Louisville Metro Board of Zoning Adjustment – January 23, 2017 Neighborhood Meeting - November 29, 2016

DOCKET NO. 16CUP1071

JON CRUMBIE (DPDS CASE MANAGER)

CONDITIONAL USE PERMIT FOR MINOR EARTH FILL AND GRADING INVOLVING 18,500 CUBIC YARDS OF FILL MATERIAL IN ORDER TO BRING THE EXISTING "HOLE" CLOSER TO GRADE WITH SHELBYVILLE ROAD, ON PROPERTY LOCATED AT 100 ENGLISH STATION WAY

Attorneys: Bardenwerper Talbott & Roberts, PLLC

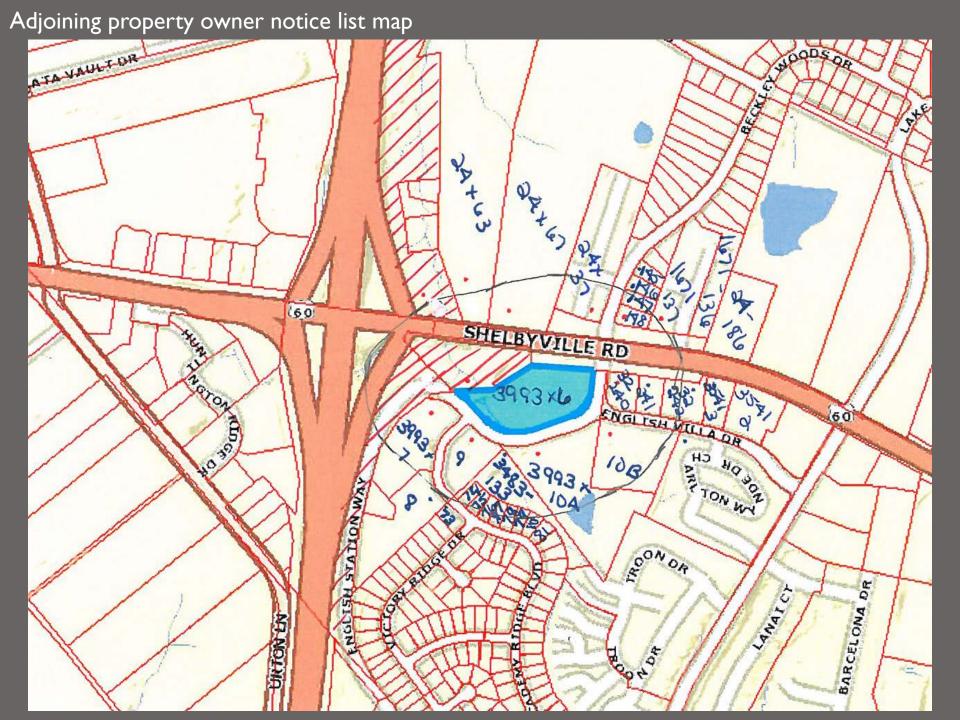
Land Planners, Landscape Architects & Engineers: Land Design & Development, Inc.

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Tab I

Adjoining property owner notice list map



LOJIC Zoning Map



Tab 3

Aerial photograph of the site and surrounding area







Aerial of Landis Lakes/Villages of English Station area



January 5, 2005 approved overall development plan. Site is circled in red. Clarity Pointe senior care facility outlined in yellow.

Tab 4

CUP fill plan





Tab 5

Ground level photographs of the site and surrounding area



View of site from Shelbyville Road.



View of site from English Station Way.



View of site from English Station Way.



View of site from English Station Way.

Tab 6 Soils Report



NRCS

Natural Resources Conservation Service A product of the National Cooperative Soil Survey, a joint effort of the United States Department of Agriculture and other Federal agencies, State agencies including the Agricultural Experiment Stations, and local participants

Custom Soil Resource Report for Jefferson County, Kentucky

100 English Station Way



Preface

Soil surveys contain information that affects land use planning in survey areas. They highlight soil limitations that affect various land uses and provide information about the properties of the soils in the survey areas. Soil surveys are designed for many different users, including farmers, ranchers, foresters, agronomists, urban planners, community officials, engineers, developers, builders, and home buyers. Also, conservationists, teachers, students, and specialists in recreation, waste disposal, and pollution control can use the surveys to help them understand, protect, or enhance the environment.

Various land use regulations of Federal, State, and local governments may impose special restrictions on land use or land treatment. Soil surveys identify soil properties that are used in making various land use or land treatment decisions. The information is intended to help the land users identify and reduce the effects of soil limitations on various land uses. The landowner or user is responsible for identifying and complying with existing laws and regulations.

Although soil survey information can be used for general farm, local, and wider area planning, onsite investigation is needed to supplement this information in some cases. Examples include soil quality assessments (http://www.nrcs.usda.gov/wps/portal/nrcs/main/soils/health/) and certain conservation and engineering applications. For more detailed information, contact your local USDA Service Center (https://offices.sc.egov.usda.gov/locator/app?agency=nrcs) or your NRCS State Soil Scientist (http://www.nrcs.usda.gov/wps/portal/nrcs/detail/soils/contactus/?cid=nrcs142p2_053951).

Great differences in soil properties can occur within short distances. Some soils are seasonally wet or subject to flooding. Some are too unstable to be used as a foundation for buildings or roads. Clayey or wet soils are poorly suited to use as septic tank absorption fields. A high water table makes a soil poorly suited to basements or underground installations.

The National Cooperative Soil Survey is a joint effort of the United States Department of Agriculture and other Federal agencies, State agencies including the Agricultural Experiment Stations, and local agencies. The Natural Resources Conservation Service (NRCS) has leadership for the Federal part of the National Cooperative Soil Survey.

Information about soils is updated periodically. Updated information is available through the NRCS Web Soil Survey, the site for official soil survey information.

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How Soil Surveys Are Made

Soil surveys are made to provide information about the soils and miscellaneous areas in a specific area. They include a description of the soils and miscellaneous areas and their location on the landscape and tables that show soil properties and limitations affecting various uses. Soil scientists observed the steepness, length, and shape of the slopes; the general pattern of drainage; the kinds of crops and native plants; and the kinds of bedrock. They observed and described many soil profiles. A soil profile is the sequence of natural layers, or horizons, in a soil. The profile extends from the surface down into the unconsolidated material in which the soil formed or from the surface down to bedrock. The unconsolidated material is devoid of roots and other living organisms and has not been changed by other biological activity.

Currently, soils are mapped according to the boundaries of major land resource areas (MLRAs). MLRAs are geographically associated land resource units that share common characteristics related to physiography, geology, climate, water resources, soils, biological resources, and land uses (USDA, 2006). Soil survey areas typically consist of parts of one or more MLRA.

The soils and miscellaneous areas in a survey area occur in an orderly pattern that is related to the geology, landforms, relief, climate, and natural vegetation of the area. Each kind of soil and miscellaneous area is associated with a particular kind of landform or with a segment of the landform. By observing the soils and miscellaneous areas in the survey area and relating their position to specific segments of the landform, a soil scientist develops a concept, or model, of how they were formed. Thus, during mapping, this model enables the soil scientist to predict with a considerable degree of accuracy the kind of soil or miscellaneous area at a specific location on the landscape.

Commonly, individual soils on the landscape merge into one another as their characteristics gradually change. To construct an accurate soil map, however, soil scientists must determine the boundaries between the soils. They can observe only a limited number of soil profiles. Nevertheless, these observations, supplemented by an understanding of the soil-vegetation-landscape relationship, are sufficient to verify predictions of the kinds of soil in an area and to determine the boundaries.

Soil scientists recorded the characteristics of the soil profiles that they studied. They noted soil color, texture, size and shape of soil aggregates, kind and amount of rock fragments, distribution of plant roots, reaction, and other features that enable them to identify soils. After describing the soils in the survey area and determining their properties, the soil scientists assigned the soils to taxonomic classes (units). Taxonomic classes are concepts. Each taxonomic class has a set of soil characteristics with precisely defined limits. The classes are used as a basis for comparison to classify soils systematically. Soil taxonomy, the system of taxonomic classification used in the United States, is based mainly on the kind and character of soil properties and the arrangement of horizons within the profile. After the soil

scientists classified and named the soils in the survey area, they compared the individual soils with similar soils in the same taxonomic class in other areas so that they could confirm data and assemble additional data based on experience and research.

The objective of soil mapping is not to delineate pure map unit components; the objective is to separate the landscape into landforms or landform segments that have similar use and management requirements. Each map unit is defined by a unique combination of soil components and/or miscellaneous areas in predictable proportions. Some components may be highly contrasting to the other components of the map unit. The presence of minor components in a map unit in no way diminishes the usefulness or accuracy of the data. The delineation of such landforms and landform segments on the map provides sufficient information for the development of resource plans. If intensive use of small areas is planned, onsite investigation is needed to define and locate the soils and miscellaneous areas.

Soil scientists make many field observations in the process of producing a soil map. The frequency of observation is dependent upon several factors, including scale of mapping, intensity of mapping, design of map units, complexity of the landscape, and experience of the soil scientist. Observations are made to test and refine the soil-landscape model and predictions and to verify the classification of the soils at specific locations. Once the soil-landscape model is refined, a significantly smaller number of measurements of individual soil properties are made and recorded. These measurements may include field measurements, such as those for color, depth to bedrock, and texture, and laboratory measurements, such as those for content of sand, silt, clay, salt, and other components. Properties of each soil typically vary from one point to another across the landscape.

Observations for map unit components are aggregated to develop ranges of characteristics for the components. The aggregated values are presented. Direct measurements do not exist for every property presented for every map unit component. Values for some properties are estimated from combinations of other properties.

While a soil survey is in progress, samples of some of the soils in the area generally are collected for laboratory analyses and for engineering tests. Soil scientists interpret the data from these analyses and tests as well as the field-observed characteristics and the soil properties to determine the expected behavior of the soils under different uses. Interpretations for all of the soils are field tested through observation of the soils in different uses and under different levels of management. Some interpretations are modified to fit local conditions, and some new interpretations are developed to meet local needs. Data are assembled from other sources, such as research information, production records, and field experience of specialists. For example, data on crop yields under defined levels of management are assembled from farm records and from field or plot experiments on the same kinds of soil.

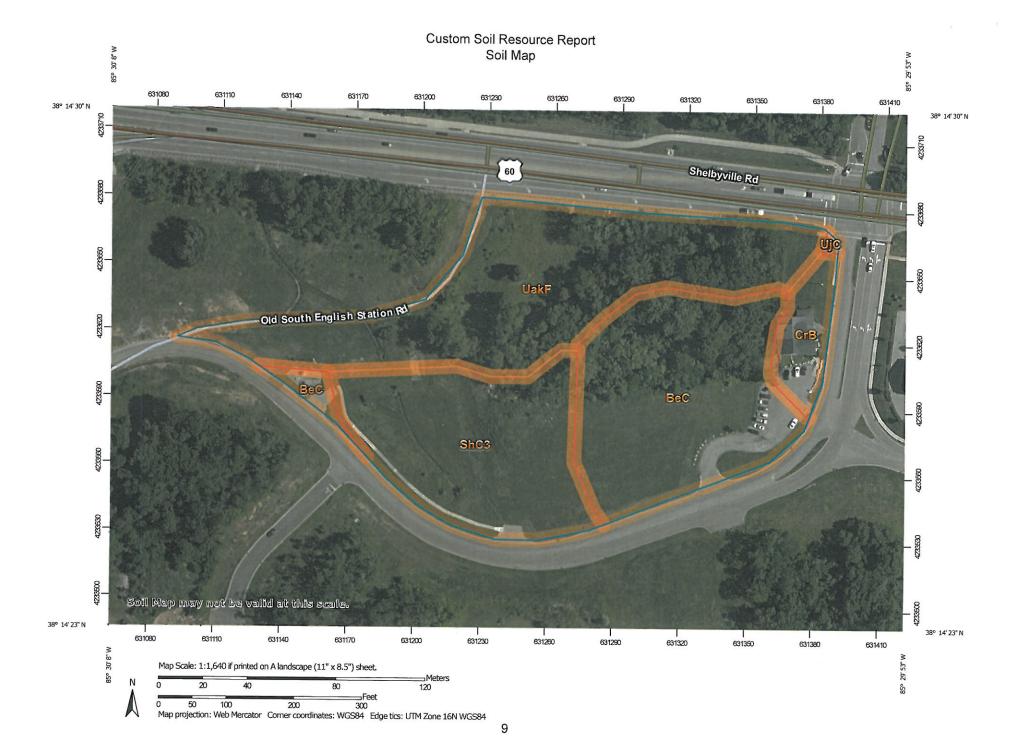
Predictions about soil behavior are based not only on soil properties but also on such variables as climate and biological activity. Soil conditions are predictable over long periods of time, but they are not predictable from year to year. For example, soil scientists can predict with a fairly high degree of accuracy that a given soil will have a high water table within certain depths in most years, but they cannot predict that a high water table will always be at a specific level in the soil on a specific date.

After soil scientists located and identified the significant natural bodies of soil in the survey area, they drew the boundaries of these bodies on aerial photographs and

identified each as a specific map unit. Aerial photographs show trees, buildings, fields, roads, and rivers, all of which help in locating boundaries accurately.

Soil Map

The soil map section includes the soil map for the defined area of interest, a list of soil map units on the map and extent of each map unit, and cartographic symbols displayed on the map. Also presented are various metadata about data used to produce the map, and a description of each soil map unit.



MAP LEGEND

Area of Interest (AOI) Area of Interest (AOI) Soils Soil Map Unit Polygons Soil Map Unit Lines Soil Map Unit Points ... **Special Point Features** Blowout Borrow Pit X Clay Spot × Closed Depression Gravel Pit Gravelly Spot 9.0 Landfill 0 Lava Flow Marsh or swamp Mine or Quarry Miscellaneous Water Perennial Water 0 Rock Outcrop Saline Spot Sandy Spot Severely Eroded Spot Sinkhole 0 Slide or Slip

Sodic Spot



Stony Spot

Very Stony Spot

Wet Spot

△ Other

Special Line Features

Water Features

Streams and Canals

Transportation

+++ Rails

Interstate Highways

US Routes

Major Roads

Background

Aerial Photography

Local Roads

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:12,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service Web Soil Survey URL:

Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Jefferson County, Kentucky Survey Area Data: Version 15, Sep 16, 2016

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: May 24, 2014—Jul 5, 2014

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Jefferson County, Kentucky (KY111)				
Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI	
BeC	Beasley silt loam, 6 to 12 percent slopes	2.1	30.9%	
CrB	Crider silt loam, 2 to 6 percent slopes	0.3	5.0%	
ShC3	Shrouts silt loam, 6 to 12 percent slopes, severely eroded	1.7	25.5%	
UakF	Urban land-Udorthents complex, smoothed, 0 to 50 percent slopes	2.6	38.4%	
UjC	Urban land-Alfic Udarents complex, clayey substratum- over hard bedrock, 0 to 12 percent slopes	0.0	0.2%	
Totals for Area of Interest		6.8	100.0%	

Map Unit Descriptions

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions, along with the maps, can be used to determine the composition and properties of a unit.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

Most minor soils have properties similar to those of the dominant soil or soils in the map unit, and thus they do not affect use and management. These are called noncontrasting, or similar, components. They may or may not be mentioned in a particular map unit description. Other minor components, however, have properties and behavioral characteristics divergent enough to affect use or to require different management. These are called contrasting, or dissimilar, components. They generally are in small areas and could not be mapped separately because of the scale used. Some small areas of strongly contrasting soils or miscellaneous areas are identified by a special symbol on the maps. If included in the database for a given area, the contrasting minor components are identified in the map unit descriptions along with some characteristics of each. A few areas of minor

components may not have been observed, and consequently they are not mentioned in the descriptions, especially where the pattern was so complex that it was impractical to make enough observations to identify all the soils and miscellaneous areas on the landscape.

The presence of minor components in a map unit in no way diminishes the usefulness or accuracy of the data. The objective of mapping is not to delineate pure taxonomic classes but rather to separate the landscape into landforms or landform segments that have similar use and management requirements. The delineation of such segments on the map provides sufficient information for the development of resource plans. If intensive use of small areas is planned, however, onsite investigation is needed to define and locate the soils and miscellaneous areas.

An identifying symbol precedes the map unit name in the map unit descriptions. Each description includes general facts about the unit and gives important soil properties and qualities.

Soils that have profiles that are almost alike make up a *soil series*. Except for differences in texture of the surface layer, all the soils of a series have major horizons that are similar in composition, thickness, and arrangement.

Soils of one series can differ in texture of the surface layer, slope, stoniness, salinity, degree of erosion, and other characteristics that affect their use. On the basis of such differences, a soil series is divided into *soil phases*. Most of the areas shown on the detailed soil maps are phases of soil series. The name of a soil phase commonly indicates a feature that affects use or management. For example, Alpha silt loam, 0 to 2 percent slopes, is a phase of the Alpha series.

Some map units are made up of two or more major soils or miscellaneous areas. These map units are complexes, associations, or undifferentiated groups.

A *complex* consists of two or more soils or miscellaneous areas in such an intricate pattern or in such small areas that they cannot be shown separately on the maps. The pattern and proportion of the soils or miscellaneous areas are somewhat similar in all areas. Alpha-Beta complex, 0 to 6 percent slopes, is an example.

An association is made up of two or more geographically associated soils or miscellaneous areas that are shown as one unit on the maps. Because of present or anticipated uses of the map units in the survey area, it was not considered practical or necessary to map the soils or miscellaneous areas separately. The pattern and relative proportion of the soils or miscellaneous areas are somewhat similar. Alpha-Beta association, 0 to 2 percent slopes, is an example.

An *undifferentiated group* is made up of two or more soils or miscellaneous areas that could be mapped individually but are mapped as one unit because similar interpretations can be made for use and management. The pattern and proportion of the soils or miscellaneous areas in a mapped area are not uniform. An area can be made up of only one of the major soils or miscellaneous areas, or it can be made up of all of them. Alpha and Beta soils, 0 to 2 percent slopes, is an example.

Some surveys include *miscellaneous areas*. Such areas have little or no soil material and support little or no vegetation. Rock outcrop is an example.

Jefferson County, Kentucky

BeC-Beasley silt loam, 6 to 12 percent slopes

Map Unit Setting

National map unit symbol: 1ng8t

Elevation: 500 to 900 feet

Mean annual precipitation: 40 to 46 inches Mean annual air temperature: 52 to 57 degrees F

Frost-free period: 172 to 204 days

Farmland classification: Farmland of statewide importance

Map Unit Composition

Beasley and similar soils: 80 percent Minor components: 20 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Beasley

Setting

Landform: Ridges

Landform position (two-dimensional): Shoulder Landform position (three-dimensional): Side slope

Down-slope shape: Convex Across-slope shape: Linear

Parent material: Clayey residuum weathered from calcareous shale and/or

calcareous siltstone

Typical profile

H1 - 0 to 6 inches: silt loam H2 - 6 to 48 inches: silty clay

Cr - 48 to 58 inches: weathered bedrock

Properties and qualities

Slope: 6 to 12 percent

Depth to restrictive feature: 40 to 60 inches to paralithic bedrock

Natural drainage class: Well drained

Runoff class: Very high

Capacity of the most limiting layer to transmit water (Ksat): Moderately low (0.01

to 0.14 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Calcium carbonate, maximum in profile: 8 percent

Available water storage in profile: Moderate (about 7.6 inches)

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 3e

Hydrologic Soil Group: C Hydric soil rating: No

Minor Components

Nicholson

Percent of map unit: 8 percent

Hydric soil rating: No

Faywood

Percent of map unit: 7 percent Hydric soil rating: No

Shrouts

Percent of map unit: 5 percent Hydric soil rating: No

CrB-Crider silt loam, 2 to 6 percent slopes

Map Unit Setting

National map unit symbol: 2vp3q Elevation: 430 to 1,150 feet

Mean annual precipitation: 36 to 66 inches
Mean annual air temperature: 40 to 68 degrees F

Frost-free period: 144 to 218 days

Farmland classification: All areas are prime farmland

Map Unit Composition

Crider and similar soils: 85 percent Minor components: 15 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Crider

Setting

Landform: Ridges

Landform position (two-dimensional): Shoulder, summit Landform position (three-dimensional): Side slope

Down-slope shape: Convex Across-slope shape: Linear

Parent material: Fine-silty noncalcareous loess over clayey residuum weathered

from limestone

Typical profile

Ap - 0 to 9 inches: silt loam

Bt1 - 9 to 39 inches: silty clay loam

2Bt2 - 39 to 79 inches: silty clay

Properties and qualities

Slope: 2 to 6 percent

Depth to restrictive feature: More than 80 inches

Natural drainage class: Well drained

Runoff class: Medium

Capacity of the most limiting layer to transmit water (Ksat): Moderately high to

high (0.20 to 2.00 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water storage in profile: High (about 9.5 inches)

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 2e

Hydrologic Soil Group: B Hydric soil rating: No

Minor Components

Nicholson

Percent of map unit: 5 percent

Landform: Ridges

Landform position (two-dimensional): Summit Landform position (three-dimensional): Interfluve

Down-slope shape: Linear Across-slope shape: Linear Hydric soil rating: No

Sandview

Percent of map unit: 5 percent

Landform: Ridges

Landform position (two-dimensional): Summit Landform position (three-dimensional): Interfluve

Down-slope shape: Convex Across-slope shape: Convex

Hydric soil rating: No

Nolin, ponded

Percent of map unit: 3 percent

Landform: Sinkholes

Landform position (three-dimensional): Dip

Down-slope shape: Concave Across-slope shape: Concave

Hydric soil rating: No

Beasley

Percent of map unit: 2 percent

Landform: Ridges

Landform position (two-dimensional): Summit Landform position (three-dimensional): Interfluve

Down-slope shape: Convex Across-slope shape: Linear Hydric soil rating: No

ShC3—Shrouts silt loam, 6 to 12 percent slopes, severely eroded

Map Unit Setting

National map unit symbol: 1ng8n

Elevation: 600 to 700 feet

Mean annual precipitation: 40 to 46 inches

Mean annual air temperature: 52 to 57 degrees F

Frost-free period: 172 to 204 days

Farmland classification: Not prime farmland

Map Unit Composition

Shrouts, severely eroded, and similar soils: 75 percent

Minor components: 25 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Shrouts, Severely Eroded

Setting

Landform: Ridges

Landform position (two-dimensional): Shoulder Landform position (three-dimensional): Side slope

Down-slope shape: Convex Across-slope shape: Linear

Parent material: Clayey residuum weathered from calcareous shale and/or

siltstone

Typical profile

H1 - 0 to 2 inches: silt loam H2 - 2 to 20 inches: silty clay H3 - 20 to 35 inches: silty clay

Cr - 35 to 45 inches: weathered bedrock

Properties and qualities

Slope: 6 to 12 percent

Depth to restrictive feature: 20 to 40 inches to paralithic bedrock

Natural drainage class: Well drained

Runoff class: Very high

Capacity of the most limiting layer to transmit water (Ksat): Moderately low (0.01

to 0.14 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water storage in profile: Low (about 4.7 inches)

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 6e

Hydrologic Soil Group: D Hydric soil rating: No

Minor Components

Beasley

Percent of map unit: 8 percent Hydric soil rating: No

Faywood

Percent of map unit: 7 percent Hydric soil rating: No

Caneyville

Percent of map unit: 5 percent

Hydric soil rating: No

Crider

Percent of map unit: 5 percent

Hydric soil rating: No

UakF—Urban land-Udorthents complex, smoothed, 0 to 50 percent slopes

Map Unit Setting

National map unit symbol: 1nks4

Elevation: 380 to 600 feet

Mean annual precipitation: 40 to 46 inches Mean annual air temperature: 52 to 57 degrees F

Frost-free period: 172 to 204 days

Farmland classification: Not prime farmland

Map Unit Composition

Udorthents and similar soils: 70 percent

Urban land: 30 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Udorthents

Properties and qualities

Slope: 0 to 50 percent

Depth to restrictive feature: More than 80 inches

Runoff class: Very high

Depth to water table: About 12 to 48 inches

Frequency of flooding: None Frequency of ponding: None

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 7s

Hydric soil rating: No

Description of Urban Land

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 8

Hydric soil rating: No

UjC—Urban land-Alfic Udarents complex, clayey substratum-over hard bedrock, 0 to 12 percent slopes

Map Unit Setting

National map unit symbol: 1ng9t

Elevation: 500 to 800 feet

Mean annual precipitation: 40 to 46 inches Mean annual air temperature: 52 to 57 degrees F

Frost-free period: 172 to 204 days

Farmland classification: Not prime farmland

Map Unit Composition

Urban land: 60 percent

Alfic udarents and similar soils: 40 percent

Estimates are based on observations, descriptions, and transects of the mapunit.

Description of Urban Land

Interpretive groups

Land capability classification (irrigated): None specified

Land capability classification (nonirrigated): 8

Hydric soil rating: No

Description of Alfic Udarents

Setting

Landform: Ridges

Landform position (two-dimensional): Summit Landform position (three-dimensional): Interfluve

Down-slope shape: Convex Across-slope shape: Linear

Parent material: Thin fine-silty loess over clayey residuum weathered from

limestone and dolomite

Typical profile

H1 - 0 to 24 inches: silt loam
H2 - 24 to 50 inches: silty clay loam

H3 - 50 to 70 inches: silty clay

R - 70 to 80 inches: unweathered bedrock

Properties and qualities

Slope: 0 to 12 percent

Depth to restrictive feature: 66 to 74 inches to lithic bedrock

Natural drainage class: Well drained

Runoff class: Very high

Capacity of the most limiting layer to transmit water (Ksat): Very low to moderately

low (0.00 to 0.14 in/hr)

Depth to water table: More than 80 inches

Frequency of flooding: None Frequency of ponding: None

Available water storage in profile: High (about 10.4 inches)

Interpretive groups

Land capability classification (irrigated): None specified Land capability classification (nonirrigated): 7s

Hydrologic Soil Group: D Hydric soil rating: No

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