

GENERAL

MSD NOTES:

STREETS & SIDEWALKS

VARIANCES GRANTED

EROSION PREVENTION AND SEDIMENT CONTROL NOTES

- 1. Parking areas and drive lanes to be a hard and durable surface.
2. No increase in drain run off to state roadways.
3. There shall be no commercial signs in the Right of Way.
4. There shall be no landscaping in the Right of Way without an encroachment permit.
5. Site lighting shall not shine in the eyes of drivers. If it does it shall be re-aimed, shielded, or turned off.
6. Mitigation measures for dust control shall be in place during construction to prevent fugitive particulate emissions from reaching existing roads and neighboring properties.
7. No lots shown here may be subdivided or re-subdivided resulting in the creation of a greater number of lots than originally approved by the planning commission.
8. Construction fencing shall be erected at the edge of the limits of disturbance areas prior to any grading or construction activities. The fencing is to remain in place until all construction is completed. No parking, material storage, or construction activities shall be permitted within the fenced area.
9. A soil erosion and sedimentation control plan shall be developed and implemented in accordance with the Metropolitan Sewer District and USDA Soil Conservation Service recommendations.
10. All open space lots are non-buildable and will be recorded as open space and utility easements.
11. Benchmark Elevation is 714.55 (NAVD 1988) Chiseled square in concrete curb near accessible ramp on the southwest corner of Helm Place Lane and Hartland Ave intersection.
12. Compatible on-site utilities, (electric, phone, cable) shall be placed in a common trench unless otherwise required by appropriate agencies.
13. The site is located in a Karst terrain area. Development of the site is subject to Chapter 4, Section 9 of the Land Development Code. No Karst Features were evident during a site visit on 10/27/16 by Kevin M. Young, P.L.A.
14. D.B. 10183, Page 535 provides a perpetual pedestrian & vehicular cross access easement between all tracts.

- 1. No portion of the site is within the 100 year flood plain per FIRM Map No. 21111 C 0050 E dated December 5, 2006.
2. Drainage pattern depicted by arrows (==>) is for conceptual purposes. Final configuration and size of drainage pipes and channels shall be determined during the construction plan design process. Drainage facilities shall conform to MSD requirements.
3. If the site has thru drainage an easement plan will be required prior to MSD granting construction plan approval. On-site detention will be required post-developed peak flows will be limited to pre-developed peaks or to the capacity of the downstream system whichever is more restrictive.
4. A Downstream Facilities Capacity Request was submitted to MSD on Oct. 31, 2016. The final design of this project must meet all MS4 water quality regulations established by MSD. Site layout may change at the design phase due to proper sizing of Green Best Management Practices.
5. Erosion & Silt Control shown is conceptual only, and final design will be determined on construction plans.
6. Prior to any construction activities on the site a Erosion & Silt Control Plan shall be provided to MSD for approval.
7. Runoff from this development is conveyed to an existing on-site detention basin.
8. All proposed sewer and drain easements shall be 15' unless otherwise indicated.
9. Proposed sewers are by both Lateral Extension and connection and are subject to the applicable fees.
10. Portion of the site draining into the English Station Storm system is subject to regional facility fees.

- 1. Sidewalks within the subdivision shall be provided in accordance with Table 6.2.1 of the Land Development Code.
2. Street grades shall not be less than 1% (Min.) or 10% (max).
3. A Bond & Encroachment Permit is required by Metro Public Works for all work within the South English Station Road Right-Of-Way, and for roadway approaches on all surrounding access roads to the subdivision site due to damages caused by construction traffic.
4. Verges shall be provided as required by Metro Public Works.
5. All streets, intersections, loop roads, cul-de-sacs, bulbs, traffic circles and rights-of-way shall be in accordance with the Development Code and Metro Public Works' standards and approved at the time of construction.
6. All street name signs shall conform with the MUTCD requirements and shall be installed prior to the recording of the applicable subdivision plat or prior to obtaining the first certificate of occupancy and shall be in place at time of bond release.
7. The location and type of plantings within the street right-of-way will be evaluated for roadway safety and sight distance requirements by Metro Public Works which reserves the right to remove them without the property owner's approval.
8. Should any existing drainage structures and/or utilities located within offsite rights-of-way become necessary to be altered, extended or relocated, such shall be at the owner's/developer's expense.
9. All roadway intersections shall meet the requirements for landing areas to set by Metro Public Works.
10. The minimum driveway length is 25 feet from garage or building facade to back of sidewalk or edge of pavement or curb.
11. For Tract 4 the existing walls which are not located within the proposed right of way shall be placed in a sidewalk easement on the record plat.

- 1. A Variance was granted on November 7th 2013 (Case B-247-05) from the Louisville Metro Land Development Code to reduce the PRD minimum rear yard setback to 10 ft.
2. A Variance was granted on July 3rd 2006 (Case B-247-05) from the Louisville Metro Land Development Code to allow the condominium building height to exceed 45 ft.
3. A Variance was granted on June 20th 2005 (Case B-96-05) from the Louisville Metro Land Development Code to allow the clubhouse to be zero ft. from south & north zoning boundary line, proposed apartment building to be zero ft. on the south zoning boundary line and 5 condominium units to be located zero ft. from the west zoning boundary line.
4. A Variance was granted (Case 8524) from the Louisville Metro Land Development Code to allow the clubhouse to exceed the maximum allowed height.

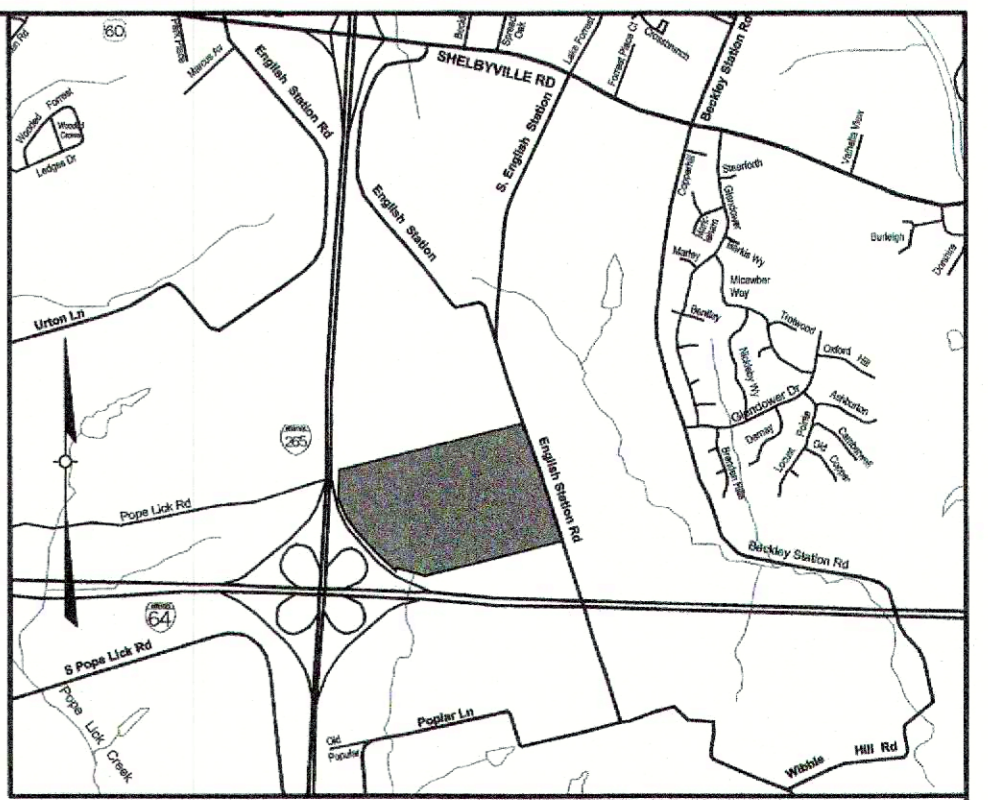
VARIANCES REQUESTED

- 1. A Variance is requested from Section 4.4.3 of the Louisville Metro Land Development Code to vary the South English Station Road frontage 4 Board Fence to exceed 48' in height.
2. A Variance is requested from Section 5.3.1.C Table 5.3.1 to vary the Tract 4 15 ft. Front and Streetside setback for the existing buildings.

WAVIER GRANTED

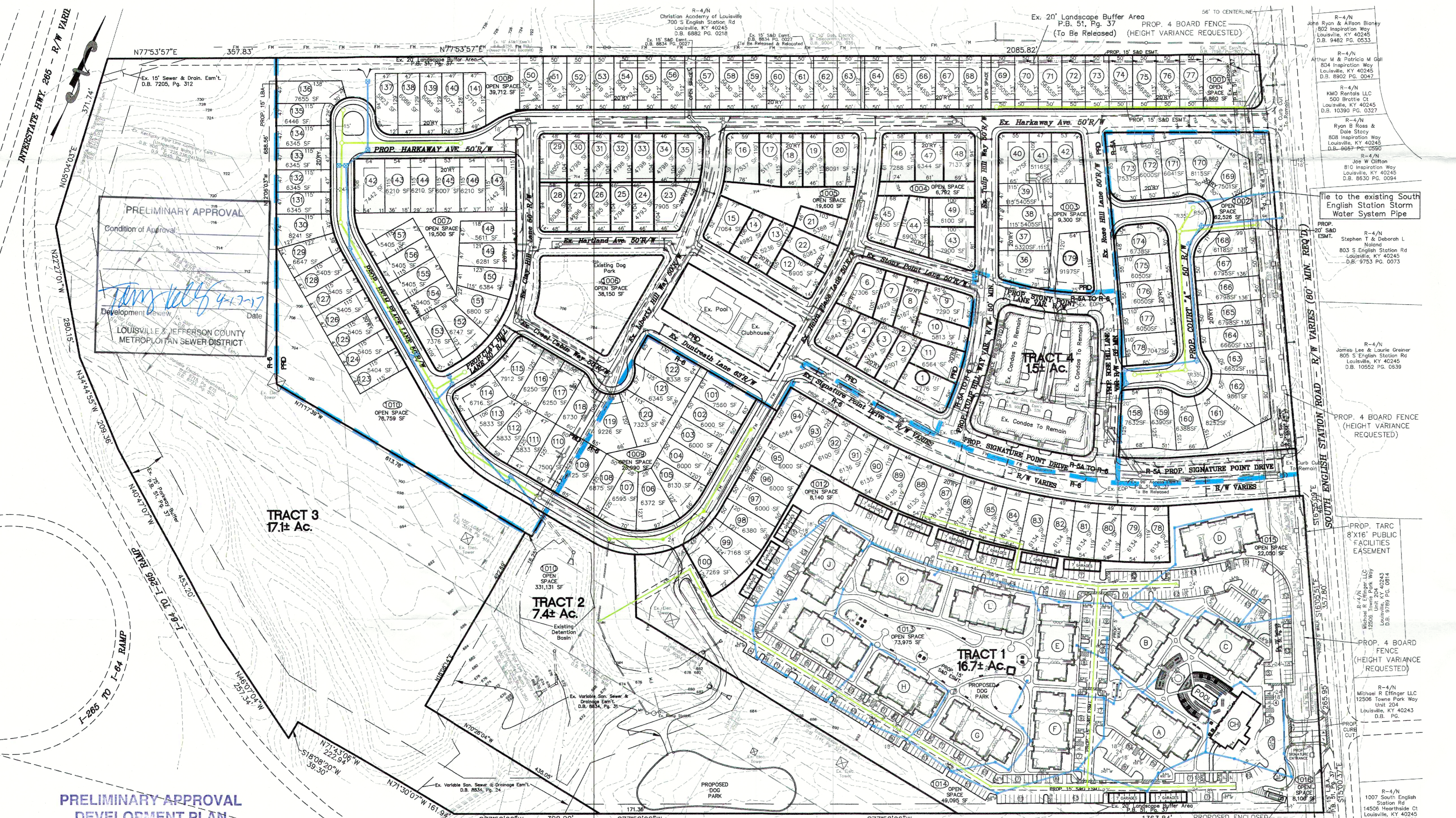
- 1. A Waiver was granted (Case 9208) from the Louisville Metro Land Development Code to allow a retaining wall within a Landscape Buffer Area.

- 1. The approved erosion prevention and sediment control (EPSC) plan shall be implemented prior to any land-disturbing activity on the construction site.
2. Any modifications to the approved EPSC plan must be reviewed and approved by MSD's private development review office. EBPSC shall be installed per the plan and MSD standards.
3. Detention basins, if applicable, shall be constructed first and shall perform as sediment basins during construction until the contributing drainage areas are seeded and stabilized.
4. All stream crossings must utilize low-water crossing structures per MSD standard drawing EP-02.
5. Soil stockpiles shall be located away from streams, ponds, swales and catch basins. Stockpiles shall be seeded, mulched, and adequately contained through the use of silt fence.
6. All stream crossings must utilize low-water crossing structures per MSD standard drawing EP-02.
7. Where construction or land disturbance activity will be or has temporarily ceased on any portion of a site, temporary site stabilization measures shall be required as soon as practicable, but no later than 14 calendar days after the activity has ceased.
8. Sediment-laden groundwater encountered during trenching, boring or other excavation activities shall be pumped to a sediment trapping device prior to being discharged into a stream, pond, swale or catch basin. All storm drainage shall conform to MSD standard specifications.
9. Construction fencing shall be installed prior to any construction or grading activities enclosing the perimeter of the site. The fencing shall be maintained in place. No parking, material storage, or construction activities shall be permitted within the fenced area.



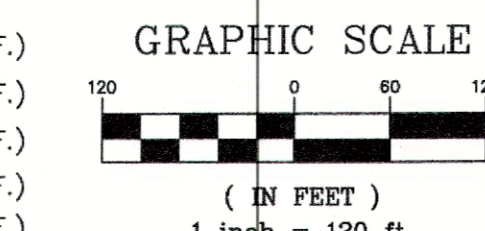
PROJECT DATA NOT TO SCALE table with columns for PROJECT DATA and NOT TO SCALE. Includes rows for TOTAL SITE AREA, EXISTING ZONING, PROPOSED ZONING, FORM DISTRICT, EX. R-5A ZONED AREA, EX. R-5A AREA REDUCED WITH THE REZONING OF TRACT 4, AND THE ADDITION OF RIGHT OF WAY, EX. R-6 ZONED AREA (TRACT 4 ONLY), PROP. R-6 ZONED AREA (TRACT 4 ONLY), TOTAL PROPOSED R-6 ZONED AREA, EX. PRD ZONED AREA, GARDEN HOMES DATA (SINGLE FAMILY LOTS 1-179), GARDEN HOMES SITE AREA, TOTAL AREA OF ROW, NET SITE AREA, EXISTING ZONING, EXISTING USE, PROPOSED USE, TOTAL NO. OF LOTS, GROSS DENSITY, NET DENSITY, TOTAL AREA OF LOTS, OPEN SPACE REQUIRED (10% OF 43.7 AC.), OPEN SPACE PROVIDED, TRACT 1 DATA (APARTMENTS), TRACT 2 DATA, TRACT 3 DATA, TRACT 4 DATA (CONDOS), PRD DIMENSIONAL STANDARDS (13ZONE1010 NOVEMBER 7TH, 2013), R-5A DIMENSIONAL STANDARDS (TABLE 5.3.1 LAND DEVELOPMENT CODE), R-6 DIMENSIONAL STANDARDS (TABLE 5.3.1 LAND DEVELOPMENT CODE).

APPROVED DISTRICT DEVELOPMENT PLAN DOCKET NO. 16201097 APPROVAL DATE April 6, 2017 EXPIRATION DATE May 11, 2019 SIGNATURE OF PLANNING COMMISSION [Signature] PLANNING COMMISSION

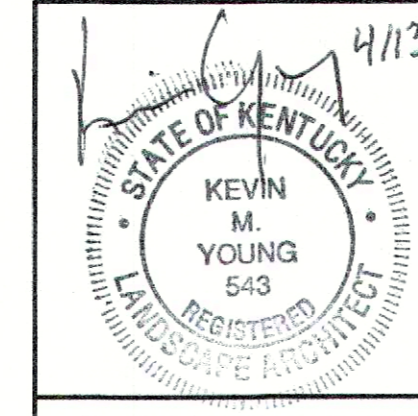


PRELIMINARY APPROVAL DEVELOPMENT PLAN CONDITIONS: INTERSTATE HWY. 64 DATE: 4-17-17 LOUISVILLE/JEFFERSON COUNTY METRO PUBLIC WORKS

TREE CANOPY CALCULATIONS (CLASS C) table with columns for CATEGORY and VALUE. Includes rows for TOTAL SITE AREA, EXISTING TREE CANOPY, TOTAL TREE CANOPY AREA REQUIRED, EXISTING TREE CANOPY TO BE PRESERVED, PROPOSED TREE CANOPY TO BE PLANTED, and TOTAL TREE CANOPY TO BE PROVIDED.



REVISIONS table with columns for NO., DATE, DESCRIPTION, and BY. Includes three revision entries.



OWNERS: PBI BANK INC 2500 EASTPOINT PKWY LOUISVILLE, KY 40223 SITE ADDRESS: 14407 COOL SPRINGS DR TAX BLOCK: 3794, LOT 0005 D.B. 9822, PG. 0880 SITE ADDRESS: 14405 COOL SPRINGS DR TAX BLOCK: 3794, LOT 0004 D.B. 9822, PG. 0880 SITE ADDRESS: 804R S ENGLISH STATION RD TAX BLOCK: 3794, LOT 0003 D.B. 9542, PG. 0153 OWNERS: SIGNATURE POINT DEVELOPMENT LLC 16218 SHELBYVILLE RD LOUISVILLE, KY 40245 SITE ADDRESS: 1111 ROSE HILL LN TAX BLOCK: 3794, LOT 2003 D.B. 10412, PG. 0449 SITE ADDRESS: 1200 HELM PLACE LN TAX BLOCK: 3794, LOT 0001 D.B. 9542, PG. 0153 SITE ADDRESS: 1210 HELM PLACE LN TAX BLOCK: 3794, LOT 1001 D.B. 9542, PG. 0153 OWNERS: ELITE HOMES 16218 SHELBYVILLE ROAD LOUISVILLE, KY 40245 PHONE: (502) 245-6159 COUNCIL DISTRICT - 20 FIRE PROTECTION DISTRICT - MIDDLETOWN 1320NE010 18DEVPLAN182 DATE: 1/13/17 WM #7533 CASE #16ZONE1077

SIGNATURE POINT REVISED PRELIMINARY SUBDIVISION PLAN AND REVISED DETAILED DISTRICT DEVELOPMENT PLAN DEVELOPER: ELITE HOMES 16218 SHELBYVILLE ROAD LOUISVILLE, KY 40245 PHONE: (502) 245-6159 COUNCIL DISTRICT - 20 FIRE PROTECTION DISTRICT - MIDDLETOWN 1320NE010 18DEVPLAN182 PREPARED BY: LAND DESIGN & DEVELOPMENT, INC. 503 WASHINGTON AVENUE, SUITE 101 LOUISVILLE, KENTUCKY 40202 PHONE: (502) 426-9374 FAX: (502) 426-9376 DATE: 1/13/17 WM #7533 CASE #16ZONE1077

BINDING ELEMENTS

1. 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. Any changes/additions/alterations of any binding element(s) shall be submitted to the Planning Commission for review and approval; any changes/additions/alterations not so referred shall not be valid.
2. The development shall be in accordance with the approved Preliminary Subdivision Plan. No further subdivision of the land into a greater number of lots than originally approved shall occur without approval of the Planning Commission.
3. The signature entrance shall be submitted to the Planning Commission staff for review and approval prior to recording the record plat.
4. Lighting shall be maintained on the property in accordance with Chapter 4 Part 1.3 of the land development code.
5. Outdoor lighting in driving areas and parking lot illumination shall be either standard residential coach style lighting or of a type that directs light down and away from surrounding residential properties, which later type lighting fixtures shall have a 90-degree cutoff and height of the light standard shall be set so that no light source is visible from residential areas off-site. Building mounted fixtures shall be similar coach lamp style or porch lights with no wattage in excess of 75 watts. Light levels due to lighting on the subject site shall not exceed 0.5-foot candles measures at the property line. The applicant shall obtain certification by a qualified expert in measurement of lighting levels prior to requesting a certificate of occupancy. Such certification shall be maintained on site at all times thereafter.
6. Construction fencing shall be erected when off-site trees or tree canopy exists within 3' of a common property line. Fencing shall be in place prior to any grading or construction to protect the existing 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.
7. A Tree Preservation Plan (TPP) shall be approved by Planning Commission staff prior to transmittal to the office responsible for permit issuance. No clearing and/or grading activities may take place until a Tree Preservation Plan has been approved. The Tree Preservation Plan shall identify and submit for approval by designated DPDS staff, a plan showing the location of Tree Preservation Areas on site (exclusive of areas dedicated as public right-of-way) prior to beginning any construction procedure (i.e., clearing, grading, demolition). All construction shall be conducted in accordance with the approved Tree Preservation Plan. A partial plan may be submitted to delineate clearing necessary for preliminary site investigation. All Tree Preservation Plans must be prepared in accordance with the standards set forth by DPDS.
8. Before any permit (including but not limited to building, parking lot, change of use or alteration permit) is requested:
 - a. The development plan must receive full construction approval from Louisville Metro Department of Public Works and the Metropolitan Sewer District.
 - b. Encroachment permits must be obtained from the Kentucky Department of Transportation, Bureau of Highways.
 - c. The property owner/developer must obtain approval of a detailed plan for screening (buffering/landscaping) as described in Chapter 10 prior to requesting a building permit. Such plan shall be implemented prior to occupancy of the site and shall be maintained thereafter.
 - d. A major subdivision record plat creating the lots and roadways as shown on the approved district development plan shall be recorded prior to issuance of any building permits.
 - e. A Tree Preservation Plan in accordance with Chapter 10 of the LDC shall be reviewed and approved prior to obtaining approval for site disturbance.
9. A certificate of occupancy must be received from the appropriate code enforcement department 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.
10. If a building permit is not issued within two years 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.
11. The applicant, developer, or property owner shall provide copies of these binding elements to tenants, purchasers, contractors, subcontractors and other parties engaged in development of this site and shall advise them of the content of these binding elements. These binding elements shall run with the land and the owner of the property and occupant of the property shall at all times be responsible for compliance with these binding elements. At all times during development of the site, the applicant and developer, their heirs, successors; and assignees, contractors, subcontractors, and other parties engaged in development of the site, shall be responsible for compliance with these binding elements.
12. If work is required within the easements causing removal or damage of landscape materials, the property owner shall be responsible for replacement of materials according to the approved landscape plan.

13. The dumpster/compactor(s) shall not be emptied between the hours of 10 p.m. and 7 a.m.
14. The materials and design of proposed structures shall be substantially the same as depicted in the photos/rendering as presented at the 12/14/17 Development Review Committee hearing.
15. A 75-foot building setback shall be provided along S. English Station Road. No structures, except for approved signature entrance and fences shall be permitted.
16. The developer shall, at its expense, construct a 7-foot chain link fence with black vinyl coating with a variety of deciduous and evergreen trees planted along this fence line on 10-foot centers along the entire property line common to Christian Academy of Louisville property. The fence shall be constructed at the earliest of the following times: (A) before construction begins on the buildings along the north line of the subject property; or (B) one year after site work begins anywhere on the subject property. The fence shall be perpetually maintained by the developer or its successor (Condominium Council, Homeowner Association, etc.).
17. Construction fencing at least 6 feet tall shall be erected at the developer's expense along the entire common property line with Christian Academy of Louisville before any site work or construction work begins on the subject property. That fence shall be maintained thereafter by the developer until the fence described in the Binding Element No. 17 is constructed.
18. Developer shall reserve for Kentucky Department of Transportation acquisition up until December 31, 2007 the undeveloped land shown on the District Development Plan as presented at the October 17, 2002 Planning Commission meeting. Developer shall not file for any development plan approval, and KDOT shall have the right, but not the obligation, to acquire said land, Developer stating its intention in these signed binding elements to reach an agreed upon price with KDOT for the land, said land being further reserved in accordance with the District Development Plan by the developer for future KDOT improvements in the I-64/I-265 interchange.
19. Developer shall provide detention on site unless MSD decides that detention is not necessary or agrees to accept payment of the regional facility fee in lieu of detention or unless detention can be provided and reserved on future KDOT right-of-way as approved by MSD and KDOT.
20. Before this Developer seeks a certificate of occupancy for its first building, if the road improvements previously required in Docket 9-28-01 and 9-20-01LW have not been made along U.S. 60 and South English Station Road as required by those two projects, then this Developer shall be responsible for making those South English Station Road and U.S. 60 road improvements, if any yet to be made. Provided, however, that the Planning Commission shall use its best efforts (with the assistance of the Public Works Department) to assist this Developer in obtaining reimbursement from the developers of the referenced projects for the costs of the road improvements previously imposed upon the developers in the referenced cases, prior to Public Works approval of construction plans for either of those two projects. Such improvements shall be made prior to issuance of the first certificate of occupancy.
21. In addition to the third (center turn) lane across the frontage of the development which this Developer is obligated to construct by virtue of a note on the approved district development plan, Developer shall also be responsible for constructing the third (center turn) lane from its property line north (in front of Christian Academy) along South English Station Road to the point along South English Station Road where the two lanes become three lanes in front of the Landis Lakes subdivision. Said improvements shall be completed prior to requesting the first certificate of occupancy for the development.
22. A noise study and mitigation measures, if any, as identified by the study shall be required prior to building permits for any residential structure within 250 feet of driving lanes along I-64 or I-265.
23. All new street name signs shall comply with the manual on Uniform Traffic Control Devices (MUTCD). The address number shall be displayed on a structure prior to requesting a certificate of occupancy for that structure.
24. At the time the developer turns control of the homeowner's association over to the homeowners, the developer shall provide sufficient funds to ensure there is no less than \$3,000 cash in the homeowner's association account. The subdivision performance bond may be required by the Planning Commission to fulfill this funding requirement.
25. Prior to the recording of the record plat, copies of the recorded documents listed below shall be filed with the Planning Commission:
 - a. Articles of Incorporation filed with the Secretary of State and recorded in the office of the Clerk of Jefferson County and the Certificate of Incorporation of the Homeowners Association.
 - b. A deed of restriction in a form approved by Counsel to the Planning Commission addressing (responsibilities for the maintenance of common areas and open space, maintenance of noise barriers, maintenance of WPAs, TPAs) and other issues required by these binding elements / conditions of approval.
 - c. Bylaws of the Homeowner's Association in a form approved by the Counsel for the Planning Commission.