

# BARDENWERPER, TALBOTT & ROBERTS, PLLC

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April 6, 2015

Chris Brown, Planner II, Case Manager  
Louisville Metro Planning & Design Services  
444 S. Fifth Street  
Louisville, Kentucky 40202

Re: Conditional Use Permit (CUP) to allow outdoor alcohol sales and consumption for restaurants located within Middletown Commons

Dear Chris:

We are herewith filing the Conditional Use Permit application to allow outdoor alcohol sales and consumption for restaurants located within Middletown Commons, which is nearing construction completion.

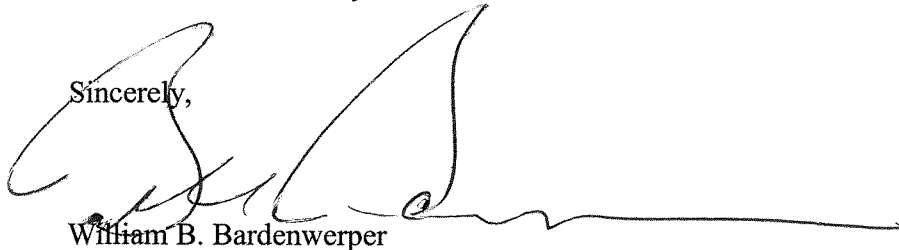
As we previously discussed, the CUP that was previously approved was never exercised due to time delays because of environmental investigations, negotiations and agreements with the State, etc. before construction could commence.

What is currently being proposed is not too different from what was approved in 2010. The applicant is requesting 4 patio areas for restaurants proposed on site, including: BoomBozz, Yang Kee Noodle, Blaze Pizza and Taziki. The square footage of these 4 patio sites are less than 4,000 sf, as approved on the 2010 development plan.

The same Comprehensive Plan justification presented with the original rezoning and as adopted by the Planning Commission at that time serves as the basis for this CUP application as well.

Please call or write if you need further information from us. Many thanks.

Sincerely,



William B. Bardenwerper

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PLANNING &  
DESIGN SERVICES

Cc: Jeff Pape, Middletown Investment Partners, LLC  
Jon Henney & Amin Omidy, GS&P

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