

PLANNING COMMISSION MINUTES

May 20, 2004

PUBLIC HEARING:

DOCKET NO. 9-10-04VW

RESOLVED, that the waivers are hereby **APPROVED**.

The waivers are to omit landscaping from the perimeter and to provide 20% less tree canopy coverage on the lot.

The vote was as follows:

YES: Commissioners Abstain, Carlson, Ernst, Hamilton, Hatfield, Queenan, and Thieneman

NO: No one

NOT PRESENT FOR THIS CASE: Commissioners Adams, Howard, and Richard

ABSTAINING: No one

SIDEWALK WAIVER:

On a motion by Commissioner Carlson, the following resolution was adopted.

WHEREAS, the Planning Commission further finds that a partial sidewalk waiver from the second entrance on Leghorn Drive to the easternmost property line is appropriate because the installation of sidewalks along the entire length of Leghorn Drive is not necessary to serve the public, as the adjacent property along Leghorn Drive is a Metropolitan Sewer District detention basin at which no public trails or walkways are planned, and because the bridge across the Beargrass Creek is not currently safe for pedestrian use due to its width; because the proposal will provide additional green space for the community and provide a buffer for the site; because the waiver is the minimum required to provide relief for the Applicant; and because the Applicant is a non-profit educational institution and has undertaken significant fundraising to finance the construction of the Sports Recreation and Training Center, and the cost of installing the sidewalk along the entire property line would impose a financial burden on the applicant; and

RESOLVED, that the sidewalk waiver is hereby **APPROVED on CONDITION**.

The waiver is to omit sidewalks along a portion of Leghorn Drive from the easternmost entrance on the property, to the eastern property line with the MSD detention basin, on **CONDITION** that the MSD property is not used for a recreational purpose in the future. If the MSD property is ever developed for a

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recreational purpose, such as a walking track, the applicant is required to provide the sidewalk from where it ends on their site, to the property line of the MSD parcel.

The vote was as follows:

YES: Commissioners Carlson, Ernst, Hamilton, Hatfield, Queenan, and Thieneman

NO: Commissioner Abstain

NOT PRESENT FOR THIS CASE: Commissioners Adams, Howard, and Richard

ABSTAINING: No one