

Chesler, Jeremy

From: diane cooke <dimacooke@aol.com>
Sent: Wednesday, February 7, 2024 3:45 PM
To: Chesler, Jeremy
Subject: Fence Briar Hill

CAUTION: This email came from outside of Louisville Metro. Do not click links, open attachments, or give away private information unless you recognize the sender's email address and know the content is safe.

Hi neighbors and Jeremy

Lexington Road Preservation Area is the neighborhood assoc for the area around Lexington Road. This includes Lexington Road from Frankfort to

Grinstead and the surrounding area, and includes Briar Hill.

Our purpose is to maintain the historical characteristics of the area around Lexington Road. We want to preserve the

historical elements that have been a part of this neighborhood for many years, One of the elements are the several stone walls along

Lexington Road.

The stone wall along the side of the home at 500 Briar Hill and Lexington Road has been partially covered up with a white fence.

This is on the outside and covering a historical wall that has been part of the neighborhood for many years, probably over a hundred.

I am told the stone wall at Whitehall was added to the property when the Howard home was built on Briar Hill.

Lexington Road Preservation would like the entire stone wall to be visible again from Lexington Road and continue from Whitehall to Briar Hill.

This also serves as a marker to the entrance of Briar Hill.

I realize the homeowners want the privacy for their property; however, moving it to the inside of the stone wall would be much appreciated and keeping with the historical characteristics of the neighborhood.

If you would like to contact us, please call or text anytime.

Thanks you

Diane Cooke

President

Lexington Road Preservation Assoc.

Chesler, Jeremy

From: diane cooke <dimacooke@aol.com>
Sent: Monday, February 26, 2024 4:33 PM
To: Chesler, Jeremy
Subject: Re: Fence Briar Hill
Attachments: LRPA_Aol.pdf

CAUTION: This email came from outside of Louisville Metro. Do not click links, open attachments, or give away private information unless you recognize the sender's email address and know the content is safe.

Hi Jeremy

Let me know if you get this,

I'm sending you the information that was filed with the state for Lexington Road Preservation Area. Several neighbors have called me about the fence covering the stone wall on Lexington Road and Briar Hill. They all want it moved on the other side so the fence will again be visible from Lexington Road. There is also a matching stone wall on the other side of Briar Hill at the entrance.

I will forward you the documents for Lexington Road Preservation Area that were filed with the Secretary of State. Article III, a. and b state the purpose of the preservation area. I hope this helps, you can forward to the BOZA if this will give our case more information.
Thanks

Diane Cooke
President
Lexington Road Preservation Area Inc.

502 724 0920

On Monday, February 26, 2024 at 04:12:24 PM EST, Chesler, Jeremy <jeremy.chesler@louisvilleky.gov> wrote:

Hi Diane,

As per our conversation, I just wanted to touch base so that you can ensure the document you wish to provide is going to the right place. Feel free to send over that document or reach out if you have any additional questions. Thank you and have a great evening!

Jeremy Chesler

Commonwealth of Kentucky

OFFICE OF
SECRETARY OF STATE

DREXEL R. DAVIS
Secretary



FRANKFORT,
KENTUCKY

CERTIFICATE OF INCORPORATION OF NON-STOCK, NON-PROFIT CORPORATION

I, DREXELL R. DAVIS, Secretary of State of the Commonwealth of Kentucky,
certify that there has been delivered to my office articles of incorporation of

Lexington Road Preservation Area, Inc.

The name and address of the registered agent of this corporation is

John G. Carroll

NAME

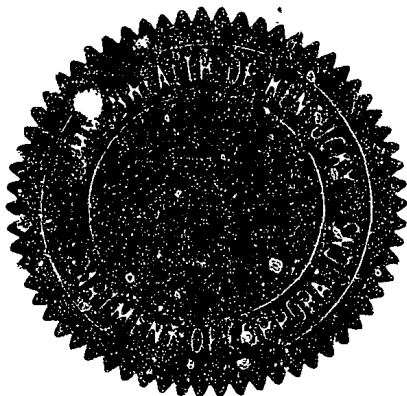
235 South Fifth St.

STREET ADDRESS

Louisville, Ky.

CITY, STATE

NOW, THEREFORE, finding that these articles of incorporation conform to law and
that all fees therefore having been paid as prescribed by law, I, DREXELL R. DAVIS,
Secretary of State, issue this Certificate of Incorporation.



Issued this 1st day of April, 19 85,
at Frankfort, Kentucky.

Drexell R. Davis

SECRETARY OF STATE

SECRETARY OF STATE

ASSISTANT SECRETARY OF STATE

APR 1 1985

ARTICLES OF INCORPORATION
OF

SECRETARY OF STATE
RECEIVED
APR 1 1985
Commonwealth of Kentucky

D. Zell R. Dugg

LEXINGTON ROAD PRESERVATION AREA, INC.

The undersigned, acting as the sole incorporator of a nonstock, nonprofit corporation under the provisions of Chapter 273 of the Kentucky Revised Statutes, hereby adopts the following Articles of Incorporation for such corporation:

ARTICLE I

NAME

389793

The name of the corporation shall be Lexington Road Preservation Area, Inc.

ARTICLE II

DURATION

The period of duration of the corporation shall be perpetual.

ARTICLE III

PURPOSES

a. The corporation is organized and shall be operated exclusively for charitable, scientific and educational purposes within the meaning of section 501(c)(3) of the Internal Revenue Code of 1954 (or the corresponding provisions of any future United States Internal Revenue Law) for the benefit of the neighborhood area it is to serve, to - wit: an area surrounding that portion of Lexington Road in Jefferson County, Kentucky beginning at its intersection with Bauer Avenue and running westwardly to its intersection with Grinstead Drive, and bounded on the north by Frankfort Avenue, Stilz Avenue, and Grinstead Drive, on the east by Bauer Avenue, on the south by Willis Avenue, Cannons Lane, Rock Creek Drive, Seneca Park Road and I-64, and on the west by I-64.

b. The general purposes of the corporation shall by way of elucidation but without limitation be: to preserve, maintain and improve the character and integrity of its neighborhood area; to make or provide for physical improvements in its neighborhood area; to assist in developing resources and

opportunities for alleviating problems encountered by its residents; to promote and foster educational, recreational, physical and social activities of and for its residents and friends to strengthen civic morality and community welfare; and to cooperate with other similar organizations and associations to accomplish these same purposes.

ARTICLE IV

POWERS

a. The corporation shall have and may exercise in a manner consistent with its purposes any and all powers set forth in Chapter 273 of the Kentucky Revised Statutes relating to nonstock, nonprofit Corporations and any powers incidental thereto which are necessary, suitable and proper for the attainment of its purposes.

b. The corporation may exercise all such powers either alone or in conjunction with other corporations, firms or individuals, and either as principal or agent.

c. The corporation is not organized and shall not be operated for the benefit of private interests including but without limitation those of the incorporator or any other individuals or organizations controlled directly or indirectly by private interests.

d. The corporation shall not discriminate on the basis of race, color, national or ethnic origin, or in any other manner, in the operation of its business or the accomplishment of its purposes.

e. No part of the net earnings of the corporation shall inure to the benefit of, or be distributable to, its members, directors, officers, or other private persons or organizations; provided, however, the corporation shall be authorized and empowered to pay ordinary and reasonable expenses and compensation for services rendered and to make payments and distributions in furtherance of its purposes.

f. No substantial part of the activities of the corporation shall be the carrying on of propaganda or otherwise attempting to influence legislation, and the corporation shall not

participate or intervene in (including the publishing or distribution of statements) any political campaign on behalf of any candidate for public office. Notwithstanding any provision of these Articles of Incorporation, the corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law) or by a corporation, contributions to which are deductible under Section 170(C)(2) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law).

ARTICLE V

REGULATION OF AFFAIRS

The affairs of the corporation shall be managed by a Board of Directors in compliance with these Articles of Incorporation and the Bylaws of the corporation.

ARTICLE VI

BOARD OF DIRECTORS

a. The Board of Directors shall be composed of not less than five (5) persons.

b. The Board of Directors shall have authority to elect officers and appoint committees, and to exercise any and all powers granted to Boards of Directors of nonstock, nonprofit corporations under Kentucky law.

c. The names and addresses of the initial directors to serve until the first annual meeting of the members are:

1. Theodore L. Mussler, Jr., 3315 Lexington Road, Louisville, Kentucky 40206;
2. F. William Hardt, Jr., 3325 Trinity Road, Louisville, Kentucky 40206;
3. Robert J. Dilger, 3316 Natchez Lane, Louisville, Kentucky 40206;
4. Clare Ann Schultheis, 3317 Natchez Lane, Louisville, Kentucky 40206; and
5. John G. Carroll, 235 South Fifth Street, Louis-

ville, Kentucky 40202.

ARTICLE VII

MEMBERS

Members of the corporation shall be composed of the owner(s) or tenant(s) of each lot within the neighborhood area described in Article III above who elect to become members in accordance with the Bylaws of the corporation; provided, however, each lot shall be entitled to one vote. Members shall elect annually the directors of the corporation.

ARTICLE VIII

REGISTERED OFFICE AND AGENT

The registered office of the corporation shall be 235 South Fifth Street, Louisville, Kentucky 40202, and the registered agent of the corporation at that address shall be John G. Carroll.

ARTICLE IX

DISSOLUTION

Upon the dissolution of the corporation, the Board of Directors shall, after paying or making provision for the payment of all of the liabilities of the corporation, dispose of all of the assets of the corporation exclusively for the purposes of the corporation in such manner and/or to such other organization or organizations organized and operated exclusively for charitable, educational or scientific purposes as shall at the time qualify as an exempt organization or organizations under Section 501(c)(3) of the Internal Revenue Code of 1954 (or the corresponding provision of any future United States Internal Revenue Law), as the Board of Directors shall determine. Any assets not so disposed of shall be disposed of by the Circuit Court of the county in which the principal office of the corporation is then located exclusively for such purposes and/or to such organization or organizations which are organized and operated exclusively for such purposes.

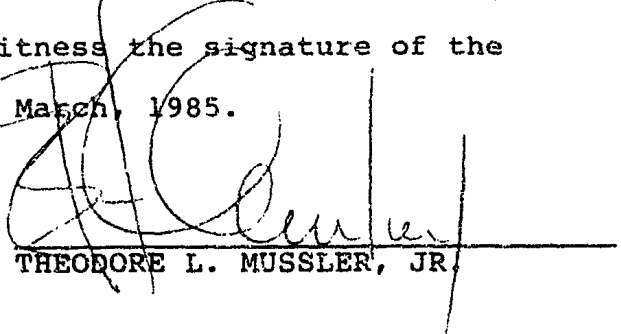
ARTICLE X

INCORPORATOR

The sole incorporator of the corporation is Theodore

L. Mussler, Jr., 3315 Lexington Road, Louisville, Kentucky 40206.

IN TESTIMONY WHEREOF, witness the signature of the
incorporator this 28th day of March, 1985.



THEODORE L. MUSSLER, JR.

STATE OF KENTUCKY)
 :
COUNTY OF JEFFERSON)

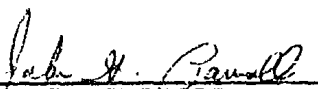
I, a Notary Public, in and for the State and County
aforesaid, do hereby certify the foregoing Articles of Incorpor-
ation of Lexington Road Preservation Area, Inc. were this day
produced before me in the State and County aforesaid, and were
signed and acknowledged by Theodore L. Mussler, Jr. as the
sole incorporator thereof to be his free and voluntary act
and deed for the purposes therein expressed.

WITNESS my hand this 28th day of March, 1985.

My commission expires: August 17, 1988.


Notary Public
Kentucky State at Large

THIS INSTRUMENT PREPARED BY:


JOHN G. CARROLL
Attorney at Law
235 South Fifth Street
Louisville, Kentucky 40202

LAW OFFICES
JOHN G. CARROLL
235 SOUTH FIFTH STREET
LOUISVILLE, KENTUCKY 40202

SECRETARY OF STATE
RECEIVED
APR 01 1985

MARK SIMPSON

March 29, 1985

Commonwealth of Kentucky

Secretary of State
Corporation Division
Capitol Building
Frankfort, Kentucky 40601

Gentlemen:

Enclosed please find triplicate originals of the Articles of Incorporation of Lexington Road Preservation Area, Inc., a nonstock, nonprofit corporation.

Please return two copies to me along with the certificate of incorporation.

My check in the amount of \$4.00 for the recording fee is enclosed.

Yours very truly,

John G. Carroll
John G. Carroll

lh

Enclosures