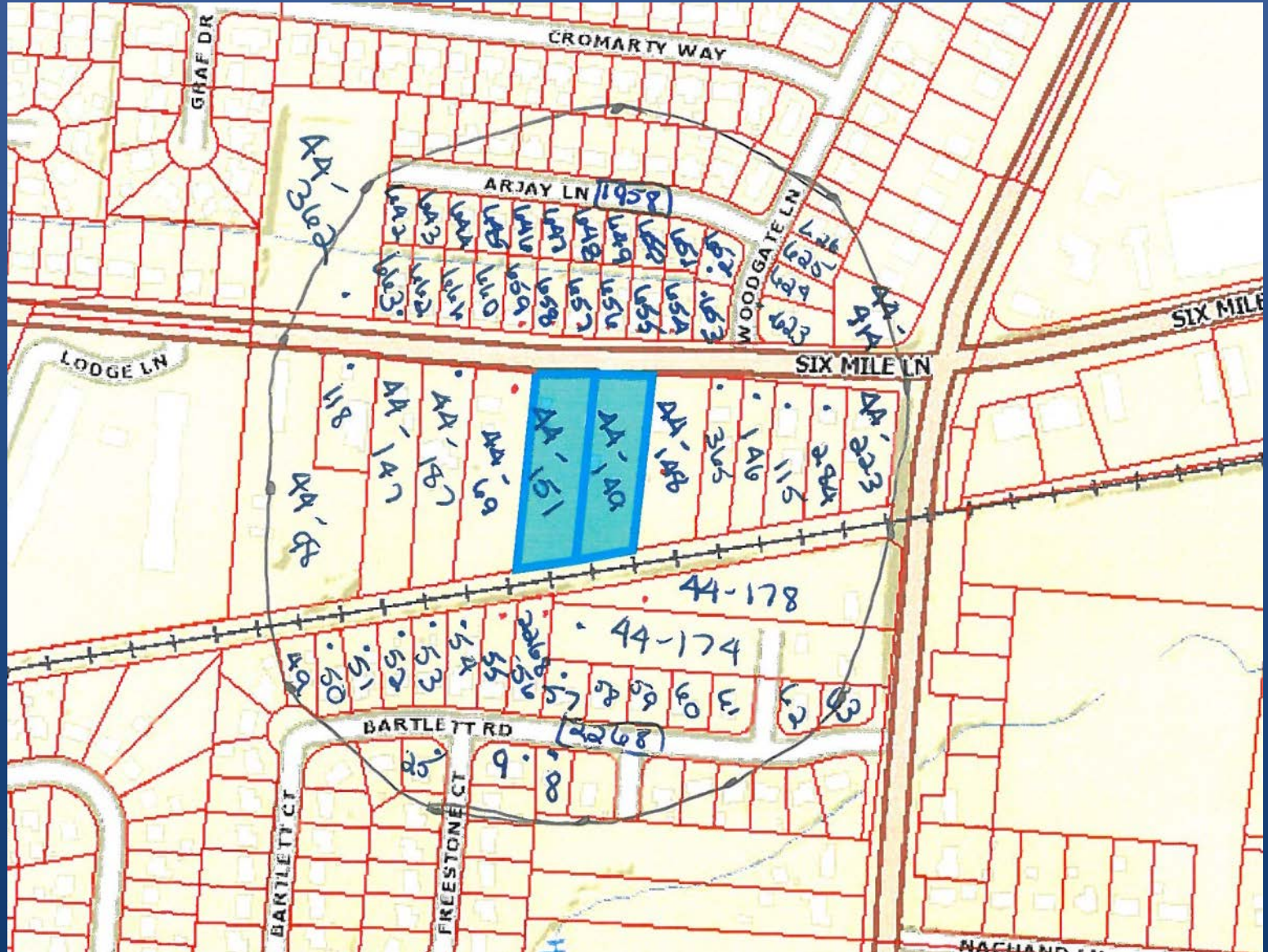
Wisteria Landing Condominiums on Six Mile Lane and Mamaroneck.



## Tab 4

Neighborhood Meeting notice list  
map, letter to neighbors inviting them  
to the meeting and summary of  
meeting

Adjoining property owner notice list map wherein 58 neighbors were invited to the various neighborhood meetings and the subsequent LD&T and Planning Commission public hearing.



# BARDENWERPER, TALBOTT & ROBERTS, PLLC

ATTORNEYS AT LAW

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Nicholas R. Pregliasco  
Direct dial: 426-0388, ext. 139  
Email: NRP@BARDLAW.NET

**December 21, 2016**

**Re: Proposed change in zoning from R-4 to R-7 to allow a multi-family residential community on property located at 6710 and 6714 Six Mile Lane**

Dear Neighbor,

We are writing to invite you to a meeting we have scheduled to present neighbors with our rezoning plan as referenced above.

Accordingly, we will soon file a plan for pre-application review with the Division of Planning and Design Services (DPDS) that will be assigned a case manager and case number. We will have that information at the neighbor meeting. We would like to show and explain to neighbors this plan so that we might hear what thoughts, issues and perhaps even concerns you may have.

In that regard, a meeting will be held on **January 11, 2017 at 6:30 p.m.** at the **Southeast YMCA**, located at **5930 Six Mile Lane, Louisville, KY 40218.**

If you cannot attend the meeting but have questions or concerns, please call our attorney Nicholas Pregliasco at 426-6688, or my land planner, Kathy Linares with Mindel Scott & Associates at 485-1508.

We look forward to seeing you.

Sincerely,

Nicholas R. Pregliasco

Cc: Hon. Brent Ackerson Councilman, District 26  
Brian Davis, case manager with Division of Planning & Design Services  
EMM3, LLC, c/o Brad Mohr and Bryan Etscorn, applicant  
Kathy Linares, land planner with Mindel Scott & Associates

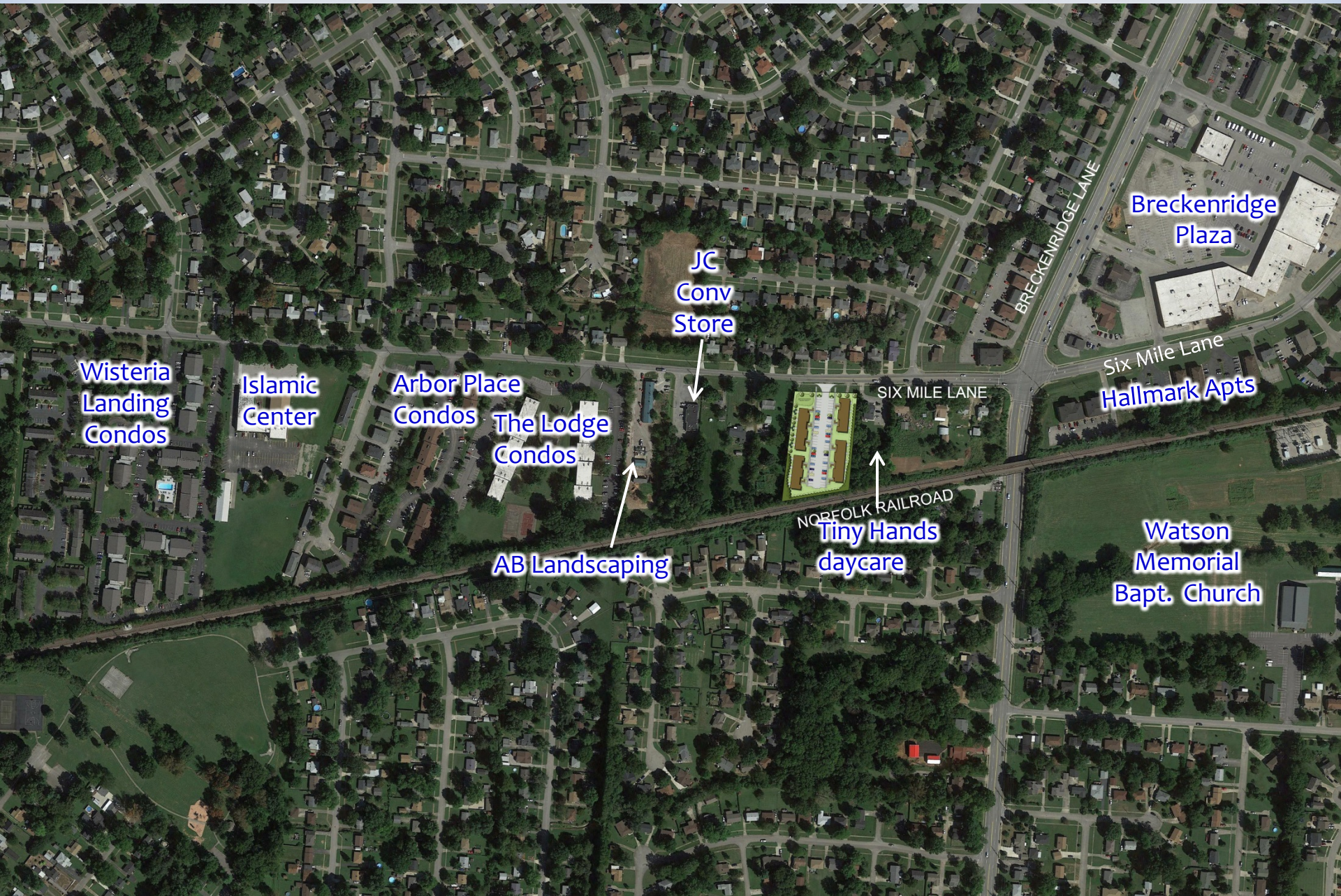
## Neighborhood Meeting Summary

A neighborhood meeting was held on January 11, 2017 at at 6:30 p.m. at the Southeast YMCA, located at 5930 Six Mile Lane. Those in attendance included the applicant's representatives, Nick Pregliasco, attorney and David Mindel, land planner and engineer, as well as the applicant.

Only one person attended the neighborhood meeting, which was the subject property owner. With no neighbors in attendance, the above representatives waited for 25 minutes after the scheduled start time to make sure no one was running late before leaving.

e:\client folder\mohr, brad\six mile ln rezoning\neigh mtg\nighborhood meeting summary.doc

# Tab 5 Development Plan



Wisteria  
Landing  
Condos

Islamic  
Center

Arbor Place  
Condos

The Lodge  
Condos

AB Landscaping

JC  
Conv  
Store

Tiny Hands  
daycare

Breckenridge  
Plaza

Hallmark Apts

Watson  
Memorial  
Bapt. Church

BRECKENRIDGE LANE

SIX MILE LANE

NORFOLK RAILROAD



SIX MILE LANE

WOODGATE LANE

NORFOLK RAILROAD

BRECKENRIDGE LANE

The Lodge  
Condos

JC  
Conv  
Store

AB  
Landscaping

Tiny Hands  
daycare

SIX-MILE LANE



NORFOLK RAILROAD



# Tab 6

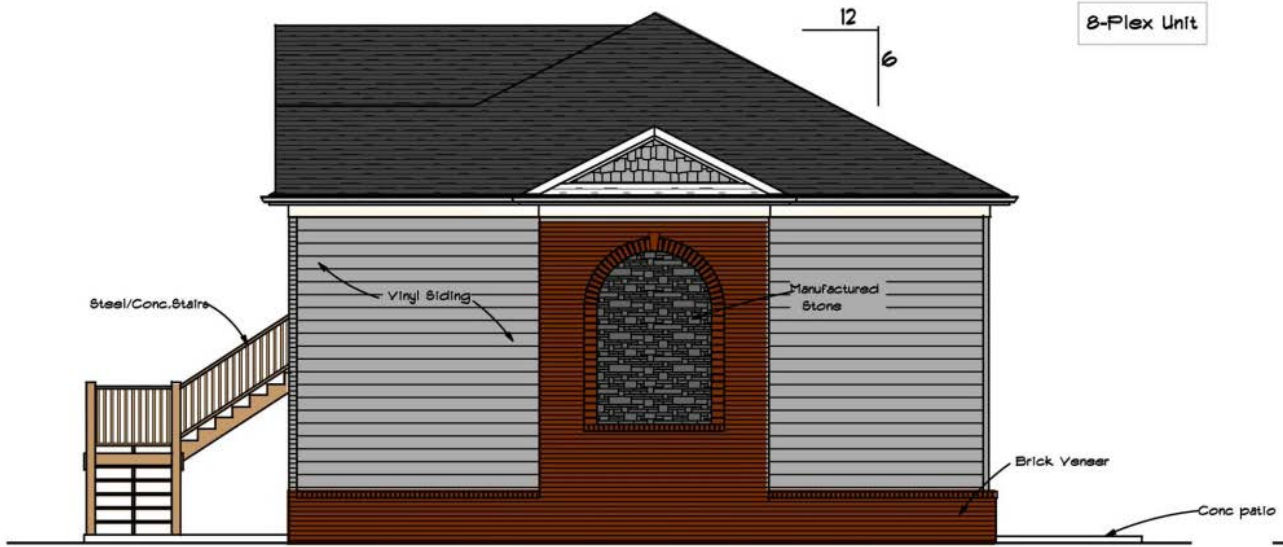
## Building Elevation



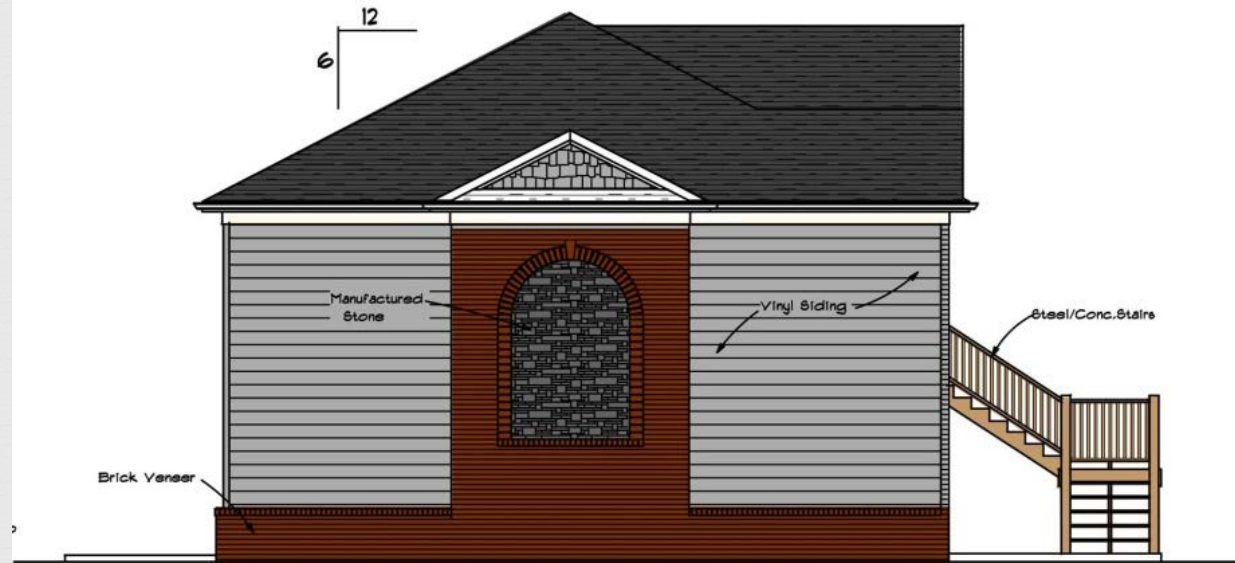
**FRONT ELEVATION**  
1,800 Total Sq Ft +/-



REAR ELEVATION  
1/4"=1'-0"



RIGHT ELEVATION



LEFT ELEVATION

## Tab 7

Statement of Compliance filed with the original zone change application with all applicable Guidelines and Policies of the Cornerstone 2020 Comprehensive Plan

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## **STATEMENT OF COMPLIANCE WITH APPLICABLE GUIDELINES OF THE CORNERSTONE 2020 COMPREHENSIVE PLAN**

<u>Applicant:</u>	EMM3, LLC
<u>Owner:</u>	Homer Burgin
<u>Location:</u>	6710 and 6714 Six Mile Lane
<u>Proposed Use:</u>	Multi-family residential apartment community
<u>Engineers, Land Planners and Landscape Architects:</u>	Mindel Scott & Associates
<u>Request:</u>	Change in Zoning from R-4 to R-7

### **INTRODUCTION**

The applicant is proposing an apartment community consisting of 4 two-story buildings with a total of 36-units on 1.83 acres located near the intersection of Breckenridge Lane and Six Mile Road. The apartment buildings face toward the interior of the site, and parking is also located in the interior in front of the buildings. This is an area of Six Mile Lane with quite a few different apartment communities and condominium developments, along with other commercial properties, with buffering to the South by virtue of the railroad tracts.

### **GUIDELINE 1: COMMUNITY FORM**

The application complies with the applicable Intents and Policies B-3, Neighborhood Form District, of this Guideline as follows.

The community form for this area is Suburban Neighborhood which, as noted above, is characterized by predominantly single family and multi-family residential uses varying from high density to low density, meaning that a lot of apartments are located in Suburban Neighborhood Form Districts such as in this area. With a large number of apartment complexes, such as located near this property, this project will fit well and blend compatibly into the existing neighborhood, in part because there are multiple other R-6 and R-7 zoned multi-family developments along the South side of Six Mile Lane, such as this one, which is buffered to the South by the railroad tracks and not adjoining single family residential. This project will offer another diverse housing opportunity with these other developments, some of which have been existing for some time and will be of a scale compatible with these nearby projects. That, among other reasons, may very well be why the Suburban Neighborhood Form District contemplates uses such as this kind, both in the specific language contained within the description of the Suburban Neighborhood Form District found within the Comprehensive Plan and as evidenced

by the fact there are multiple other residential uses varying from low to high density already located in Suburban Neighborhood Form Districts. For these reasons, among others, the proposed apartment community complies with this Guideline of the Cornerstone 2020 Comprehensive Plan.

### **GUIDELINE 2: CENTERS**

The application complies with the applicable Intents and Policies 4, 5, 6, 14, 15, and 16, of this Guideline as follows.

The Intents of this Guideline 2 are several fold: to promote an efficient use of land in existing infrastructure, to lower utility costs by reducing the need for extensions, to reduce commuting time and transportation related air pollution, to provide neighborhood centers and marketplaces that include a diversity of goods and services, to encourage vitality and sense of place, and to restrict individual or isolated commercial uses in noncommercial areas. The proposed apartment community complies with all of these Intents of this Guideline because this property is ideal for this use as an apartment community compatible with others on the street, and given its size, which is really far too large for a single-family house given this area of small houses on small lots, and given all the alternatives. Locating an apartment community where there is a clear market demand in an area with a sizeable residential population like this, with lots of pass-by traffic, helps reduce commuting and transportation related air pollution because people don't have to drive long distances, as they often do, to reach the significant commercial development along Hurstbourne Parkway or in the Hikes Point area which are close to the property. The proposed apartment community also addresses the other Intent statements of this Guideline because it is a compact development that fits well with other nearby mixed uses designed to fit well with other residential development obviously predominantly existing in the area.

Policy 5 of this Guideline recommends a mixture of compatible uses in a Suburban Neighborhood. And the way that the proposed apartment community relates to nearby residential in terms of design makes these uses very compatible, one with the other. Also the existence of utilities at the property, the fact that proposed parking is internalized to the site and that TARC service is available in the area are evidence of Compliance with Policies 14, 15 and 16.

### **GUIDELINE 3: COMPABILITY**

The application complies with the applicable Intents and Policies 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 21, 22, 23, 24 and 28, of this Guideline as follows.

The Intents of this Guideline are to allow a mixture of land uses as long as they are designed to be compatible with each other, to prohibit the location of sensitive land uses in areas where accepted standards for noise, lighting, odors or similar nuisances are violated, and to preserve the character of the existing neighborhoods. The proposed apartment community complies with these Intents of this Guideline because it is evident from the development plan and elevation renderings to be supplied by the date of LD&T that the apartment community is designed in a very compatible way with the existing character of the neighborhood. Lighting will be designed so that lighting will not shine into adjoining neighborhoods, as the buildings will face the interior of the development further shielding any adverse lighting effects. With the buildings designed to face the interior, all parking and activity will also be shielded from the adjoining properties.

Policies 5, 7, 8 and 9 of this Guideline all pertain, as stated above, to the nuisances of odors, noise, lighting and other visual impacts, which will be shielded as the buildings face the interior of the property. As a residential community, the propose will not create odors, noises, excess lighting, and the buildings will be attractively designed.

Policies 10, 11, 12, 13, 14 and 15 seek to assure access to diverse housing, which by definition, this apartment community proposal will assure. Policies 21, 22, 23 and 24 seek to assure appropriate setbacks, screening and buffering which are evident on the DDDP accompanying this application and as will be shown on the concept landscape plan shown by time of LD&T. This small apartment community of 36 units will not adversely affect traffic in the area, as apartment residents will be located in close proximity to retail centers located along Blankenbaker Parkway. Because this apartment community will be located in close proximity to others like it, this will allow another housing option such that residents don't have to drive far to visit these centers.

#### **GUIDELINE 4: OPEN SPACE**

The application complies with the applicable Intents and Policies 1, 6, and 7 of Guideline 4 as follows.

The Intents and Policies of Guideline 4 are to provide for open space in new residential development, which this small apartment community provides to the extent practical and necessary. Buffer areas are found around the apartment community. Open space will be maintained by the owner/applicant. Landscaping will be planted along the east, west and south property lines to help soften its appearance. There are no historic resources associated with this property, and the design keeps the disturbance of any natural features of the site to a minimum.

#### **GUIDELINE 6: ECONOMIC GROWTH & SUSTAINABILITY**

The application complies with the applicable Intents and Policies 2, 3, and 9 of this Guideline as follows.

The Intents and Policies of this Guideline are to ensure the availability of necessary usable land to facilitate development, to reduce public and private costs for land development, and to assure that new development is located near activity centers. There is a significant demand for additional residential, especially apartment, housing in Louisville Metro, including in this area. And the Suburban Neighborhood is a perfectly appropriate place for this use, given all the described impact mitigation.

#### **GUIDELINES 7 AND 8: CIRCULATION AND TRANSPORTATION FACILITY DESIGN**

The application complies with the applicable Intents and Policies 1, 2, 3, 9, 10, 11, 14, 15 and 16 of Guideline 7, and Policies 5, 9, 10 and 11 of Guideline 8 as follows.



The Intents and Policies of these Guidelines are to provide for safe and proper functioning of the street network, to ensure that a development does not exceed the carrying-capacity of adjoining streets, to ensure good internal and external circulation, to address congestion and air quality issues, to protect streetscapes and transit corridors, and to provide efficient, safe and attractive roadways, transit routes and sidewalks.

The proposed apartment community complies with these Intents of these Guidelines because, as stated above, this is a small apartment community that does not negatively impact the transportation network. There is an access point off Six Mile Lane which can handle this small volume of traffic. The DDDP accompanying this application includes adequate parking, sufficiently wide and safe corner clearances, median openings and access such that it will receive the preliminary stamp of approval from the Metro Works and Transportation Planning, assuring compliance with all of these particular design standards.

### **GUIDELINE 9: BICYCLE, PEDESTRIAN AND TRANSIT**

The application complies with the applicable Intents and Policies 1, 2, 3 and 4 of this Guideline as follows.

The Intents and Policies of this Guideline all deal with assuring that provisions are made for pedestrian, bicycle and transit usage. Sidewalks will be provided along the property frontage, and bike racks will be provided as per Code. Transit is available nearby.

### **GUIDELINES 10, 11 AND 12: STORM WATER, WATER QUALITY AND AIR QUALITY**

The application complies with the applicable Intents and Policies 1, 3, 6, 7, 10 and 11 of Guideline 10, Policies 3 and 9 of Guideline 11, and Policies 1, 2, 6, and 8 of Guideline 12 as follows.

The Intents and Policies of these Guidelines pertain to the environmental issues. As to stormwater management, the site plan must be preliminarily approved by MSD prior to docketing for LD&T and will include a detention basin, such that post-development peak rates of runoff will not exceed pre-development conditions. There are no blue line streams involved on this property that will be adversely affected.

As to water quality, the typical way that this is addressed at this point in time in this community is through MSD's standards addressing water quality basins or like-kind protections, plus soil erosion and sediment control features, which will be addressed at construction stage.

As to air quality, as stated above, because this is a small development, not much traffic will be generated. And on an infill site, it is located proximate to workplaces and shopping.

### **GUIDELINE 13: LANDSCAPE CHARACTER**

The application complies with the applicable Intents and Policies 1, 4, 5, and 6 of this Guideline as follows.

This Guideline and its Policies require adequate landscaping. The development plan filed with this application shows landscaping as required by the Land Development Code.

\* \* \* \* \*

For all the reasons set forth hereinabove, on the detailed district development plan accompanying this application and in testimony and other evidence to be presented at LD&T and at the full public hearing, this application complies with all other applicable Guidelines and Policies of the Cornerstone 2020 Comprehensive Plan.

Respectfully submitted,

---

Nicholas Pregliasco  
**BARDENWERPER, TALBOTT & ROBERTS PLLC**  
Home Builders Association of Louisville Building  
1000 N. Hurstbourne Parkway, Second Floor  
Louisville, KY 40223

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## Tab 8

Proposed findings of fact pertaining to compliance with the Comprehensive Plan

# BARDENWERPER, TALBOTT & ROBERTS, PLLC

ATTORNEYS AT LAW

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## PROPOSED FINDINGS OF FACT REGARDING COMPLIANCE WITH ALL APPLICABLE GUIDELINES AND POLICIES OF THE CORNERSTONE 2020 COMPREHENSIVE PLAN

<u>Applicant:</u>	EMM3, LLC
<u>Owner:</u>	Homer Burgin
<u>Location:</u>	6710 and 6714 Six Mile Lane
<u>Proposed Use:</u>	Apartment community
<u>Engineers, Land Planners and Landscape Architects:</u>	Mindel Scott & Associates
<u>Request:</u>	Change in Zoning from R-4 to R-7

The Louisville Metro Planning Commission, having heard testimony before its Land Development & Transportation Committee, in the Public Hearing held on May 11, 2017 and having reviewed evidence presented by the applicant and the staff's analysis of the application, make the following findings:

### **INTRODUCTION**

**WHEREAS**, the applicant is proposing an apartment community consisting of 4 two-story buildings with a total of 36-units on 1.83 acres located near the intersection of Breckenridge Lane and Six Mile Road; the apartment buildings face toward the interior of the site, and parking is also located in the interior in front of the buildings; this is an area of Six Mile Lane with quite a few different apartment communities and condominium developments, along with other commercial properties, with buffering to the South by virtue of the railroad tracts; and

### **GUIDELINE 1: COMMUNITY FORM**

**WHEREAS**, the application complies with the applicable Intents and Policies B-3, Neighborhood Form District, of this Guideline because the community form for this area is Suburban Neighborhood which, as noted above, is characterized by predominantly single family and multi-family residential uses varying from high density to low density, meaning that a lot of apartments are located in Suburban Neighborhood Form Districts such as in this area; with a large number of apartment complexes, such as located near this property, this project will fit well and blend compatibly into the existing neighborhood, in part because there are multiple other R-6 and R-7 zoned multi-family developments along the South side of Six Mile Lane, such as this one, which is buffered to the South by the railroad tracks and not adjoining single family residential; this project will offer another diverse housing opportunity with these other developments, some of which have been existing for some time and will be of a scale compatible with these nearby projects; that, among other reasons, may very well be why the Suburban Neighborhood Form District contemplates uses such as this kind, both in the specific language contained within the description of the Suburban Neighborhood Form District found within the Comprehensive Plan and as evidenced by the fact there are multiple other residential uses

varying from low to high density already located in Suburban Neighborhood Form Districts; and for these reasons, among others, the proposed apartment community complies with this Guideline of the Cornerstone 2020 Comprehensive Plan; and

### **GUIDELINE 2: CENTERS**

**WHEREAS**, the application complies with the applicable Intents and Policies 4, 5, 6, 14, 15, and 16, of this Guideline because the Intents of this Guideline 2 are several fold: to promote an efficient use of land in existing infrastructure, to lower utility costs by reducing the need for extensions, to reduce commuting time and transportation related air pollution, to provide neighborhood centers and marketplaces that include a diversity of goods and services, to encourage vitality and sense of place, and to restrict individual or isolated commercial uses in noncommercial areas; the proposed apartment community complies with all of these Intents of this Guideline because this property is ideal for this use as an apartment community compatible with others on the street, and given its size, which is really far too large for a single-family house given this area of small houses on small lots, and given all the alternatives; locating an apartment community where there is a clear market demand in an area with a sizeable residential population like this, with lots of pass-by traffic, helps reduce commuting and transportation related air pollution because people don't have to drive long distances, as they often do, to reach the significant commercial development along Hurstbourne Parkway or in the Hikes Point area which are close to the property; the proposed apartment community also addresses the other Intent statements of this Guideline because it is a compact development that fits well with other nearby mixed uses designed to fit well with other residential development obviously predominantly existing in the area; and

**WHEREAS**, Policy 5 of this Guideline recommends a mixture of compatible uses in a Suburban Neighborhood; the way that the proposed apartment community relates to nearby residential in terms of design makes these uses very compatible, one with the other; also the existence of utilities at the property, the fact that proposed parking is internalized to the site and that TARC service is available in the area are evidence of Compliance with Policies 14, 15 and 16; and

### **GUIDELINE 3: COMPABILITY**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 21, 22, 23, 24 and 28, of this Guideline because the Intents of this Guideline are to allow a mixture of land uses as long as they are designed to be compatible with each other, to prohibit the location of sensitive land uses in areas where accepted standards for noise, lighting, odors or similar nuisances are violated, and to preserve the character of the existing neighborhoods; the proposed apartment community complies with these Intents of this Guideline because it is evident from the development plan and current elevation renderings available for review at the Public Hearing that the apartment community is designed in a very compatible way with the existing character of the neighborhood; lighting will be designed so that lighting will not shine onto residential properties across Six Mile Lane, as the buildings will face the interior of the development further shielding any adverse lighting effects; and with the buildings designed to face the interior, all parking and activity will also be shielded from the adjoining properties; and

**WHEREAS**, Policies 5, 7, 8 and 9 of this Guideline all pertain, as stated above, to the nuisances of odors, noise, lighting and other visual impacts, which will be shielded as the buildings face the interior of the property; and as a residential community, the proposed use will not create odors, noises, excess lighting, and the buildings will be attractively designed; and

**WHEREAS**, Policies 10, 11, 12, 13, 14 and 15 seek to assure access to diverse housing, which by definition, this apartment community proposal will assure; Policies 21, 22, 23 and 24 seek to assure appropriate setbacks, screening and buffering which are evident on the DDDP accompanying this application and as will be shown on the concept landscape plan shown the LD&T and Planning Commission hearings; this small apartment community will not adversely affect traffic in the area, as apartment residents will be located in close proximity to retail centers located along Breckenridge Lane and Hurstbourne Parkway; and because this apartment community will be located in close proximity to others like it, this will allow another housing option such that residents don't have to drive far to visit these centers; and

#### **GUIDELINE 4: OPEN SPACE**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 6, and 7 of Guideline 4 because the Intents and Policies of Guideline 4 are to provide for open space in new residential development, which this small apartment community provides to the extent practical and necessary; buffer areas are found around the apartment community; open space will be maintained by the owner/applicant; landscaping will be planted along the east, west and south property lines to help soften its appearance; and there are no historic resources associated with this property, and the design keeps the disturbance of any natural features of the site to a minimum; and

#### **GUIDELINE 6: ECONOMIC GROWTH & SUSTAINABILITY**

**WHEREAS**, the application complies with the applicable Intents and Policies 2, 3, and 9 of this Guideline because the Intents and Policies of this Guideline are to ensure the availability of necessary usable land to facilitate development, to reduce public and private costs for land development, and to assure that new development is located near activity centers; there is a significant demand for additional residential, especially apartment, housing in Louisville Metro, including in this area; and the Suburban Neighborhood is a perfectly appropriate place for this use, given all the described impact mitigation; and

#### **GUIDELINES 7 AND 8: CIRCULATION AND TRANSPORTATION FACILITY DESIGN**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 2, 3, 9, 10, 11, 14, 15 and 16 of Guideline 7, and Policies 5, 9, 10 and 11 of Guideline 8 because the Intents and Policies of these Guidelines are to provide for safe and proper functioning of the street network, to ensure that a development does not exceed the carrying-capacity of adjoining streets, to ensure good internal and external circulation, to address congestion and air quality issues, to protect streetscapes and transit corridors, and to provide efficient, safe and attractive roadways, transit routes and sidewalks; and

**WHEREAS**, the proposed apartment community complies with these Intents of these Guidelines because, as stated above, this is a small apartment community that does not negatively impact the transportation network; there is an access point off Six Mile Lane which can handle this small volume of traffic; the DDDP includes adequate parking, sufficiently wide and safe corner clearances, median openings and access such that it received the preliminary stamp of approval from the Metro Works and Transportation Planning, assuring compliance with all of these particular design standards; and

**GUIDELINE 9: BICYCLE, PEDESTRIAN AND TRANSIT**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 2, 3 and 4 of this Guideline because the Intents and Policies of this Guideline all deal with assuring that provisions are made for pedestrian, bicycle and transit usage; sidewalks will be provided along the property frontage, and bike racks will be provided as per Code; and transit is available nearby; and

**GUIDELINES 10, 11 AND 12: STORM WATER, WATER QUALITY AND AIR QUALITY**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 3, 6, 7, 10 and 11 of Guideline 10, Policies 3 and 9 of Guideline 11, and Policies 1, 2, 6, and 8 of Guideline 12 because the Intents and Policies of these Guidelines pertain to the environmental issues; as to stormwater management, the DDDP was preliminarily approved by MSD prior to docketing for LD&T and Planning Commission hearings such that post-development peak rates of runoff will not exceed pre-development conditions; and there are no blue line streams involved on this property that will be adversely affected; and

**WHEREAS**, as to water quality, the typical way that this is addressed at this point in time in this community is through MSD's standards addressing water quality basins or like-kind protections, plus soil erosion and sediment control features, which will be addressed at construction stage; and

**WHEREAS**, as to air quality, as stated above, because this is a small development, not much traffic will be generated; and on an infill site, it is located proximate to workplaces and shopping; and

**GUIDELINE 13: LANDSCAPE CHARACTER**

**WHEREAS**, the application complies with the applicable Intents and Policies 1, 4, 5, and 6 of this Guideline because this Guideline and its Policies require adequate landscaping; and the development plan filed with this application shows landscaping as required by the Land Development Code; and

\* \* \* \* \*

**WHEREAS**, for all the reasons explained at LD&T and the Planning Commission public hearing and also in the public hearing exhibit books and on the approved detailed district development plan, this application also complies with all other applicable Guidelines and Policies of the Cornerstone 2020 Comprehensive Plan;

**NOW, THEREFORE**, the Louisville Metro Planning Commission hereby recommends to the Louisville Metro Council that it rezone the subject property from R-4 to R-7 and approves the Detailed District Development Plan.