

**LOUISVILLE METRO PLANNING COMMISSION  
BINDING ELEMENT FINAL ORDER**

**DOCKET NO. 9-81-78**

WHEREAS, On December 13, 2019, Louisville Metro Code Enforcement Officer James Mullarkey issued a Binding Element Violation Citation (“Citation”) to Curtis C. and Nancy Barnsfather the property owners (the “Owners”), for violation of Binding Element No. 4 under Docket Number 9-81-78 (“applicable binding elements”), on the property located at 8005 Beulah Church Road and being in Louisville, Kentucky (hereafter “Subject Property”) because:

- 1. There will be no further development on the property unless a district development plan is approved by the Planning Commission (Binding Element #4). The storing of scrap and used car parts are not allowed at this location.*

WHEREAS, the Owners failed to contest the Citation and did not request an appeal before the Louisville Metro Planning Commission (“Commission”); and

WHEREAS, the Commission finds, based on the evidence submitted into the record under Docket Number 9-81-78, that the Owners committed violations for Binding Element No. 4 on the Subject Property because the Owners failed to comply with binding elements applicable to the Subject Property as put forth herein alone.

It is hereby **ORDERED** by the Louisville Metro Planning Commission that the Citation issued on December 13, 2019, to the Owners is **UPHELD**, and that the Owners shall bring the Subject Property into full compliance with the most recently approved development plan for the Subject Property.

It is hereby further **ORDERED** by the Louisville Metro Planning Commission, after considering the Owners’ lack of achieving compliance with the applicable binding elements on the Subject Property, the Commission hereby fines the Owners \$1,000.00 and that the Owners pay said fine by certified check made payable to the Louisville Metro Finance, within thirty (30) calendar days from when the Louisville Metro Planning Commission entered this Final Order, as specified by the dated signature below.

MICHAEL J. O’CONNELL  
Jefferson County Attorney

LOUISVILLE METRO  
PLANNING COMMISSION

By: \_\_\_\_\_  
Laura M. Ferguson

By: \_\_\_\_\_  
Chairperson

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_