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STATEMENT OF COMPLIANCE WITH ALL APPLICABLE GUIDELINES AND POLICES OF THE CORNERSTONE 2020 COMPREHENSIVE PLAN

Applicant/Owner: DWSB Louisville, LLC
Location: 5244 Dixie Highway
Proposed Use: Automotive Dealership
Engineers, Land Planners and
Landscape Architects: McGill Smith Pushon
Request: Change in Zoning from C-1 to C-2

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INTRODUCTION

This rezoning involves repurposing the existing vacant former Kroger store to allow a Jeff Wyler new car auto dealership. The applicant is proposing to remodel the interior of the existing 64,845 sf building to include 14 service bays, with indoor display and sales areas.

GUIDELINE 1 – COMMUNITY FORM

The proposed automobile dealership on this site is appropriate because Suburban Marketplace “often contain a single large-scale use or a cluster of uses within a master plan development.” Also, Suburban Marketplace is a form characterized by predominantly industrial and office uses, meaning not entirely. Given that there are several nearby car dealerships, together they represent a large-scale use, and they are large employers requiring significant sized properties such as available at this abandoned and no longer viable large box retail use as a Kroger store.

GUIDELINE 2: CENTERS

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 2, 3, 4, 5, 7, 11, 13, 14, 15, and 16 of Guideline 2. This is because this site is next to an adjacent already properly zoned retail site next to a previously utilized Kroger retail center. This proposal for a new car dealership with very extensive investment in the dilapidated building involves an efficient use of land similarly used next door and an investment in existing infrastructure. Car buyers already visiting the existing nearby new car auto dealerships will have travel times and distances reduced when shopping for another similar brand next door. Since this change of use from a Kroger retail center to a new auto dealership, with the adjoining retail businesses does not involve an isolated commercial use expansion. Rather this proposal is an adaptive reuse of an existing large box retail building for which there is no demand, just like the other many vacant large box retail uses that end up being divided up for fitness centers and other uses. The activity center established by the new Honda dealership and other commercial facilities nearby is a

revitalization of the existing activity center and not the creation of a new activity center. The addition of another automobile dealership enhances the mix of commercial uses already existing at this location. Existing utilities will be utilized. Almost no changes are being made to the previously approved DDDP further reduces impacts.

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GUIDELINE 3: COMPATIBILITY

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 2, 4, 5, 6, 7, 8, 9, 12, 21, 22, 23, 24, 28 and 29 of Guideline 3. This is because the proposed new automobile dealership replacing the existing vacant large box Kroger retail center is a compatible use in an area of large employment activities and other automobile dealerships reducing vehicle miles traveled. The proposed dealership building will include a very substantial renovation of the existing vacant Kroger building with almost no changes to the building or parking areas, reducing almost all potential impacts. The new Honda building will be highly attractive and a vast improvement for the area. High quality building materials will be used. Odors and air quality emissions, traffic, noise, lighting and visual impacts are addressed by virtue of the fact there are almost no changes proposed to the existing site as shown on the DDDP and thus very low impact to the adjoining retail or residential uses. The accompanying DDDP and concept landscape plan on the colored-up site plan shown at the neighborhood meeting illustrates the appropriate setbacks with good screening and buffering with no waivers or variances requested. Lighting will be addressed and be fully Land Development Code compliant.

GUIDELINE 6 – ECONOMIC GROWTH AND SUSTAINABILITY

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 2, 3, and 6 of Guideline 6. This is because this site is no longer viable as a large box retail center, as demonstrated by the time it has been vacant, and one of very few that has significant available land at a high-traffic location to accommodate a new car dealership in an already existing activity center. This reduces costs of land development and further promotes an existing employment center with good access to a support population that will visit this new proposed auto dealership.

GUIDELINES 7, 8 AND 9 – CIRCULATION; TRANSPORTATION FACILITY DESIGN; AND BICYCLE, PEDESTRIAN AND TRANSIT

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 2, 3, 4, 10, 11, 13, 14, 15 and 18 of Guideline 7, Policies 1, 3, 5, 6, 7, 9, 10 and 11 of Guideline 8, and Policies 1, 2, 3 and 4 of Guideline 9. This is because Dixie Highway has adequate traffic-carrying capacity for business growth, and a car dealership generates significantly less traffic than the prior Kroger retail center, particularly during peak hours, thus less customers than many retail uses of similar acreage. Since roads systems are adequate, the issues to address, as addressed on the DDDP accompanying this application involve the issues of parking adequacy, alternative transportation modes, and whether internal traffic movements, internal parking arrangements and access from Dixie Highway as well as between adjoining sites are appropriately designed. The DDDP accompanying this application satisfies all of the design requirements of Metro Public Works and Transportation planning which are inherent in all three of these Guidelines. The DDDP will receive the preliminary stamp of approval from these

agencies prior to public review. Almost no changes are proposed from the previously approved DDDP with no waivers or variances requested.

GUIDELINES 10, 11 AND 12 – FLOODING AND STORMWATER; WATER QUALITY; AND AIR QUALITY

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 3, 6, 7, 10 and 11 of Guideline 10, Policies 3 and 5 of Guideline 11 and Policies 1, 4, 7, 8 and 9 of Guideline 12. This is because MSD requires that post development peak rates of runoff do not exceed pre-development conditions and that adjacent properties are not adversely affected by the subject site's new and through drainage from storm water run-off. MSD's preliminary stamp of approval will be required on the DDDP prior to public review. MSD has also established soil erosion and sediment control as well as water quality standards which must be met with this development's construction plans. As to all of the Policies associated with air quality, they are always addressed when commuting times and distances are reduced when new activities congregate as here in an existing activity center. Because almost no changes to the currently approved DDDP and site layout are proposed, very few of these issues will be applicable.

GUIDELINE 13 – LANDSCAPE CHARACTER

The proposed automobile dealership complies with all of the applicable Intents and Policies 1, 2, 3, 4, 5 and 7 of Guideline 13. This is because, as the concept landscape plan produced at the neighborhood meeting and accompanying this application demonstrate, and as will be included in the eventual landscape plan filed with DPDS post zoning approval, this site will comply with LDC landscape requirements.

* * *

For all of these and other reasons set forth on the Detailed District Development Plan accompanying this application and in accordance with evidence presented at Planning Commission public hearings, this application will comply with all other applicable Guidelines and Policies of the Cornerstone 2020 Comprehensive Plan.

Respectfully submitted,

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