

LD&T MINUTES

JULY 24, 1997

DOCKET NOS. 9-71-95 & LW-132-97 (Jefferson County) Article 12 as long as no vehicles overhang into the buffer, wheelstops may be needed.

6. Sidewalks where shown on the general plan along both Bardstown Road and Newbridge Road they are not shown on the proposed plan. They will need to included and not shown in the LBAs.

PROPOSED BINDING ELEMENTS All binding elements from the approved General Development Plan are applicable to this site in addition, to the following:

- 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. No further development shall occur without prior approval from the Planning Commission.
- 2. The development shall not exceed14,000 square feet of gross floor area for a retail center.
- 3. The only permitted freestanding sign shall be located as shown on the approved development plan. No portion of the sign, including the leading edge of the sign frame, shall be closer than 4 feet to front property line. The sign shall not exceed 60 square feet in area per side and 6 feet in height. No sign shall have more than two sides.
- 4. No outdoor advertising signs (billboards), small free-standing (temporary) signs, pennants balloons, or banners shall be permitted on the site.
- 5. There shall be no outdoor storage on site.
- Outdoor lighting shall be directed down and away from surrounding residential properties. Lighting fixtures shall have a 90 degree cutoff so that no light source is visible off-site. Lighting levels attributable to the fixtures located on the subject site shall not exceed two foot candles at the property line.
- 7. 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 the Jefferson County Department of Public Works and Transportation (400 Fiscal Court Building) and the Metropolitan Sewer District (700 West Liberty).

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- 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 Article 12 prior to requesting a building permit. Such plan shall be implemented prior to occupancy of the site and shall be maintained thereafter.
- d. An access and crossover easement agreement in a form acceptable to the Planning Commission legal counsel shall be secured from the adjoining property owner and recorded. A copy of the recorded instrument shall be submitted to the Division of Planning and Development Services; transmittal of approved plans to the office responsible for permit issuance will occur only after receipt of said instrument.
- A major subdivision plat creating the lots and roadways as shown on the approved district development plan shall be recorded prior to issuance of any building permits.
- 8. If a building permit is not issued within one year of the date of approval of the plan, 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.
- 9. A certificate of occupancy must be received from the appropriate code enforcement office 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. The property owner/developer shall provide copies of these binding elements to tenants, contractors and other parties engaged in development of this project, and shall inform them of the content of these binding elements. Further, the property owner/developer shall require contractors to similarly notify all of their sub-contractors whose duties relate to the binding elements. The property owner/developer shall ensure their compliance with the binding elements.

OTHER COMMENTS

1. Revisions to plan.

DISCUSSION:

APPROVED DISTRICT
DEVELOPMENT PLAN
APPROVAL DATE
APPROVAL DATE
EXPIRATION DATE
SIGNATURE OF ANNIMESION
PLANNIESION
PLANNIESION
PLANNIESION
PLANNIESION
PLANNIESION

NOTICE
PERMITS SHALL BE ISSUE
ONEY IN CONFURMANCE
WITH THE BINDING ELEMEN
OF THIS DISTRICT
DEVELOPMENT PLAN.

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