



Historic Landmarks and Preservation Districts Commission

MEMORANDUM

To:	Louisville Metro Government
Through:	Cherokee Triangle Architectural Review Committee
From:	Cynthia Elmore, Historic Preservation Officer
Meeting Date:	January 23, 2019

Case No: 18COA1328
Classification: Committee Review

GENERAL INFORMATION

Property Address: Parcel 075F-3000-0000 (Roundabout at Cherokee Parkway and Cherokee Road)

Applicant: Louisville Metro Government
Sarah Lindgren, Representative
444 S. 5th St.
Louisville, KY 40202
Sarah.lindgren@louisvilleky.gov

Owner: Louisville Metro Government
Jeff Mosley, Representative
527 W. Jefferson St.
Louisville, KY 40202
Jeff.mosley@louisvilleky.gov

Estimated Project Cost: TBD

Description of proposed exterior alteration:

The applicant proposes to remove existing statue and plinth (base) from referenced site and relocate them outside of the Cherokee Triangle Preservation District. The existing landscaping will remain. The area newly exposed by removal of the statue and plinth will be planted with groundcover plantings to complement the existing landscape design. The site will remain an opportunity site for future public art installation(s). Any future public art proposal requiring a Certificate of Appropriateness will be brought back to the Cherokee Triangle Architectural Review Committee (ARC) for review and approval.

Communications with Applicant, Completion of Application

The application was received on December 27, 2018. The application was considered complete and classified as requiring Committee Review on December 31, 2018. The case was subsequently scheduled to be heard by the Cherokee Triangle ARC on January 23, 2019 at 5:30 pm, at the Old Jail Courtroom, 514 W. Liberty St.

Meeting Summary

The Cherokee Triangle ARC met on January 23, 2019 at 5:30 pm in the Old Jail Courtroom, 514 W. Liberty St. Members present were Chris Fuller, Michael Gross (Chair), Tamika Jackson, David Marchal, Gail Morris, and Monica Orr. This case was the only case on the agenda. Cynthia Elmore, Landmarks staff, and Sarah Lindgren, representative of the owner/applicant, were also present. Ms. Elmore presented the case for the removal of the statue and plinth from the site. Ms. Elmore recommended approval of the project with the one condition listed in the staff report. Ms. Lindgren stated that the property owner/applicant agrees with the findings and conclusions of the staff report.

Mr. Gross opened the hearing for public comment. One comment in support of the proposal was received. Nine members of the public provided comments to the ARC that were opposed to the proposal. There were five other (neutral) comments about the proposal, as well. Ms. Elmore added that sixteen comments that were received by email prior to the Cherokee Triangle ARC meeting, all of which were provided to the ARC members prior to commencement of the meeting.

Findings of Fact & Conclusions

The ARC members deliberated on the merits of the proposal. A motion was made to approve the application for COA but failed for lack of required majority. After further deliberation by the committee there was no majority agreement on Findings of Fact nor Conclusions and no further motions were made. Being unable to come to agreement, the Chair called for motion to adjourn the meeting.

Decision

A motion was made by Committee Member Jackson to approve the application for Certificate of Appropriateness based on the findings and conclusions of the staff that would allow for the statue and plinth's removal. The motion was seconded by Committee Member Orr. The motion failed with a tie vote of three ayes (Ms. Orr, Mr. Marchal, and Ms. Jackson) and three nays (Mr. Fuller, Ms. Morris, and Mr. Gross). The Committee deliberated the issue further; however an additional motion was not made by any of the Committee members.

Pursuant to Louisville Metro Code Section 32.257(I), any application which fails to obtain at least three votes or the votes of a majority of the members present, whichever is greater, for approval or conditional approval shall be deemed to be denied. With six Committee members present, the application was **denied** as a result of a motion failing to obtain the votes of a majority of the members present.