

Development Review Committee

Staff Report

November 17, 2021



Case No:	21-CFR-0020
Project Name:	Metro Government Indigent Burial Cemetery
Location:	Parcel ID 103302160000
Owner:	Louisville Metro Government
Applicant:	Jason Canuel – Parks & Recreation
Jurisdiction:	Louisville Metro
Council District:	25 – Amy Holton Stewart
Case Manager:	Zach Schwager, Planner I

REQUEST(S)

Community Facility Review and for a new indigent cemetery on 37.7 acres in R4 zoning district.

CASE SUMMARY/BACKGROUND

The subject property is located on St Anthony Church Rd, south of St Anthony Gardens Dr, and north of Joe Don Ct. It is in the R4 Residential Single-Family Zoning District and the Neighborhood Form District. The applicant is proposing to construct a new indigent cemetery consisting of four 1-acre burial plots, and one 20' x 20' open air pavilion.

STAFF FINDING

Planning & Design staff reviewed the proposed plan against the Community Facility Review guidelines and comments were provided to the applicant that encouraged more compliance with the Land Development Code. Staff noted that a fence with a minimum height of 6 ft shall be erected around the premises with openings only for ingress and egress to a public way. Staff also noted that no gravesites shall be placed closer than 30ft from any property line and at least 30 ft from the right-of-way line and requested that the plan show the 30ft buffer along the frontage on St. Anthony Church Rd. The plan otherwise complies with the Land Development Code.

TECHNICAL REVIEW

The CFR plan has received comments from Transportation Planning, Urban Design, and MSD, all of which have been addressed in the revised plan.

INTERESTED PARTY COMMENTS

No interested party comments were received.

STANDARD OF REVIEW AND STAFF ANALYSIS FOR CFR

Community Facilities shall be reviewed in accordance with KRS 100.324 as provided below in its entirety and as required by the policies of the Louisville Metro Planning Commission.

KRS 100.324 Public Utility Facilities – Review of Proposed Acquisition, Disposition, or Change by Commission.

(1) All other provisions of this chapter to the contrary notwithstanding, public utilities operating under the jurisdiction of the Public Service Commission, except as specified in KRS 100.987, or the Department of Vehicle Regulation or Federal Energy Regulatory Commission, any municipally owned electric system, and common carriers by rail shall not be required to receive the approval of the planning unit for the location or relocation of any of their service facilities. Service facilities include all facilities of such utilities and common carriers by rail other than office space, garage space, and warehouse space and include office space, garage space, and warehouse space when such space is incidental to a service facility. The Public Service Commission and the Department of Vehicle Regulation shall give notice to the planning commission of any planning unit of any hearing which affects locations or relocations of service facilities within that planning unit's jurisdiction.

(2) The non-service facilities excluded in subsection (1) of this section must be in accordance with the zoning regulations.

(3) Upon the request of the planning commission, the public utilities referred to in this section shall provide the planning commission of the planning unit affected with information concerning service facilities which have been located on and relocated on private property.

(4) Any proposal for acquisition or disposition of land for public facilities, or changes in the character, location, or extent of structures or land for public facilities, excluding state and federal highways and public utilities and common carriers by rail mentioned in this section, shall be referred to the commission to be reviewed in light of its agreement with the comprehensive plan, and the commission shall, within sixty (60) days from the date of its receipt, review the project and advise the referring body whether the project is in accordance with the comprehensive plan. If it disapproves of the project, it shall state the reasons for disapproval in writing and make suggestions for changes which will, in its opinion, better accomplish the objectives of the comprehensive plan. No permit required for construction or occupancy of such public facilities shall be issued until the expiration of the sixty (60) day period or until the planning commission issues its report, whichever occurs first. Effective: April 23, 2002

REQUIRED ACTIONS

- **APPROVE** or **DENY** the Community Facility Review

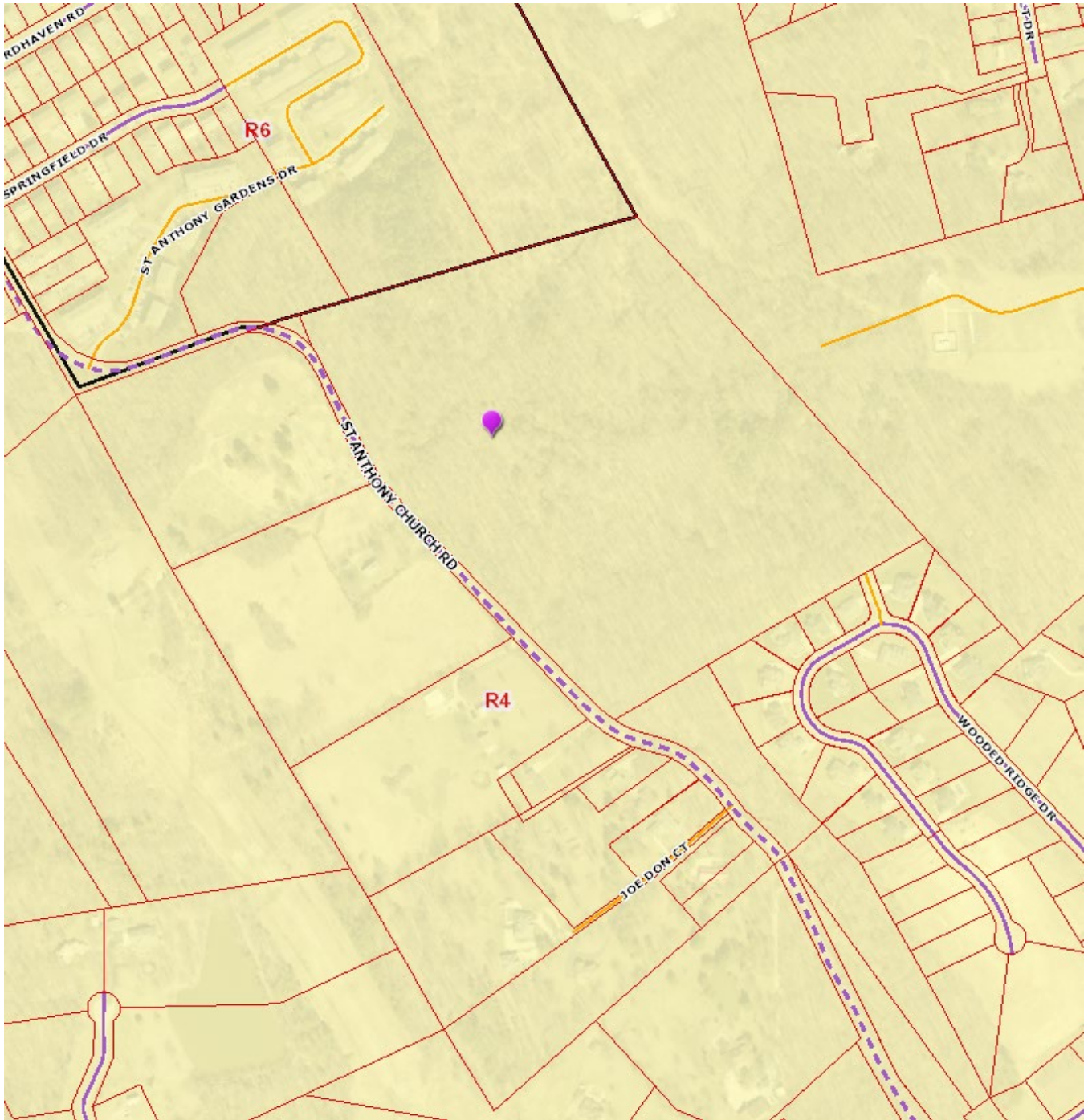
NOTIFICATION

Date	Purpose of Notice	Recipients
11/5/2021	Hearing before DRC	1 st tier adjoining property owners and current residents Registered Neighborhood Groups in Council District 25

ATTACHMENTS

1. Zoning Map
2. Aerial Photograph

1. **Zoning Map**



2. Aerial Photograph

