

# BARDENWERPER, TALBOTT & ROBERTS, PLLC

ATTORNEYS AT LAW

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RECEIVED

MAR 27 2017

DESIGN SERVICES

March 27, 2017

Case Manager  
Louisville Metro Planning & Design Services  
Louisville Metro Development Center  
444 S. 5<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Louisville, KY 40202

Re: Roosters restaurant on Preston Highway, Amendment to Binding Element #6 in Docket No. 16ZONE1065

Dear Case Manager:

We are herewith requesting to amend Binding Element #6 in the above referenced case.

The Binding Element currently reads:

6. There shall be no outdoor music from any source, outdoor entertainment or outdoor PA system usage permitted on the site.

Currently, the applicant has speakers on the existing outdoor patio which they play music from, as well as on the new approved patio. The applicant would like to amend the Binding Element to read as follows:

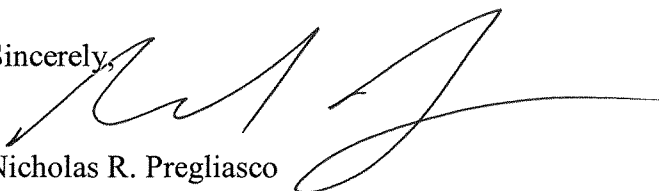
6. There shall be no ~~outdoor music from any source~~, outdoor entertainment or outdoor PA system usage permitted on the site.

Music from the speakers will not be loud, and there will be no live outdoor entertainment or PA system on site.

Please let me know if you have any questions or concerns regarding the amendment. Otherwise, please schedule this for DRC at the first available opportunity.

Many thanks.

Sincerely,



Nicholas R. Pregliasco

Cc: Hon. Madonna Flood, Metro Councilwoman, District 24  
Beth Jones, Planner II, previous case manager  
Robert Gauthier, applicant  
Derek Triplett, Land Design & Development, Inc.

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