

SABAK, WILSON & LINGO, INC.

ENGINEERS, LANDSCAPE ARCHITECTS & PLANNERS THE HENRY CLAY • 608 S. THIRD STREET LOUISVILLE, KY 40202

PHONE: (502) 584-6271 • FAX: (502) 584-6292

March 22, 2019

Ms. Emily Liu, Director Louisville Metro Planning & Design Services 444 S. 5th Street, Suite 300 Louisville, KY 40202

> RE: Jewish Community Center Conditional Use Permit

Ms. Liu,

Enclosed please find a Conditional Use Permit Pre-Application with all required documentation for the new Louisville Jewish Community Center. The subject site consists of three separate parcels totaling 24 acres located at 3600 Dutchmans Lane in Louisville, KY. It is zoned OR-3 and R-5 and is in the Neighborhood Form District. It is bounded on the north by Dutchmans Lane, on the south by Interstate 264, on the east by single family residential housing, and on the west by Hosparus and multi-family residential housing. The property also wraps around the Anshei Sfard Synagogue and the Shalom Tower which is a 13 story multi-family residential structure. Neither of these properties are a part of the project scope, but they are both deeply rooted in the local Jewish Community.

The new Jewish Community Center will be a state-of-the-art multi-purposed recreational and community facility designed to serve the Louisville community for years to come. The main structure will be a one and two-story building consisting of: the Social Area; the Early Learning Childhood Center (ELC); the Fitness Area with indoor Aquatics; and integration spaces to connect them all together. This new facility will be constructed at the rear of the property to allow the existing facility to remain operational during construction.

The outdoor facilities will include soccer fields, cabins or small structures for day camp, a basketball court, and an outdoor exercise yard. For now, they will continue to utilize the existing exterior pool. Ingress and egress will be improved for the site with a proposed full entrance at the signalized intersection of Cannons Lane and Dutchmans Lane. New parking areas will be constructed and there will be drop offs located at the main entrance and the ELC. The existing entrance at Honrietta Road will be maintained for now because there is an existing access easement that serves the Shalom Tower. It is the applicant's hope that, in the future, an agreement can be reached to close this entrance.

MAK 2 Z 2019

DESIGN SERVICES

PATRICK R. DOMINIK, Landscape Architect • DAVID J. SEDLAR, Civil Engineer • DENNIS L. KRAUS, Land Surveyor ERIC W. PENLAND, Civil Engineer • JOSEPH S. MARSHALL, Civil Engineer • DAVID W. SIPES, Civil Engineer

Site construction for this project will be phased so that the existing Jewish Community Center building can remain operational while the new facility is constructed. Once the new facility is operational, the existing facility will be demolished and the new full entrance can be constructed at the intersection of Dutchmans Lane and Cannons Lane.

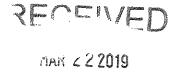
Due to the variation in zoning on the property, this project will require both a Category 3 review (OR2) and a Conditional Use Permit (R5). We also anticipate waivers and variances. These additional applications will be provided at the time of formal filing for the CUP.

This is an exciting project for the Louisville community and we are excited to be a part of it. As I indicated when we spoke, we are hoping to move this through the process as expeditiously as possible by taking all matters simultaneously to the Board of Zoning Adjustment. Please let me know if you have any questions. I can be reached at 584-6271 or kelli.jones@swlinc.com.

Sincerely,

Kelli Jones, RLA

Kui Jours



DEMONSTRATION OF APPROPRIATENESS CONDITIONAL USE PERMIT CATEGORY 4.2.65 JEWISH COMMUNITY OF LOUISVILLE, INC., APPLICANT 3600, 3640-rear, 3650-rear Dutchmans Lane

The owner of the property, ("Owner/Applicant") hereby applies for and files this application for approval of a conditional use permit, Conditional Use Permit Category 4.2.65 ["Private Institutional Use in a Single-Family Zoning District"], to be applied to a 8.7-acre parcel, zoned Residential Single-Family District R-5, and having a street addresses of 3600, 3640-rear, 3650-rear and 3600-rear Dutchmans Lane, Louisville, Kentucky.

The proposed use of the property site ("site") of the conditional use permit is camp buildings, multi-purpose athletic fields and a parking field of 190 parking spaces, all as shown on the "Category 3 & Conditional Use Permit Plan for Jewish Community Center," prepared by Sabak, Wilson & Lingo, Inc., and dated 12/09/19 (the "CUP Plan.") These facilities will be utilized by members and guests of the Jewish Community Center.

Pursuant to the requirements of Land Development Code §§11.5A.4.A.1 and 11.5A.1.B Owner/Applicant states as follows:

- 1. The use of the property as described above will conform to the purpose and intent and all other requirements of the Land Development Code.
- 2. The proposed conditional use permit is consistent with the applicable policies of the Comprehensive Plan.

COMMUNITY FORM GOAL 1, POLICY 11. The application conforms with Community Form Goal 1, Policy 11 because the camp structures shown on the CUP Plan shall be a minimum of 30 feet from the nearest property line.

COMMUNITY FORM GOAL 1, POLICY 19. The application conforms with Community Form Goal 1, Policy 19 because outdoor lighting will be limited to the parking lot area and will be shielded per the requirements of the Land Development Code. The multi-purpose athletic fields will not have permanent lighting.

No other Goals, Objectives or Policies of the Comprehensive Plan are applicable to this application.

3. The proposed use is compatible with surrounding land uses and the general character of the area, including such factors as height, bulk, scale, intensity, traffic, noise, odor, drainage, dust, lighting, appearance, etc.

The property site is the southeastern part of the Jewish Community Center campus. It is bounded by the Watterson Expressway (I-264), the rear yards of homes on Almara Circle, Shalom Tower, an independent living facility, and Anshei Sfard Synagogue, now owned by the Jewish Community of Louisville, Inc. The facilities on site are all low intensity. Although parking facilities will be situated closer to homes on Almara Circle than they are presently situated, the parking spaces will be screened from view by perimeter landscaping and will be located 45-feet, at their closest point, from the common property line of abutting homes.

The day camp buildings and existing athletic fields will not be a source of noise, odor, significant traffic generation, drainage, dust or lighting nuisances.

4. All necessary public facilities (both on-site and off-site), such as transportation, sanitation, water, sewer, drainage, emergency services, education, recreation, etc. are available to the site and will be adequate to serve the proposed use.

Located within the Watterson Expressway, the site is easily accessible at its Dutchmans Lane location. Dutchmans Lane is a collector-level roadway. The site has access to all required drainage facilities, utilities and community facilities.

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REQUEST FOR RELIEF FROM LISTED REQUIREMENT A. OF LAND DEVELOPMENT CODE §4.2.65 TO ALLOW 29 PARKING SPACES TO BE LOCATED WITHIN 30 FEET OF THE PROPERTY LINE ABUTTING THE SHALOM TOWER SITE

The Applicant respectfully requests relief from Listed Requirement A. of Land Development Code §4.2.65 to allow 29 parking spaces to be located within 30 feet of the property line abutting the Shalom Tower site. A fifteen-foot landscape buffer area will be planted and maintained in this area as shown on the CUP Plan.

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NEIGHBORHOOD MEETING NOTIFICATION

DATE SENT: November 21, 2019

TO: All 1st & 2nd Tier Adjoining Property Owners of 3600, 3600 R, & 3640 R

Dutchmans Lane, Neighborhood Group Representatives expressing interest in this area, and Councilman Brent Ackerson (District 26).

FROM: The Jewish Community of Louisville

RE: Category 3 Development Plan for a new Jewish Community Center

along with a Conditional Use Permit (CUP) to allow associated parking, day camp facilities & athletic fields in an R-5 zoning district.

In accordance with procedures of Louisville Metro Planning and Design Services, we are inviting adjoining property owners and neighborhood group representatives to discuss this proposal before a formal application can be filed. This will be an informal meeting to give you the opportunity to review the proposed plan and discuss the proposal with the applicant and their representatives. This meeting will be held in addition to the established public meeting procedures of the Planning Commission and/or Board of Zoning Adjustment. This will be the final neighborhood meeting before we file our formal application with Planning and Design Services.

The meeting to discuss this development proposal will be held as follows:

Thursday, December 5th at 6:00 P.M.
The Jewish Community Center - Patio Gallery
3600 Dutchmans Lane, Louisville, KY 40205

At this meeting, representatives from The Jewish Community of Louisville and Sabak, Wilson & Lingo, Inc., will explain the revisions that took place since the previous neighborhood meeting and then discuss any concerns you have. The purpose of this meeting is to increase your understanding of this proposal early in the process. We encourage you to attend this meeting and to share your thoughts.

PATRICK R. DOMINIK, Landscape Architect • DAVID J. SEDLAR, Civil Engineer • DENNIS L. KRAUS, Land Surveyor ERIC W. PENLAND, Civil Engineer • JOSEPH S. MARSHALL, Civil Engineer • DAVID W. SIPES, Civil Engineer

DESIGNISEFVICES

Neighborhood Meeting Attendance Sheet JCC

Name	Street Address	Zip	Phone	Email	
May House	1610 W Mara a	40205	502 458-3397	fnary@ama. 1.com	
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Thailos V. Busker	1652 ALMAND CIR	1	2018-04x		
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JUDY MEMTYRE	, , , , , , , , , , , , , , , , , , , ,	11	(502) 338-1865	(502) 338-1865 Judiabaca @ apl. com	
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CHRISTOPHER YOST	212 KENNEDY AVE	40206	917-586-4218	917-586-4218 ccyost @ garail. con	
Jeannie Roberts	1621 Al-Man Grele	40205	502-599-6849	502-599-6847 reaniend 1. @ amail.com	ęooo
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SUMMARY OF NEIGHBORHOOD MEETING

Jewish Community Center 3600 Dutchmans Lane Case No. 19CUP1056

Neighborhood meetings were held on Monday, May 6, 2019, Thursday, November 14, 2019, and Thursday, December 5, 2019, at 6:00 p.m. at the Jewish Community Center, 3600 Dutchmans Lane, Louisville, KY 40207. Attendance averaged around 21 people, including representatives of the proposal.

Sara Wagner gave an introduction of those in attendance on behalf of the applicant. Kelli Jones, Landscape Architect with Sabak, Wilson and Lingo, then introduced a general summary of the purpose of the meeting and the proposal. Ms. Jones discussed a power point presentation showing the proposed new building, parking, camp facilities, and fields.

Following these presentations, the following questions were raised by those in attendance:

- 1. What will happen to CenterStage?
 All of the current programs will continue in the new space.
- 2. What lighting will be used for the fields?

 No permanent lighting is proposed. Any issues with the temporary lighting can be corrected or mitigated quickly after being brought to the JCC's attention.
- 3. Will the existing trees be removed? Every attempt is being made to preserve existing trees. Some grading will be necessary at the end of the new parking lot, but little to no disturbance will be required in the fields.
- 4. What traffic improvements are proposed or possible to alleviate existing issues? A left turn lane is currently recommended by the traffic study. Combined with the new full access at the entrance, the new pattern should mitigate some of the existing issues.
- 5. Is a fence proposed on the west side of the site?

 Only the existing fencing around the pool is proposed. The old building will be a field with no fencing proposed.

The last meeting concluded at approximately 6:35 p.m.

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DESIGN RESVICES

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PLANNING &
DESIGN SERVICES

NEIGHBORHOOD MEETING NOTIFICATION

DATE SENT:

April 11, 2019

TO:

All 1st & 2nd Tier Adjoining Property Owners of 3600, 3600 R, & 3640 R

Dutchmans Lane, Neighborhood Group Representatives expressing interest in this area, and Councilman Brent Ackerson (District 26).

FROM:

The Jewish Community of Louisville

RE:

Category 3 Development Plan for a new Jewish Community Center along with a Conditional Use Permit (CUP) to allow associated parking, day camp facilities & athletic fields in an R-5 zoning district.

In accordance with procedures of Louisville Metro Planning and Design Services, we are inviting adjoining property owners and neighborhood group representatives to discuss this proposal before a formal application can be filed. This will be an informal meeting to give you the opportunity to review the proposed plan and discuss the proposal with the applicant and their representatives. This meeting will be held in addition to the established public meeting procedures of the Planning Commission and/or Board of Zoning Adjustment.

The meeting to discuss this development proposal will be held as follows:

Monday, May 6th at 6:00 P.M. The Jewish Community Center - Patio Gallery 3600 Dutchmans Lane, Louisville, KY 40205

At this meeting, representatives from The Jewish Community of Louisville and Sabak, Wilson & Lingo, Inc., will explain the proposal and then discuss any concerns you have. The purpose of this meeting is to increase your understanding of this proposal early in the process. We encourage you to attend this meeting and to share your thoughts.

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Neighborhood Meeting Sign-In Sheet

Jewish Community Center

May 6, 2019

-	Name	Ad	dress	E-n	nail
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Email	Phone	Zip	Street Address	Name

VARIANCE JUSTIFICATION JEWISH COMMUNITY OF LOUISVILLE, INC., APPLICANT 3600 Dutchmans Lane

This is a request for a variance from Land Development Code Table 5.3.2 to allow the building to be set back beyond the maximum setback.

1. The granting of the variance will not adversely affect the public health, safety or welfare.

To allow for the new building and new day camp buildings, parking area and multi-purpose athletic fields it is necessary to locate these facilities where they will least impact adjacent properties. Abutting residences on Almara Circle will be buffered from the parking lot and athletic fields by perimeter landscaping. Parking spaces will be located 45-feet from the common property line of abutting Almara Circle residences. Hence, the granting of the variance will not adversely affect the public health, safety or welfare.

2. The grant of the variance will not alter the essential character of the general vicinity.

This portion of the Jewish Community Center campus has traditionally been used for outdoor athletic activities and parking. As such, the grant of the variance will not alter the essential character of the general vicinity.

3. The grant of the variance will not cause a hazard or nuisance to the public.

None of the activities contemplated by the grant of the conditional use permit will cause a hazard or nuisance to the public.

4. The grant of the variance will not allow an unreasonable circumvention of the requirements of the zoning regulations.

The relocation of the building and the location of the multi-purpose athletic fields, day camp buildings and parking area where shown on the CUP Plan will allow the Jewish Community Center to continue to fulfill its mission to its members and guests through facility modernization. There is no other location on-site to accomplish this goal. Hence, the grant of the variance will not allow an unreasonable circumvention of the requirements of the zoning regulations.

Additional considerations.

1. The requested variance arises from special circumstances which do not generally apply to land in the general vicinity, or in the same zone.

Because of the location of Shalom Tower adjacent to the Jewish Community Center site and because a general consensus about the use of the Anshei Sfard Synagogue site has not been reached, it is necessary to locate the multi-purpose athletic fields, additional parking area and day camp buildings where shown on the CUP Plan.

2. The strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create an unnecessary hardship on the applicant.

The strict application of the setback maximum would deprive the Applicant of its ability to enlarge its building, thereby causing it to be unable to provide an acceptable level of services to its members and guests. That would deprive the Applicant of the reasonable use of its land and would create an unnecessary hardship on the Applicant. The Applicant intends to continue operations in the current facility for as long as possible during the development of the new building. Strict application of the setback maximum would render continued operations impossible during construction.

3. The circumstances [giving rise to the request for variance] are not the result of actions of the applicant taken subsequent to the adoption of the zoning regulation from which relief is sought.

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VARIANCE JUSTIFICATION

A VARIANCE FROM LAND DEVELOPMENT CODE TABLE 5.3.2 TO ENCROACH INTO THE REQUIRED BUILDING SETBACK ADJACENT TO SHALOM TOWER (NON-C.U.P. AREA ONLY)

JEWISH COMMUNITY OF LOUISVILLE, INC., APPLICANT

This is a request for a variance from Land Development Code Table 5.3.2 to encroach into the required building setback extending from the Shalom Tower property into Henrietta Road (a 30' private access easement) and into parking and maneuvering areas on the Jewish Community of Louisville, Inc. property.

1. The grant of the variance will not adversely affect the public health, safety or welfare.

The request for this variance is internal to the site and will allow for vehicular access, and parking and maneuvering on the site. This condition is existing and causes no impact to the public health, safety or welfare.

2. The grant of the variance will not alter the essential character of the general vicinity.

The grant of this variance will duplicate the existing setback from the Shalom Tower property and, therefore, will not alter the essential character of the general vicinity.

3. The grant of the variance will not cause a hazard or nuisance to the public.

The grant of this variance will not cause a hazard or nuisance to the public because it will duplicate the existing setback from the Shalom Tower property which has never caused a hazard or nuisance.

4. The grant of the variance will not allow an unreasonable circumvention of the requirements of the zoning regulations.

The grant of this variance will not allow an unreasonable circumvention of the requirements of the zoning regulations because it will duplicate an existing condition, which causes no impact to the public health, welfare or safety.

Additional considerations:

1. The requested variance arises from special circumstances which do not generally apply to land in the general vicinity, or in the same zone.

The grant of this variance will allow the Applicant access through its site from Dutchmans Lane to the terminus of Henrietta Drive (near I-264). The special circumstance is the location of the Shalom Tower property centrally within the Jewish Community of Louisville, Inc. campus, from which the requirement extends.

2. The strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create an unnecessary hardship on the applicant.

The strict application of the provisions of the regulation would both deprive the applicant of the reasonable use of the land and would create an unnecessary hardship on the applicant because it would disallow the Applicant from utilizing its primary vehicular accessway and associated parking and loading to the main building.

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WAIVER JUSTIFICATION

A REQUEST FOR A WAIVER FROM LAND DEVELOPMENT CODE §10.2.4 TO ELIMINATE THE LANDSCAPE BUFFER REQUIRED BETWEEN R-5 AND OR-3 JEWISH COMMUNITY OF LOUISVILLE, INC., APPLICANT

A center vehicular driveway is proposed to extend from Dutchmans Lane to the rear of the site near the Watterson Expressway, as shown on the CUP Plan. The driveway will impact the area normally contemplated for use as a buffer between OR-3 and R-5. In this case, parked vehicles will also pull out into the vehicular driveway, which is also used for loading and maneuvering. For these reasons, a waiver is requested from LDC §10.2.4 to eliminate the required landscape buffer.

1. The waiver will not adversely affect adjacent property owners.

The waiver will not adversely affect adjacent property owners because the landscape requirement is internal to the site.

2. The waiver will not violate the Comprehensive Plan.

The waiver will not violate the Comprehensive Plan. No provisions of the Comprehensive Plan will be violated by the grant of the waiver.

3. The extent of the waiver of the regulation is the minimum necessary to afford relief to the applicant.

Only the area subject to the requirement has been requested for waiver.

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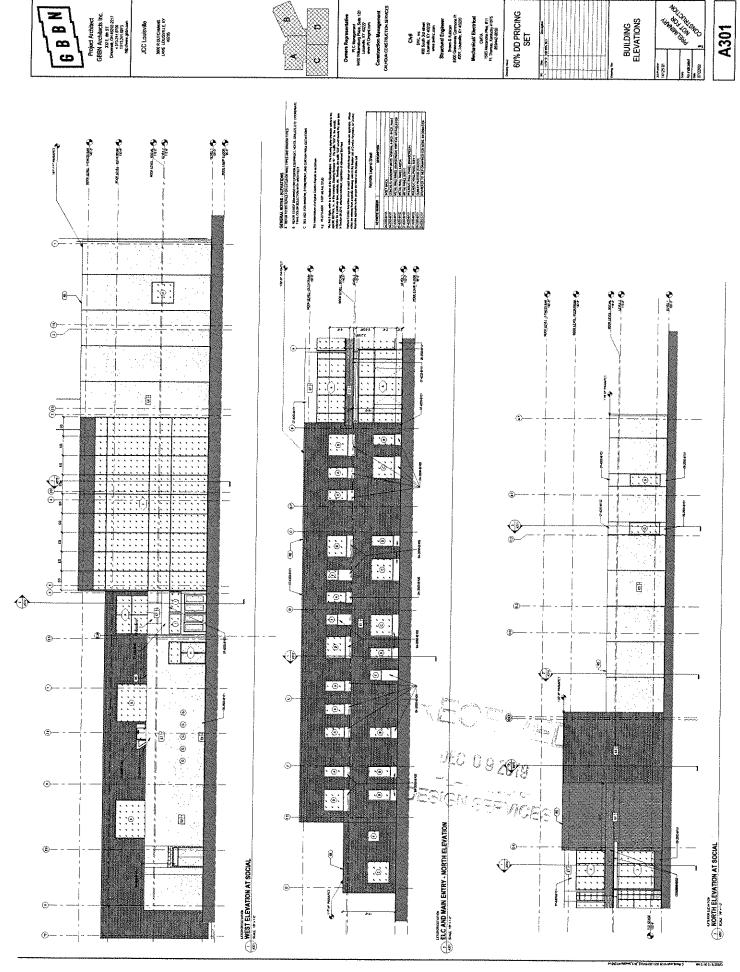
4. Either:

- (i) The applicant has incorporated other design measures that exceed the minimums of the district and compensate for non-compliance with the requirements to be waived (net beneficial effect); or
- (ii) The strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create an unnecessary hardship on the applicant.

This waiver request is interior to the site. Without the grant of the waiver the Applicant would lose vehicular access to necessary parking and maneuvering areas and to loading facilities, which would deprive the applicant of the reasonable use of the land and would create an unnecessary hardship on the applicant

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