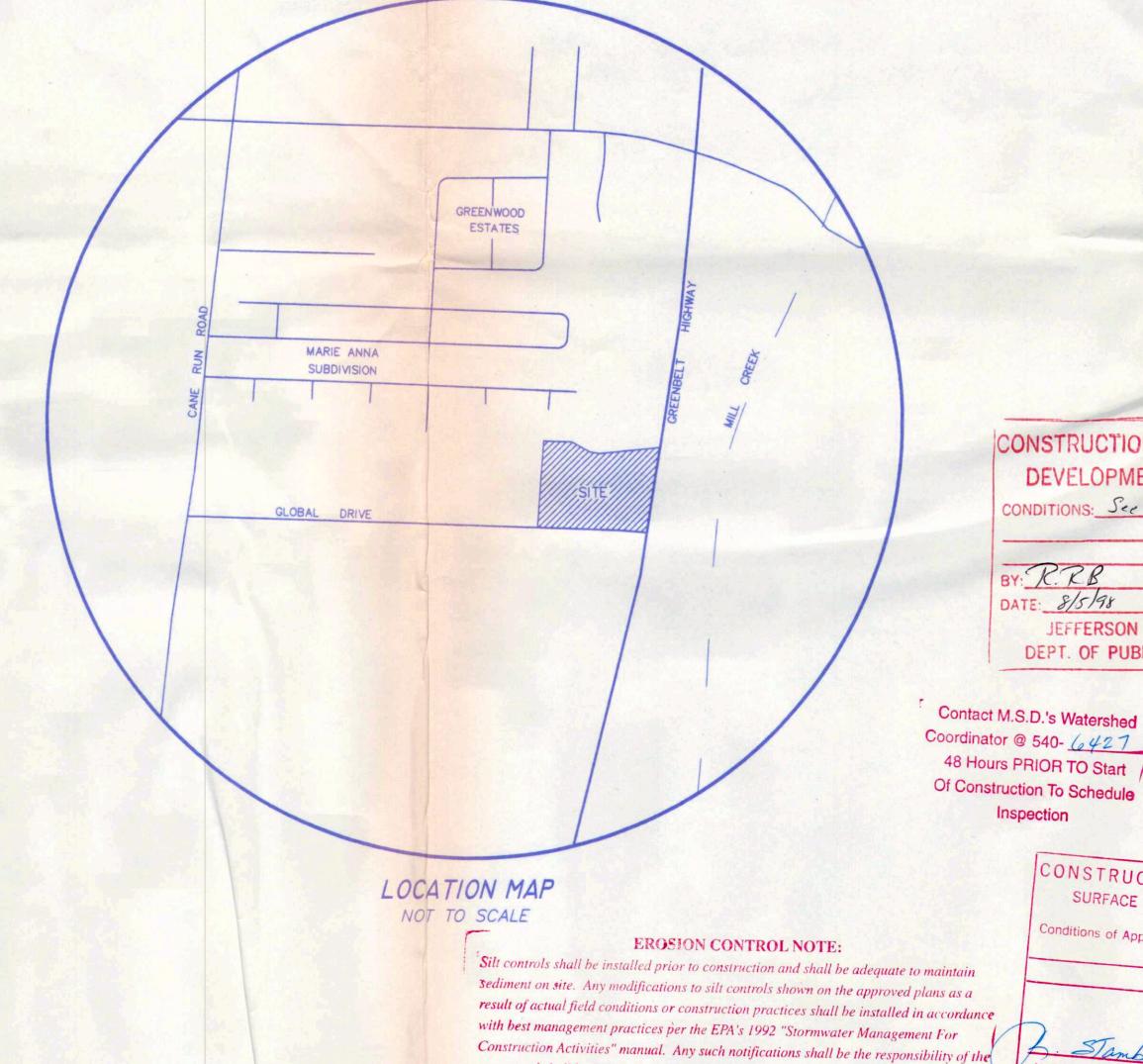
SITE CONSTRUCTION PLANS RIVERGIO PLAZA GLOBAL DRIVE/RIVERPORT SECT. 4

NOTICE



CONSTRUCTION APPROVAL DEVELOPMENT PLAN CONDITIONS: See page 3 of 9

DEPT. OF PUBLIC WORKS

BY: R.R.B DATE: 8/5/98 JEFFERSON COUNTY

Inspection

SHEET # DESCRIPTION COVER SHEET EXISTING TOPOGRAPHIC MAPPING 3 SITE LAYOUT & UTILITY PLAN 4 SANITARY SEWER EXTENSION & PRIVATE ACCESS ROAD PROFILES PROPOSED HOTEL GRADING, DRAINAGE & EROSION CONTROL PLAN RETAIL SHOPPING GRADING, DRAINAGE & EROSION CONTROL PLAN SITE DETAILS ARTICLE 12 COMPLIANCE PLAN LANDSCAPE DETAILS & SPECIFICATIONS

INDEX OF DRAWINGS

UTILITY PROTECTION NOTE

CONTRACTOR'S ATTENTION IS DIRECTED TO THE UTILITY PROTECTION CENTER, E 1-800-752-6007, WHICH WAS ESTABLISHED TO PROVIDE ACCURATE LOCATIONS UNDERGROUND UTILITIES. THE CONTRACTOR SHALL NOTIFY THE UTILITY PROTECTION TER 48 HOURS IN ADVANCE OF ANY CONSTRUCTION ON THIS PROJECT.

CONSTRUCTION APPROVAL SURFACE WATER CONTROL

WATER MANAGEMENT ENGINEER
METROPOLITAN SEWER DISTRICT

NOTE TO SITE CONTRACTOR

THE SITE CONSTRUCTION PLANS CONTAINED HEREIN HAVE BEEN BASED UPON PROJECT PARAMETERS ESTABLISHED BY THE OWNER, GOVERNING AGENCIES AND OTHER DESIGN PROFESSIONALS ASSISTING IN THEIR PREPARATION.

REVISIONS BY SITE CONTRACTORS SHOULD BE UNDERTAKEN WITH THE UNDERSTANDING THAT ANY RESULTING PLAN REVISIONS OR REVIEW FEES SHALL BE AT THEIR SOLE RESPONSIBILITY.

OWNER/DE FUTURE INV 3830 VINCENT S OWENSBORO

| | REVISIONS | | | |
|---------------|-----------|---------|---------------------------|---|
| EVELOPER | 1 | 5/26/98 | AS PER MSD & PUBLIC WORKS | В |
| /ESTMENTS | 2 | 7/21/98 | AS PER LD&T | В |
| STATION DRIVE | | | | |
| D. KY 42303 | | | | |
| 7, 111 44000 | NO. | DATE | DESCRIPTION | |

COVERSHEET

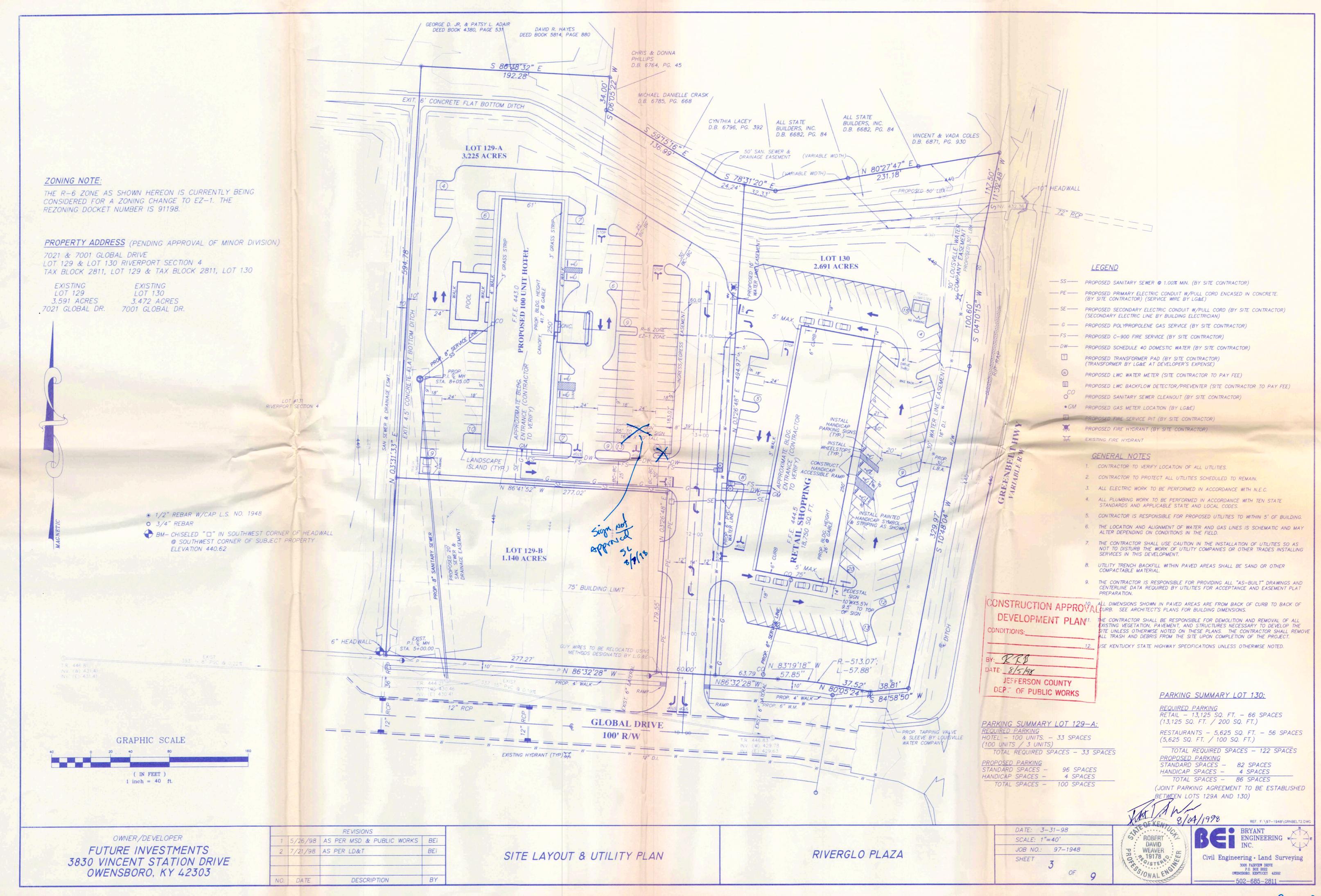
RIVERGLO PLAZA

owner and shall be installed as directed by MSD or the State Division of Water.

| DATE: 3-31-98 | |
|------------------|--|
| SCALE: AS NOTED | |
| JOB NO.: 97-1948 | |
| SHEET | |



3006 FAIRVIEW DRIVE P.O. BOX 2022 OWENSBORO, KENTUCKY 42302



RESOLVED, That the Land Development and Transportation Committee does hereby APPROVE the Revised Detailed District Development Plan for Docket Nos. 9-11-98 and a revised preliminary Plan for Docket No. 10-5-94, subject to the following binding elements:

- PROPOSED BINDING ELEMENTS for DOCKET NO. 9-11-98 The development shall be in accordance with the approved district development plan and agreed upon binding elements unless amended pursuant to the Zoning District Regulations. No further development shall occur without prior approval from the Planning Commission.
- Prior to development of Lot 129B of this project, a detailed district development plan shall be submitted to the Planning Commission for approval. Each plan shall be in adequate detail and subject to additional binding elements. The additional binding elements may relate, but not be limited, to the following items:
 - screening, buffering, landscaping, tree preservation density, floor area, size and height of buildings
 - points of access and site layout with respect to on-site circulation
 - land uses
 - signage loading berths
 - parking
 - sidewalks
 - site design elements relating to alternative transportation modes
 - outdoor lighting
 - minor subdivision plat approval
 - the timing of construction to coincide with the availability of flood air pollution protection measures, municipal sewer and water service, and adequate fire protection
 - dumpsters
- The development shall not exceed 18,750 square feet of gross floor area for lot 130, and a 100 unit hotel for lot 129A.
- The only permitted freestanding sign shall be located as shown on the approved development plan. The sign plan for lot 129A shall be submitted to the LD&T committee at a later time. The sign for lot 130 shall not exceed 55 square feet in area per side and 5.5 feet in height. No sign shall have more than two sides.
- No outdoor advertising signs (billboards), small free-standing (temporary) signs, pennants balloons, or banners shall be permitted on the site.
- There shall be no outdoor storage on the site.
- Outdoor lighting shall be directed down and away from surrounding residential properties. Lighting fixtures shall have a 90 degree cutoff so that no light source is visible off-site. Lighting levels attributable to the fixtures located on the subject site shall not exceed two foot candles at
- Construction fencing shall be erected at the edge of the area of development prior to any grading or construction to protect the existing tree stands and their root systems from compaction. The fencing shall enclose the entire area beneath the tree canopy and shall remain in place until all construction is completed. No parking, material storage, or construction activities are permitted within the protected area.
- The applicant shall submit a plan for approval by the Planning Commission staff landscape architect showing trees/tree masses to be preserved prior to beginning any construction procedure (i.e. clearing, grading, demolition). Any modification of the tree preservation plan requested by the applicant may be approved by the Planning Commission staff landscape architect if the changes are in keeping with the intent of the approved tree preservation plan. The plan shall exhibit the following information:
 - Proposed site plan (showing buildings, edges of pavement, property/lot lines, easements, existing topography, and other significant site features (LOJIC topographic information is
 - Preliminary drainage considerations (retention/detention,
 - ditches/large swales, etc.). Location of all existing trees/tree masses existing on the site as
 - shown by aerial photo or LOJIC maps. Location of construction fencing for each tree/tree mass designated to be preserved.
- Before any permit (including but not limited to building, parking lot, change of use or alteration permit)is requested:
 - The development plan must receive full construction approval from the Jefferson County Department of Public Works and Transportation (400 Fiscal Court Building) and the Metropolitan
 - Sewer District (700 West Liberty). A minor subdivision plat shall be recorded creating the lot lines as shown on the development plan. A copy of the recorded instrument shall be submitted to the Division of Planning and
 - Development Services; transmittal of approved plans to the office responsible for permit issuance will occur only after receipt of said
 - The property owner/developer must obtain approval of a detailed plan for screening (buffering/landscaping) as described in Article

- 12 prior to requesting a building permit. Such plan shall be implemented prior to occupancy of the site and shall be maintained thereafter.
- An access and crossover easement agreement in a form acceptable to the Planning Commission legal counsel shall be secured and recorded giving lot 130 have parking rights to lot 129A. A copy of the recorded instrument shall be submitted to the Division of Planning and Development Services; transmittal of approved plans to the office responsible for permit issuance will occur only after receipt of said instrument.
- 11. If a certificate of occupancy building permit is not issued within one year of the date of approval of the plan or rezoning, whichever is later, the property shall not be used in any manner unless a revised district development plan is approved or an extension is granted by the Planning Commission.
- 12. A certificate of occupancy must be received from the appropriate code enforcement office prior to occupancy of the structure or land for the proposed use. All binding elements requiring action and approval must be implemented prior to requesting issuance of the certificate of occupancy, unless specifically waived by the Planning Commission.
- 13. There shall be no outdoor music (live, piped, radio or amplified), outdoor entertainment, or outdoor PA system permitted on the site.
- 14. The property owner/developer shall provide copies of these binding elements to tenants, contractors and other parties engaged in development of this project, and shall inform them of the content of these binding elements. Further, the property owner/developer shall require contractors to similarly notify all of their sub-contractors whose duties relate to the binding elements. The property owner/developer shall ensure their compliance with the binding elements.
- 15. A soil erosion and sedimentation control plan shall be developed and implemented in accordance with the Metropolitan Sewer District and the USDA Natural Resources Conservation Service recommendations. Documentation of the MSD's approval of the plan shall be submitted to the Planning Commission prior to grading and construction activities.