From:

Christy Ferrell <christylynferrell@gmail.com>

Sent:

Thursday, October 11, 2018 11:34 AM

To:

Williams, Julia

Subject:

Case # 18ZONE1001

I am unable to attend todays meeting yet I wanted to address my concerns to the proposed apartment complex. I live on Marlin Drive and will be able to see and hear the apartments from our backyard. WE chose this neighborhood due to the quite and low traffic. I know all of this will change when over 80 new resident families move into those apartments. The traffic on Galene Drive off Charlane will increase greatly with this being the only entrance and exit street to the proposed complex. Tully Elementary being so close that is a huge safety concern for the children. I have already been in an auto colission once on this street in early morning school traffic.

Crime is also a huge concern, many of the apartment complexes in Jeffersontown (Parliment Square, Boulder Creek, etc) have high crime rates and adding another one will only increase that rate. We have decided to rent or sell our home if this project goes forward as well as many of my neighbors on Marlin Dr. There are many long term residents on this street and it may soon turn into a street of rental properties if the apartments are built.

Christy Lyn Ferrell

From:

Sharon Bailey <sharon.bailey1026@gmail.com>

Sent:

Wednesday, October 10, 2018 11:15 PM

To:

Williams, Julia; Bill Young; Brian Abrams; Carol Pike; Mark Blum; Pam Ware; Ray Perkins;

Tim Hall; Vince Grisanti

Subject:

Case #18ZONE1001

Julia,

I am disappointed that the meeting is in the middle of the day when a lot of people have to work and cannot make it to the meeting.

I am concerned that building these multifamily units will make the congestion worse. On Saint Edwards drive at the intersection Charlane parkway there are vehicles that park on both sides which makes the road narrow and one of the houses in that area evidently has someone that watches children, so they are trying to get in and out of their vehicles with their children while vehicles are trying to squeeze through coming from and going to work.

Saint Edwards drive gets very busy when Saint Edwards Church has their picnic and also when the Gaslight festival happens. How much worse will it get?

As it stands now vehicles speed up and down Saint Edwards drive. My 86 year old mother sometimes crosses the street to talk to neighbors and I am scared that she will get hit by these vehicles. I also have grandchildren that live close and it can be dangerous to even cross the street sometime with speeding vehicles.

The drainage is not very good in the area. It is not only in the yards but also on Charlane. I noticed that with all the rain that we had, water was coming up out of the sewer caps. I guess it was the city that put no swimming signs up in spots along Charlane. This area would be better left as grass, and trees so that the water could soak in instead of just running off which the concrete would cause and there would be more flooding in the area.

If the flooding in this area gets worse it along with the multifamily residences will effect the property value of the houses in the area.

Sharon Bailey 3615 Saint Edwards Drive

From: Amanda Risinger <campidlewyldezoocrew@gmail.com>

Sent: Wednesday, October 10, 2018 11:59 PM

To: Williams, Julia

Subject: Change in Zoning for 3620 Charlane Parkway

Hello,

I am a concerned resident of the quaint j-town neighborhood suffering from a proposal for a zoning change in order to put apartment complexes right in our backyards. I have lived here for almost 9 years now, purchasing my first home right on St Edwards Dr. The property in question is directly behind my home. My main concern with the proposal is just how close these buildings will be to our homes. There is no easement. I fear for our sewer systems, as I watch this area suffer from drainage issues now. I cannot imagine what adding several hundred more residents will do. Also, there is only one way in and out of that property, so congestion, traffic and the condition of that small road are a threat to the safety of all residents. When i first bought my home here, I watched excited kids on bikes pedal down to the fenced off pool and i could hear them remark about when the pool would open. It seemed like a positive community space for this neighborhood. Sadly, I never saw the pool open. I only watched disappointed kids turn their frustrated energy into petty vandalism. That pool was a space for the community. I believe it should be reimagined as such again. A neighborhood park, perhaps. We certainly don't have one in walking distance. Maybe a basketball court, a walking trail, play sets for young children. Picnic tables and grills. Plant some trees. Make this space a viable place for our community to gather again. Or, let's explore the possibility of a sustainable green space. This is a blue collar, working class neighborhood of folks who worked hard to buy a home of their own. We chose this neighborhood in j-town and are proud of that. But this proposal has many of us afraid for the structure of our neighborhood community. And I feel it is proof that our government does not want to hear what we have to say, as our only chance to make our voices heard on this subject is in the middle of the work day, in downtown, and with little notice for us to even request off work in order to attend. Please, rethink this zoning proposal. Do not discredit our opinions because we aren't a neighborhood dripping with money. We live here, and we should be heard, and what we have to say should matter.

Thank you for your time,

Amanda R resident

From:

David & Crystal Summerlin <masterd413@yahoo.com>

Sent:

Wednesday, October 10, 2018 11:55 PM

To:

Williams, Julia

Cc:

babrams@jeffersontownky.gov; mblum@jeffersontownky.gov;

vgrisanti@jeffersontownky.gov; thall@jeffersontownky.gov; rperkins@jeffersontownky.gov; cpike@jeffersontownky.gov; pware@jeffersontownky.gov; byoung@jeffersontownky.gov

Subject:

Case# 18ZONE1001 concerns for 10/11/2018 meeting

I am writing to express my opposition to the rezoning of the property at 3620 Charlane Parkway. I have lived in the neighborhood all of my life but have spent the last 13 years on Walnutwood Way. I also have family and friends that have lived on St. Edwards Drive for more than 40 years.

We all have concerns. Safety is the number one concern. As it is cars, trucks and buses speed past our home and the homes on St. Edwards Drive. I have a child who has almost been hit by a speeding vehicle on two separate occasions. The thought of 150 more vehicles traveling down our street is frightening.

The streets in this neighborhood, namely Galene, Walnutwood and St. Edwards are not built to accommodate the additional vehicles that would come with the proposed complex. As it is Ruckregiel and Watterson Trail are clogged during peak hours as is Hurstborne Lane between Shelbyville Road and Bardstown Road. Adding another 150 vehicles to this area without making changes to the roadways would not only further the congestion but also create safety hazards for vehicles and pedestrians.

While we have been advised that drainage issues will be addressed, the plans presented at the first meeting did not appear to be adequate. As it is the drainage and water system reaches its limitations at times. We often watch as the drainage ditches reach maximum capacity and yards on St. Edwards are flooded.

The plans detailed in the original meeting to provide those on St. Edwards Drive who back up to the proposed development with privacy where also inadequate. With the proposed trees, shrubbery and distance from property line to building, people residing on the second and third floors could easily see into the homes they sit up against. This proves a safety issue for many residents, more so for single women, elderly residents and children.

One final concern I would like to address at this point is what security measures might be taken on the new development if approved. Will there be on-site management and security? Will there be cameras and appropriate lighting that will not impact current residents? What additional measures can and will be taken to ensure existing and new residents and their belongings are safe?

I appreciate your time and attention,

Crystal Summerlin (502) 386-9929

From: Jennifer Reid < jreid@rmsc.com>

Sent: Wednesday, October 10, 2018 3:44 PM

To: Williams, Julia

babrams@jeffersontownky.gov; mblum@jeffersontownky.gov;

vgrisanti@jeffersontownky.gov; thall@jeffersontownky.gov; rperkins@jeffersontownky.gov; cpike@jeffersontownky.gov; pware@jeffersontownky.gov; byoung@jeffersontownky.gov

Subject: 3620 CHARLANE PARKWAY CASE#18ZONE1001

Attachments: CHANGE IN ZONING PROPOSAL 10518.docx

Please consider the attached letter in regard to the zoning change proposal.

Thank you,

Scott and Jennifer Reid 3507 St. Edwards Drive Louisville, KY 40299 502-744-2645

CHANGE IN ZONING PROPOSAL 3620 CHARLANE PARKWAY 18ZONE1001

We are writing in regard to the zoning change proposal on Charlane Parkway. Our property backs up to the land that is being proposed for multi-family housing. We have lived in our home for 14 years and fell in love with the neighborhood because of the long established and friendly neighbors in an area where affordable housing still exists. We ask that you please not allow this zoning change. This change will only benefit the developer. The existing homeowners in the neighborhood do not want this. There are already plenty of multi-family housing options in Jeffersontown. As citizens who have bought into this community and strive to make it a great place please consider our feelings and rights as well. We have laid out some of our specific reasons for opposition below:

- 1. Safety. Children are currently able to walk or ride bikes back and forth to several area schools (Tully, Jeffersontown High, Jeffersontown Elementary, St. Edwards). They are able to meet up to ride bikes or play at playgrounds or meet in at the site of the zone change proposal. They do this freely and parents and neighbors can all keep a watch on them because this is a long established neighborhood (with many living here 20 or 30 plus years) where people know and watch out for each other. If multifamily housing is brought in, then we will have a steady rate of turnover of short-time neighbors who we don't know and are not invested in our community. Also, the increase in traffic is a huge safety concern for our children!
- 2. Traffic. There are several schools in the area that already cause increase traffic through the neighborhood. Also, street parking is common. Adding multi-family residences will only add more danger to roadways meant for a quiet neighborhood and not a high traffic area.
- 3. Sewage. This area cannot sustain multi-family properties. We watch the creek overflow into the parking lot each time we get a heavy rain. The area is clearly not able to take the additional sewage for multi-family properties. MSD shows up often and I'm sure they can explain this situation. The "pond" proposed will only add to an increase in mosquitos, ticks and other insects that carry diseases.
- 4. Privacy. This is a residential neighborhood of single-level, single-family homes built in the 60's. Building 2 story multi-family residences will ensure that existing neighbors have absolutely no privacy in their homes or yards. Please consider our rights and how you would feel if this was your back yard. We do not have large yards and these buildings, parking lots and dumpsters will be feet away from us. Along with strangers having the ability to peer into our lives, we will have a constant flow of cars and exhaust causing fumes and noise pollution. Not to mention we will have dumpsters placed in close proximity to our property resulting in pungent odors, attracting nuisance animals, and unsightly views.

- 5. Gentrification. The "Luxury" apartments that have been proposed are out of line with this lower-middle class neighborhood. First of all, there are no amenities proposed that would attract anyone in the market for a luxury apartment. Secondly, you can currently rent a three bedroom home in this neighborhood cheaper than you could the proposed one or two bedroom apartment. Who in their right mind would pay this? No one. This will result in government subsidies to fill the housing that will cost the tax payer and benefit the developer. We already have plenty of multi-family housing in Jeffersontown. We currently have a neighborhood where people have options to buy or rent affordable housing. This area is currently diverse with residents of all ages and races. If the developer is right and this raises existing property values, then you have just outpriced hundreds of families out of renting or owning a single family home. The developer indicated that young people aren't interested in home ownership and are attracted to the option of luxury apartments. This is not true, our neighborhood has many young people that have bought homes and are a great addition to this neighborhood.
- 6. Green Space. Studies show that green spaces are help reduce heat and the effects of global warming. They result in healthier residences with lower cardiovascular diseases and stress levels. They provide an area for walking, running, riding bikes, walking dogs, throwing Frisbees, playing balls. Fruit trees could be planted and food provided to those in need in our community. Local schools could learn hands on farm to table food practices that you otherwise would not get in a city and at the same time how to use our resources to help those in need in our community. This area is already used by current neighbors and the lack of this "community" space would create a void that is needed in this area. Our City should consider investing in our older neighborhoods and keeping affordable housing options open.
- 7. We do not want this. We are speaking for all of our neighbors and people that use the local schools that will be affected as we have talked with many and they are all passionately against this. We do not want this multi-family zoning change as this will change the landscape of our neighborhood unnecessarily.

PLEASE VOTE NO!!!!!!!!!!

We thank you in advance for your consideration of our feelings and rights as existing homeowners.

Scott and Jennifer Reid 3507 St. Edwards Drive Louisville, KY 40299 502-744-2645

From:

sandy linville <mcangelstar@hotmail.com>

Sent:

Wednesday, October 10, 2018 4:37 PM

To: Cc:

Williams, Julia

sandy linville

Subject:

Jtown swim club

I do not want condos or apartments built on this property. The creek is there also wouldn't be able to handle with the sewers. It would make way to much traffic for this neighborhood. This area needs to be sold to someone that would help our neighborhood. I have lived in this same house for 32 years. The value on our property would go down, we say no to building condos or apartments.

Sent from my iPhone. Thank you

From: Beverley Grey

bevg@SSMIDAMERICA.COM> Sent:

Wednesday, October 10, 2018 12:51 PM To:

Williams, Julia

Subject: Case number: 18ZONE1001

Julia,

Please include the following questions, concerns, and comments in the case file.

Questions:

If approved, how does the contractor plan on paying for the development?

What is the price of the one, two, and three bedroom apartments? How does the contractor plan on keeping the property secure? On site security personnel? Security cameras?

Since most households are now two car households, what is the plan to accommodate the additional traffic? Are there any plans to monitor and endorse speed limits with the additional traffic?

When the area is flooded from rain, what is the plan for drainage?

Since the area is not on a schedule for a bus line, how will it be addressed?

If passed:

Requests:

Fencing

Four foot berms with fast growing deciduous trees

My property address is 3617 Saint Edwards Drive and I OPPOSE THE REZONING.

Beverley K Grey

Accounting Manager



Select Sires Mid America, Inc. 1930 Herr Lane Louisville, Kentucky 40222 (502)-425-1868 bevg@ssmidamerica.com

From: Crouch, Robyn R <robyn.crouch@usbank.com>

Sent: Wednesday, October 10, 2018 10:12 AM

To: Williams, Julia

Subject: Case Number 18ZONE1001 - Amended Letter

Attachments: Zoning brief - Amended.docx

Importance: High

Robyn R Crouch

Administrative Assistant to David Wombwell p. 502.562.6474 | robyn.crouch@usbank.com

U.S. Bank

One Financial Square

One Financial Sq, Louisville, KY 40202 | CN-KY-0850 | www.usbank.com

U.S. BANCORP made the following annotations

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October 10, 2018

Ms. Julia Williams
Division of Planning & Design Services
julia.williams@louisvilleky.gov

RE: Case Number 18ZONE1001 – Proposed change in zoning from R-4 to R-6 to allow an 84-unit apartment complex on approximately 5.8 acres just south of Charlane Park and Bridge Creek subdivisions at 3620 Charlane Pkwy

Ms. Williams:

Please reference my letter of January 26, 2018 regarding my opposition to the proposed zoning change.

In addition, you must also consider your own rules contained in www.louisvilleky.gov:

From www.Louisvilleky.gov "Zoning Change"

"...zoning locates particular uses or building forms where they are most appropriate. Factors to consider include public utilities, accessibility, and the established development pattern of an area. These regulations are intended to protect the rights of property owners while promoting the general welfare of the community."

Also from www.Louisvilleky.gov:

"Then consider the following questions:

- 1. Does this proposal "fit" the area in terms of density and quality?
- 2. Are the proposed uses needed and welcomed by the neighborhood?
- 3. Are your roads sufficient to handle the additional traffic?
- 4. Is the tract subject to flooding or causing flooding downstream if developed?"

In answering these questions,

Does the proposal "fit" the area in terms of density and quality? NO. This is a low density, single-family home area. In viewing the area, you will see the obvious single-family homes, and also you will see 2-lane access roads (some of which are cut down to one lane because of the

Page 2 of 2

Proposed Zoning Change - 3620 Charlane Parkway

allowance to park on the street), the absence of public transportation routes and commercial properties, the presence of schools and school children.

Are the proposed uses needed and welcomed by the neighborhood? NO

The developers may have met the technical requirements but these do not take into account the human element....the people who walk their dogs on daily basis, the children who walk to school every day, the additional traffic.

Are your roads sufficient to handle the additional traffic? NO

This is a road that is commonly used for off property parking. There is concern that emergency services may not be able to access our homes or these apartments, as the road is likely not of adequate width to accommodate a fire truck. Improvements to the width of the road will be needed to make the situation safe for all.

Is the tract subject to flooding? YES, as are most of the surrounding properties.

In summary, per the above mentioned reasons and prior letter, rezoning in **no way** bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare of the people residing in this area. You must think of what is best for the community at large and that is to not rezone this property.

Sincerely,

Robyn R. Crouch 3500 Charlane Pkwy Louisville, KY 40299 (502) 445-4577

From: Crouch, Robyn R <robyn.crouch@usbank.com>

Sent: Wednesday, October 10, 2018 8:58 AM

To: Williams, Julia

Subject: Case Number 18ZONE1001

Attachments: Zoning brief.docx; Zoning letter.docx

Ms. Williams:

Please place my additional thoughts and concerns regarding this matter into the record. Once again, I cannot stress how strongly our neighborhood opposes this change.

Thank you.

Robyn R Crouch

Administrative Assistant to David Wombwell p. 502.562.6474 | robyn.crouch@usbank.com

U.S. Bank

One Financial Square

One Financial Sq, Louisville, KY 40202 | CN-KY-0850 | www.usbank.com

U.S. BANCORP made the following annotations

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October 10, 2018

Ms. Julia Williams
Division of Planning & Design Services
julia.williams@louisvilleky.gov

RE: Case Number 18ZONE1001 – Proposed change in zoning from R-4 to R-6 to allow an 84-unit apartment complex on approximately 5.8 acres just south of Charlane Park and Bridge Creek subdivisions at 3620 Charlane Pkwy

Ms. Williams:

Please reference my letter of January 26, 2018 regarding my opposition to the proposed zoning change.

In addition, you must also consider your own rules contained in www.louisvilleky.gov:

From www.Louisvilleky.gov "Zoning Change"

"...zoning locates particular uses or building forms where they are most appropriate. Factors to consider include public utilities, accessibility, and the established development pattern of an area. These regulations are intended to protect the rights of property owners while promoting the general welfare of the community."

Also from <u>www.Louisvilleky.gov</u>:

"Then consider the following questions:

- 1. Does this proposal "fit" the area in terms of density and quality?
- 2. Are the proposed uses needed and welcomed by the neighborhood?
- 3. Are your roads sufficient to handle the additional traffic?
- 4. Is the tract subject to flooding or causing flooding downstream if developed?"

In answering these questions,

Does the proposal "fit" the area in terms of density and quality? NO. This is a low density, single-family home area. In viewing the area, you will see the obvious single-family homes, and also you will see 2-lane access roads (some of which are cut down to one lane because of the

Page 2 of 2

Proposed Zoning Change - 3620 Charlane Parkway

allowance to park on the street), the absence of public transportation routes and commercial properties, the presence of schools and school children.

Are the proposed uses needed and welcomed by the neighborhood? NO

The developers may have met the technical requirements but these do not take into account the human element....the people who walk their dogs on daily basis, the children who walk to school every day, the additional traffic.

Are your roads sufficient to handle the additional traffic? NO

Is the tract subject to flooding? YES, as are most of the surrounding properties.

In summary, per the above mentioned reasons and prior letter, rezoning in <u>no way</u> bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare of the people residing in this area. You must think of what is best for the community at large and that is to not rezone this property.

Sincerely,

Robyn R. Crouch 3500 Charlane Pkwy Louisville, KY 40299 (502) 445-4577 January 26, 2018

Ms. Laura Mattingly
Division of Planning & Design Services
Laura.mattingly@louisvilleky.gov

Councilman Stuart Benson
District 20
Stuart.Benson@louisvilleky.gov
Angela.Webster@louisvilleky.gov

Mayor Bill Dieruf
City of Jeffersontown
bdieruf@jeffersontownky.gov

RE: Case Number 18ZONE1001 — Proposed change in zoning from R-4 to R-6 to allow an 84-unit apartment complex on approximately 5.8 acres just south of Charlane Park and Bridge Creek subdivisions at 3620 Charlane Pkwy

Dear Ms. Mattingly, Councilman Benson and Mayor Dieruf:

I am writing you to express my extreme outrage at the above proposed zoning change!

I purchased my home at 3500 Charlane Pkwy approximately two (2) years ago after searching all over Louisville. I chose this area because it was quiet, not a lot of traffic and there were places to walk your dogs while feeling safe. By building apartments on this street, you will destroy all of that.

I looked up the legal definition of rezoning and found:

"Courts have held that a zooming regulation is legal or valid if it is reasonable and not arbitrary and bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare and if the means employed are reasonably necessary for the accomplishment of its purpose. An ordinance is invalid if its enforcement will preclude use of the property for any purpose to which it was reasonably adapted. In determining whether a regulation is reasonable, no single factor is controlling. Those factors normally considered are need for the adoption, the purpose, location, size, and physical characteristics of the land, and the character of the neighborhood. Also considered are the effect on the value of the property, the amount by which property values are decreased, the notion of the general welfare (that is, what is best for the community at large), and the density, population and aesthetics of the area. Traffic, use of the nearby land, and length of time the property has been vacant are also relevant."

This area and surrounding areas have been zoned R-4 – single family residences (low density) for at least the past 50 plus years. A great deal of the people residing in this area has lived there for 10, 20, 30 years and reasonably expected the zoning to stay the same, as this is the purpose to which it was adapted.

Case Number: 18ZONE1001

Schools were built here, children walk to school here, families walk their dogs here and new people bought houses here because of this.

Now, after neighborhoods have been well-established, a proposal is made to rezone <u>one</u> parcel of land to R-6 — multi-family (high density). No consideration has been made to the major effect it will have on the surrounding areas. The "classic" definition of spot zoning is the process of singling out a small parcel of land for a use classification totally different from that of the surrounding area for the benefit of the owner of such property into the detriment of other owners. The question is: Does this rezoning relate to the compatibility of the zoning of surrounding areas? I think you would have to find that the answer is NO it does not. There is no benefit to this plan other to the developers. When asked about this at the Neighborhood Meeting held on January 24, 2018, Attorney Nick Pregliasco responded "you can rezone any property into anything you want in Louisville". Maybe you can, if you have money! However, if this is true, what is the point of having any zoning laws?

Now to address specifics:

- 1. Charlane Parkway is the only access to the property. Charlane Parkway is a two-lane residential street that was **not designed as an access road**. People park on the street, which, to my understanding is allowed. The proposed apartment complex would add more traffic than this road and neighborhood could stand. There is a huge safety issue, as a lot of our residents walk and their children walk to school and play outside. Further, according to the builder's plans, there is to be only 1.5 parking spots per unit. Having lived in apartments for many years, I know for a fact that if a resident comes home and there is no spot, they will park anywhere and that would include on a nearby street. Also to be expected is for a resident(s) to have a party and guests will also park on the street. You also have to figure that since a lot of apartment dwellers are young, there will be drunk drivers on the road as well.
- 2. The attorney spoke of "buffer" zones consisting of a fence and some trees so the adjoining property owners would not be disturbed. This is laughable!! It was pointed out that the land the proposed apartments would be on is lower than the homes. They will be looking into the windows of the second floor apartments. No fencing or trees can cover that. Further, you have the noise. Again, having lived in an apartment with an 8 foot privacy fence behind it and some trees, I could hear every word spoken and every note of music played at the restaurant that sat behind the apartments. They said the fencing would be continuous around the property so as to prevent the apartment dwellers from walking through the adjoining property owners' property. That fence will not stay up if they want to create a "cut-through". No amount of fencing or trees will keep out the noise!
- 3. Safety / crime are a tremendous factor in this. The builder says he does not know what the rents will be. It does not take a mental giant to figure out that these are not going to be "high dollar" apartments. This market and neighborhood will not support it. Therefore, we will have low rent apartments and after a couple years will be even lower. I think you can figure out that within the lower rent apartments, you have more crime, drugs, etc.
- 4. Property values are another factor. When I was in the process of looking for my home, the one thing my realtor stressed was not to look at property where there was an apartment complex nearby or a convenient/gas station. I asked why and he said because of crime. I called the Property Valuation Administration and they said the apartments probably will not affect the valuation of my home short term but in the long run, yes it would. Who wants to buy a home where there is an apartment complex a few doors down? So, in building these apartments, it

Page 3 of 3

Case Number: 18ZONE1001

WILL affect the resale of my home. As I said previously, a lot of the residents have lived in this area for many many years and will not want to move at this stage of their lives. Then some of us saved for years to be able to afford our homes and now are faced with the prospect of declining property values (not to mention the expense of relocating) and difficulty in selling.

5. What happens in the future when the apartments are run down (as is the case in most all apartments)? In my experience, the property owner gets tired of fooling with it and sells it or just lets it run down further. I'm sure you have all seen that around Louisville!

Why not put the land to good use and build a community park where all can enjoy? I know that money is being spent to improve Jeffersontown as whole, why not invest in a neighborhood that has been there for the good and bad and still maintains a small town community atmosphere. The benefits of this far outweigh the risk and will put the land to its highest and best use!

In summary, the proposed rezoning only serves the interest of one (the property buyer / developer), while leaving the property zoned R-4 serves the interest of a whole community. Per the above mentioned reasons, rezoning in **no way** bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare of the people residing in this area. You must think of what is best for the community at large and that is to not rezone this property.

And, in closing, ask yourself this....would I want a low rent apartment complex built in my neighborhood or in the neighborhood where my children(s) or grandchildren(s) live and play? I think you will answer a resounding **NO** as well.

Sincerely,

Robyn R. Crouch 502-445-4577 Robyn36@aol.com

CC: Jeffersontown City Council (Ray Perkins, Carol Pike, Pam Ware, Vince Grisanti, Mark Blum, Tim Hall, Brian Adams, Bill Young)

From: CHARLES B BAKER <charlesbbaker@bellsouth.net>

Sent: Tuesday, October 9, 2018 6:51 PM

To: Williams, Julia

Subject: change of zoning for 3620 charlane parkway

First of all I would like say it seem to be a little on the shady side the way no info about this is being put out. I have only heard about this from my neighbors. I think that if more info about this had been put out, that this might not have even got this far. I have talked to neighbors that still not heard about it.

I have a problem with changing of the zoning to multi-family residential. The traffic is bad enough now with all the school buses in the morning and afternoon. To add a apartment complex to mix would create a nightmare. Another thing if this building is more than one floor, the upper floors will be looking into the back windows of the house behind them.

There is a problem with storm drains. We currently have water spouting out of man hole covers when we get a heavy rain. To put more hard surfaces in drain in the current problem area would other peoples home at risk. The are homes on both sides of the ditch that currently run to top of it banks in rain storms.

There is also the problem of crime. It seem that area around apartment complexes have a higher crime rate. In our neighborhood there has been a few section 8 houses, one only two houses from mine. There have been two families live there one of which sold drugs out of the house. The other was nice family. But we have had car break ins and vandalism of both cars and homes.

I feel that this property should remain R-4 (single family residential) at least with yards some of the water gets in the ground.

Charles Baker 3702 Canterbury Drive Louisville, Ky 40299

From: Beverly Tucker <Beverly.Tucker@Applied-DS.com>

Sent: Monday, October 8, 2018 4:20 PM

To: Williams, Julia

Subject:Case Number: 18ZONE1001Attachments:Case Number 18ZONE1001.pdf

Good afternoon Julia,

Please accept the attached letter for the upcoming meeting. Please let me know if you have any questions or if I may be of further assistance.

Thank you so very much,

Beverly

Beverly Tucker Administrative Services Specialist Applied Digital Solutions, Inc. Phone 502-253-0134

Fax 480-247-5270 www.applied-ds.com







Mark and Beverly Barnes 3502 Barclay Drive Jeffersontown, KY 40299

Case Number 18ZONE1001

To whom it may concern:

We are intensely opposed to the proposal regarding a CHANGE IN ZONING from R-4 (Single Family Residential) to R-5A (Multi-Family Residential and a DETAILED DISTRICT DEVELOPMENT PLAN.

Subject Property: 3620 CHARLANE PARKWAY.

We have lived at this same address since 1963 and seen many changes, but none that would affect us as much as this proposal. This would only bring more trash, traffic, drugs and burglaries to our once quaint little neighborhood. Please do not let J-town go downhill further than it already has ie: Patti Lane.

We appreciate your consideration to hear the voice of the people who hold J-town dear to them!

Sincerely,

Mark A. Barnes

Beverly Tucker Barnes

From: Robert Marshall <wcc@bellsouth.net> Monday, October 8, 2018 10:45 AM Sent:

To: Williams, Julia 18ZONE1001 Subject:

We would like to comment -Charlane Parkway can not handle the traffic this would generate. We would like to apply for an evening meeting in Jeffersontown.

Thanks you

Sincerely Bob and Jeanette Marshall

From: Jarod Hummer < hummernaut@gmail.com>

Sent: Saturday, October 6, 2018 8:21 PM

Williams, Julia To: Subject: 18-ZONE1001

Ms. Williams,

I am writing this letter to express my concern with the rezoning of the 3500 block of Charlane Pkwy near St. Edwards St. to allow for multi-family dwellings. As a police officer and homeowner in the immediate area I am very concerned about the plan to allow a large multi-unit apartment complex to come into an area already saturated with similar housing that cannot fully lease the existing units as is. This allows for government subsidized housing to come into the area. As a police officer I see the damage that this type of scenario can do to property values and quality of life for nearby residents.

I strongly urge you to reconsider allowing 18-ZONE1001 to pass and keep my neighborhood peaceful.

Thank you for your consideration,

OFC. Jarod M. Hummer Louisville Metro Police 4th Division 3507 Charlane Pkwy.

Jarod M. Hummer 765-430-9940 hummernaut@gmail.com

Karen Moseley <kmoseley2@yahoo.com> From: Sent:

Saturday, October 6, 2018 6:53 PM

Williams, Julia To:

Subject: Charlane Parkway zoning change proposal

> I am writing because I am concerned about the possibility of the apartments or condos being proposed on Charlane Parkway at the site of the old J-town Swim Club.

My parents built our house on Walnutwood Way in the late 1960's. When they passed, I bought the house from the estate and moved in. I was saddened that the neighborhood had declined so much.

There were more homes on the street that were rentals with people who seemed to have no real connection to the neighborhood. But it was right after the recession and I was counting on things getting better for everyone. I was hoping that these rentals would eventually turn into single family homes. So far, that hasn't come to pass.

Now, with the possibility of the development at Charlane Parkway, more people are feeling even less invested in our neighborhood. I'm truly concerned about the direction in which this area seems to be headed. I've already had one friend move out because she thought Jtown was getting run down.

The area already so much traffic with all of the schools in the area. With Tully, St. Edwards and Jeffersontown Elementary as well as J-town High all within a couple of miles radius, we continually have people who are just passing through. On Walnutwood, because of the elementary school down the street, there are cars speeding down the street as people drop off/pick up their kids. At certain times, I have issues just getting out of the driveway because of all the traffic passing through. I also have to pick up the trash tossed out by all those folks who are just passing through.

The addition of 46 condos in the area would just add to the chaos. That's entirely too many people and cars. If there MUST be condos built (instead of single family homes) — they should be lower density, high quality homes because this area needs people with an investment in the neighborhood.

The area would greatly benefit from a green space. A dog or general park. Even single family homes would be better. This neighborhood needs reasons for people to invest and contribute to the area.

Karen Moseley

From: V Noble <gbnoble@bellsouth.net> **Sent:** Friday, October 5, 2018 6:05 PM

To:Williams, JuliaSubject:18ZONE1001

We as homeowners of a home that has been in our family for 40 years oppose the rezoning of the property in Charlene parkway ~ we DO NOT ~ need 72 apartments towering over our homes on St Edwards Drive ~ we do not need the traffic with all the cars and people moving in and out of that dead end road only way on or out is St Edward Dr or Charlene Parkway ~ PLEASE ~ hear our pleads Do Not change our single dwelling zone !!!

Thank you

Georgiana and Virgil Noble

Sent from my iPhone

From:

Jude Byerly <jude.byerly@att.net>

Sent:

Friday, October 5, 2018 4:04 PM

To:

Williams, Julia

Subject:

Case 18ZONE1001

I am writing in regard to rezoning on Charlane Pwy. I am totally against this proposal of rezoning. This will change the demographics of this neighborhood. Traffic is already becoming an issue on St. Edwards to Charlane. There are only 3 streets out of this neighborhood, St Edwards, Barclay and Charlane. We don't need the extra traffic which will bring more pollution and trash that these vehicles bring. Please reconsider the rezoning on Charlane

JS Byerly Charlane resident

From: Robin Brown <iamisaid8@att.net>
Sent: Friday, October 5, 2018 3:04 PM

To: Williams, Julia

Subject: LAND DEVELOPMENT AND TRANSPORTATION Meetting dated 10/11/18 at 1 PM

I am requesting a change of time and possibly location for this meeting. Working people with day jobs are unable to attend weekday afternoon meetings. The subject property, 3620 Charlene Parkway will impact our area and we have concerns regarding the possible problems with the proposed rezoning. A time of 6 PM or later, preferably in Jeffersontown would allow participation.

I appreciate your consideration regarding Case #18ZONE1001.

Robin Brown 3707 Canterbury Drive Louisville, Kentucky 40299

From: Richard Dunn < richarddunn1313@yahoo.com>

Sent: Friday, October 5, 2018 11:23 AM

To: Williams, Julia

Subject: 3620 Charlene Parkway Case#18ZONE1001

Follow Up Flag: Flag for follow up

Flag Status: Flagged

The subject property is not suited for this change in zoning.

I was Mayor's Assistant and Public Works Director for the City of Jeffersontown in the 1970's. During that time period the City constructed several drainage basins to prevent The flooding of apartments downstream from this property. The addition of apartments with the large expanse of roofs and additional parking lots these apartments downstream Would once again be at risk. Since the basin was constructed on Six Mile Lane the flooding problem is not as bad but Condominiums constructed up stream have added additional water to acerbate the problem.

The additional water from these lots and the parking lots releasing oil and gas spills from the new surfaces will increase the water pollution downstream. Additional flooding of Taylorsville Road at the Railroad Viaduct is also a safety concern for Jeffersontown residents.

In addition, Galene Drive is already saturated with traffic from the JCPS bus compound and traffic from Tully Elementary will make it impossible for current residents to get out of the subdivision. Traffic on Watterson Trail is already over saturated. The traffic sitting stationary on these only outlets will increase air pollution.

I respectively request that you review these issues and deny this rezoning.

Thanking you for your consideration I remain, Sincerely, Richard A. Dunn 3600 Canterbury Drive

Jeffersontown, Kentucky

From:

Just, Rose <Rose.Just@kindred.com>

Sent:

Thursday, October 4, 2018 11:33 AM

To:

Williams, Julia

Subject:

RE: J-town Pool property

Follow Up Flag:

Flag for follow up

Flag Status:

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Julia do you know why I am the only one in my neighborhood who received this notice?

Rose Just Accounts Payable Staff Accountant Kindred Healthcare ph -502-596-6992 fx-502-596-4921

From: Just, Rose

Sent: Wednesday, October 03, 2018 9:19 AM

To: 'Williams, Julia'

Subject: RE: J-town Pool property

Thank You for taking my email.

Rose Just

Accounts Payable Staff Accountant

Kindred Healthcare ph -502-596-6992 fx-502-596-4921

From: Williams, Julia [mailto:Julia.Williams@louisvilleky.gov]

Sent: Wednesday, October 03, 2018 9:12 AM

To: Just, Rose

Subject: [EXTERNAL] RE: J-town Pool property

Thank you for letting me know your concerns regarding the change in zoning. Your letter will be made part of the record for the case.

Please let me know if you have any further concerns or questions regarding this case.

Thanks

Julia

From: Just, Rose [mailto:Rose.Just@kindred.com]
Sent: Wednesday, October 3, 2018 6:48 AM

To: Williams, Julia

Subject: J-town Pool property

Julia

I am writing you to oppese this apartment complex that is being voted on for oct 11. We already had a town meeting once opposing this development. Just because we do not live in the Rich part of J-Town does not mean we should be subject to this. Apartments in this area wil increase the already over burden area with traffic and drainage problems. Let alone crime that has increase already over that past few years. Our homes and neighborhoods mean just as much to us as your does. Apartments after a few years will devalue are property and don't tell me they will keep them up. This guy already sold some of his apartments to section 8 type of homes and that is not fair to us as long tax paying citizens. We have the right to not have this in our neighborhood. No one was opposed to single housing tor a park for the kids. I also asked that this meeting take place in J-town at a time most of us can be there. This is our home and should not be up for someone to just get rich. Put the apartments next to his house

Thank YOU

Rose Just

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From:

kpool@iglou.com

Sent:

Thursday, October 4, 2018 9:58 AM

To:

Williams, Julia

Subject:

3620 Charlane Parkway - 18ZONE1001

Follow Up Flag:

Flag for follow up

Flag Status:

Flagged

I have lived at 3513 Charlane Parkway for 26 years. This is a quiet dead-end street. I strongly oppose the rezoning of the dead-end of our street to enable a large number of apartments to be built (or any apartments). This will increase the traffic on our street exponentially by adding upwards of 150 cars. Rush hour would be a nightmare as there is only one exit from that property. Also, the property is surrounded by single-family homes that would have their backyards against these apartments.

It would be acceptable if the developer would propose single-family condos on a much smaller scale than these apartments present.

Respectfully, Kathleen Poole

From: Beverley Grey <beyg@SSMIDAMERICA.COM>

Sent: Thursday, October 4, 2018 7:32 AM

To: Williams, Julia

Subject: 3620 Charlane Pkwy - Case number: 18ZONE1001

Follow Up Flag: Flag for follow up

Flag Status: Flagged

Ms. Williams,

I am directly affected by the rezoning issue. However, I am still actively employed and am unable to attend the meeting scheduled for October 11, 2018.

I am asking for the meeting to be rescheduled to an evening and a venue that is more appropriately accessible to the individuals directly affected.

Thank you in advance for your consideration.

Beverley K Grey

Accounting Manager



Select Sires Mid America, Inc. 1930 Herr Lane Louisville, Kentucky 40222 (502)-425-1868

bevg@ssmidamerica.com

From: Alex Carden <alex9249@hotmail.com>
Sent: Thursday, September 27, 2018 9:45 AM

To: Williams, Julia

Subject: Permit Number 18ZONE1001

Follow Up Flag: Follow up Flag Status: Flagged

Hey Julia,

I was just checking in on this zoning change since it is right outside my front door and noticed that you are the person assigned to work this case now and just wanted to make sure that all the previous contact we had with Laura Mattingly will still be used against this zoning change.

Thanks, Alex Carden

From: Crouch, Robyn R <robyn.crouch@usbank.com>

Sent: Thursday, September 27, 2018 8:41 AM

To:Williams, JuliaSubject:18ZONE1001Attachments:Zoning letter.docx

Importance: High

Follow Up Flag: Follow up Flag Status: Flagged

Ms. Williams:

Please find attached my letter in opposition to the proposed zoning changes to 3620 Charlane Parkway.

The proposal may have met technical requirements but the overall neighborhood was not designed to incorporate a multi-family complex.

Robyn R Crouch robyn36@aol.com 502-445-4577

U.S. BANCORP made the following annotations

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January 26, 2018

Ms. Laura Mattingly
Division of Planning & Design Services
Laura.mattingly@louisvilleky.gov

Councilman Stuart Benson
District 20
Stuart.Benson@louisvilleky.gov
Angela.Webster@louisvilleky.gov

Mayor Bill Dieruf
City of Jeffersontown
bdieruf@jeffersontownky.gov

RE: Case Number 18ZONE1001 — Proposed change in zoning from R-4 to R-6 to allow an 84-unit apartment complex on approximately 5.8 acres just south of Charlane Park and Bridge Creek subdivisions at 3620 Charlane Pkwy

Dear Ms. Mattingly, Councilman Benson and Mayor Dieruf:

I am writing you to express my extreme outrage at the above proposed zoning change!

I purchased my home at 3500 Charlane Pkwy approximately two (2) years ago after searching all over Louisville. I chose this area because it was quiet, not a lot of traffic and there were places to walk your dogs while feeling safe. By building apartments on this street, you will destroy all of that.

I looked up the legal definition of rezoning and found:

"Courts have held that a zooming regulation is legal or valid if it is reasonable and not arbitrary and bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare and if the means employed are reasonably necessary for the accomplishment of its purpose. An ordinance is invalid if its enforcement will preclude use of the property for any purpose to which it was reasonably adapted. In determining whether a regulation is reasonable, no single factor is controlling. Those factors normally considered are need for the adoption, the purpose, location, size, and physical characteristics of the land, and the character of the neighborhood. Also considered are the effect on the value of the property, the amount by which property values are decreased, the notion of the general welfare (that is, what is best for the community at large), and the density, population and aesthetics of the area. Traffic, use of the nearby land, and length of time the property has been vacant are also relevant."

This area and surrounding areas have been zoned R-4 – single family residences (low density) for at least the past 50 plus years. A great deal of the people residing in this area has lived there for 10, 20, 30 years and reasonably expected the zoning to stay the same, as this is the purpose to which it was adapted.

Page 2 of 2

Case Number: 18ZONE1001

Schools were built here, children walk to school here, families walk their dogs here and new people bought houses here because of this.

Now, after neighborhoods have been well-established, a proposal is made to rezone <u>one</u> parcel of land to R-6 — multi-family (high density). No consideration has been made to the major effect it will have on the surrounding areas. The "classic" definition of spot zoning is the process of singling out a small parcel of land for a use classification totally different from that of the surrounding area for the benefit of the owner of such property into the detriment of other owners. The question is: Does this rezoning relate to the compatibility of the zoning of surrounding areas? I think you would have to find that the answer is NO it does not. There is no benefit to this plan other to the developers. When asked about this at the Neighborhood Meeting held on January 24, 2018, Attorney Nick Pregliasco responded "you can rezone any property into anything you want in Louisville". Maybe you can, if you have money! However, if this is true, what is the point of having any zoning laws?

Now to address specifics:

- 1. Charlane Parkway is the only access to the property. Charlane Parkway is a two-lane residential street that was **not designed as an access road**. People park on the street, which, to my understanding is allowed. The proposed apartment complex would add more traffic than this road and neighborhood could stand. There is a huge safety issue, as a lot of our residents walk and their children walk to school and play outside. Further, according to the builder's plans, there is to be only 1.5 parking spots per unit. Having lived in apartments for many years, I know for a fact that if a resident comes home and there is no spot, they will park anywhere and that would include on a nearby street. Also to be expected is for a resident(s) to have a party and guests will also park on the street. You also have to figure that since a lot of apartment dwellers are young, there will be drunk drivers on the road as well.
- 2. The attorney spoke of "buffer" zones consisting of a fence and some trees so the adjoining property owners would not be disturbed. This is laughable!! It was pointed out that the land the proposed apartments would be on is lower than the homes. They will be looking into the windows of the second floor apartments. No fencing or trees can cover that. Further, you have the noise. Again, having lived in an apartment with an 8 foot privacy fence behind it and some trees, I could hear every word spoken and every note of music played at the restaurant that sat behind the apartments. They said the fencing would be continuous around the property so as to prevent the apartment dwellers from walking through the adjoining property owners' property. That fence will not stay up if they want to create a "cut-through". No amount of fencing or trees will keep out the noise!
- 3. Safety / crime are a tremendous factor in this. The builder says he does not know what the rents will be. It does not take a mental giant to figure out that these are not going to be "high dollar" apartments. This market and neighborhood will not support it. Therefore, we will have low rent apartments and after a couple years will be even lower. I think you can figure out that within the lower rent apartments, you have more crime, drugs, etc.
- 4. Property values are another factor. When I was in the process of looking for my home, the one thing my realtor stressed was not to look at property where there was an apartment complex nearby or a convenient/gas station. I asked why and he said because of crime. I called the Property Valuation Administration and they said the apartments probably will not affect the valuation of my home short term but in the long run, yes it would. Who wants to buy a home where there is an apartment complex a few doors down? So, in building these apartments, it

Page 3 of 3

Case Number: 18ZONE1001

WILL affect the resale of my home. As I said previously, a lot of the residents have lived in this area for many many years and will not want to move at this stage of their lives. Then some of us saved for years to be able to afford our homes and now are faced with the prospect of declining property values (not to mention the expense of relocating) and difficulty in selling.

5. What happens in the future when the apartments are run down (as is the case in most all apartments)? In my experience, the property owner gets tired of fooling with it and sells it or just lets it run down further. I'm sure you have all seen that around Louisville!

Why not put the land to good use and build a community park where all can enjoy? I know that money is being spent to improve Jeffersontown as whole, why not invest in a neighborhood that has been there for the good and bad and still maintains a small town community atmosphere. The benefits of this far outweigh the risk and will put the land to its highest and best use!

In summary, the proposed rezoning only serves the interest of one (the property buyer / developer), while leaving the property zoned R-4 serves the interest of a whole community. Per the above mentioned reasons, rezoning in **no way** bears a reasonable and substantial relation to the public health, safety, comfort, morals and general welfare of the people residing in this area. You must think of what is best for the community at large and that is to not rezone this property.

And, in closing, ask yourself this....would I want a low rent apartment complex built in my neighborhood or in the neighborhood where my children(s) or grandchildren(s) live and play? I think you will answer a resounding **NO** as well.

Sincerely,

Robyn R. Crouch 502-445-4577 Robyn36@aol.com

CC: Jeffersontown City Council (Ray Perkins, Carol Pike, Pam Ware, Vince Grisanti, Mark Blum, Tim Hall, Brian Adams, Bill Young)