

# Land Development and Transportation Committee Staff Report November 14, 2024



<b>Case No:</b>	24-ZONE-0108
<b>Project Name:</b>	Tune Ups Plus
<b>Location:</b>	5004 Camp Ground Road
<b>Applicant:</b>	Michael Gaudio
<b>Representative:</b>	Qk4
<b>Jurisdiction:</b>	Louisville Metro
<b>Council District:</b>	1 – Tammy Hawkins
<b>Case Manager:</b>	Dante St. Germain, AICP, Senior Planner

## **REQUESTS**

- **Change in zoning** from R-4 Single Family Residential to C-1 Commercial
- **Waiver** from Land Development Code section 10.2.4.B.1 to permit encroachment into a required property perimeter Landscape Buffer Area (LBA) by existing structures on the northern and western property lines (required: 25', requested: 0', encroachment of 25') (24-WAIVER-0139)
- **Detailed District Development Plan** with Binding Elements

## **CASE SUMMARY**

The subject site is located on Camp Ground Road south of the intersection with Kramers Lane and consists of one parcel currently developed with a single-family residence. The applicant proposes to rezone the property in order to utilize the detached garage for auto repair. The residence will remain in use as a residence. No new construction is proposed at this time.

Industrial uses are located to the south-west along Camp Ground Road. Vacant land and industrial uses are located across Camp Ground Road to the east. Residential uses are located to the north and north-west. Camp Ground Road is a primary collector at this location.

## **STAFF FINDING**

The proposal is ready for a public hearing date to be set.

## **TECHNICAL REVIEW**

MSD and Transportation Planning have provided preliminary approval of the proposal.

A zoning enforcement case, ENF-ZON-23-001399, is currently open on the site. The case relates to the use of the property for auto repair in violation of the current zoning.

## **INTERESTED PARTY COMMENTS**

No interested party comments were received by staff.

## **STANDARD OF REVIEW FOR REZONING**

Criteria for granting the proposed form district change/rezoning: KRS Chapter 100.213

1. The proposed form district/rezoning change complies with the applicable guidelines and policies Plan 2040; **OR**
2. The existing form district/zoning classification is inappropriate and the proposed classification is appropriate; **OR**
3. There have been major changes of an economic, physical, or social nature within the area involved which were not anticipated in Plan 2040 which have substantially altered the basic character of the area.

## **STAFF ANALYSIS FOR CHANGE IN ZONING**

The site is located in the Suburban Workplace Form District:

A Suburban Workplace is a form characterized by predominately industrial and office uses where the buildings are set back from the street in a landscaped setting. Suburban Workplaces often contain a single large-scale use or a cluster of uses within a master planned development. New larger proposed industrial uses are encouraged to apply for a planned development district.

In order to provide adequate transportation access in suburban workplaces connected roads, public transportation and pedestrian facilities should be encouraged. Walkways to workplace-serving uses are encouraged for workplace employees. Development within Suburban Workplace Form Districts may need significant buffering from abutting uses.

## **REQUIRED ACTIONS**

- **Set** the public hearing date.

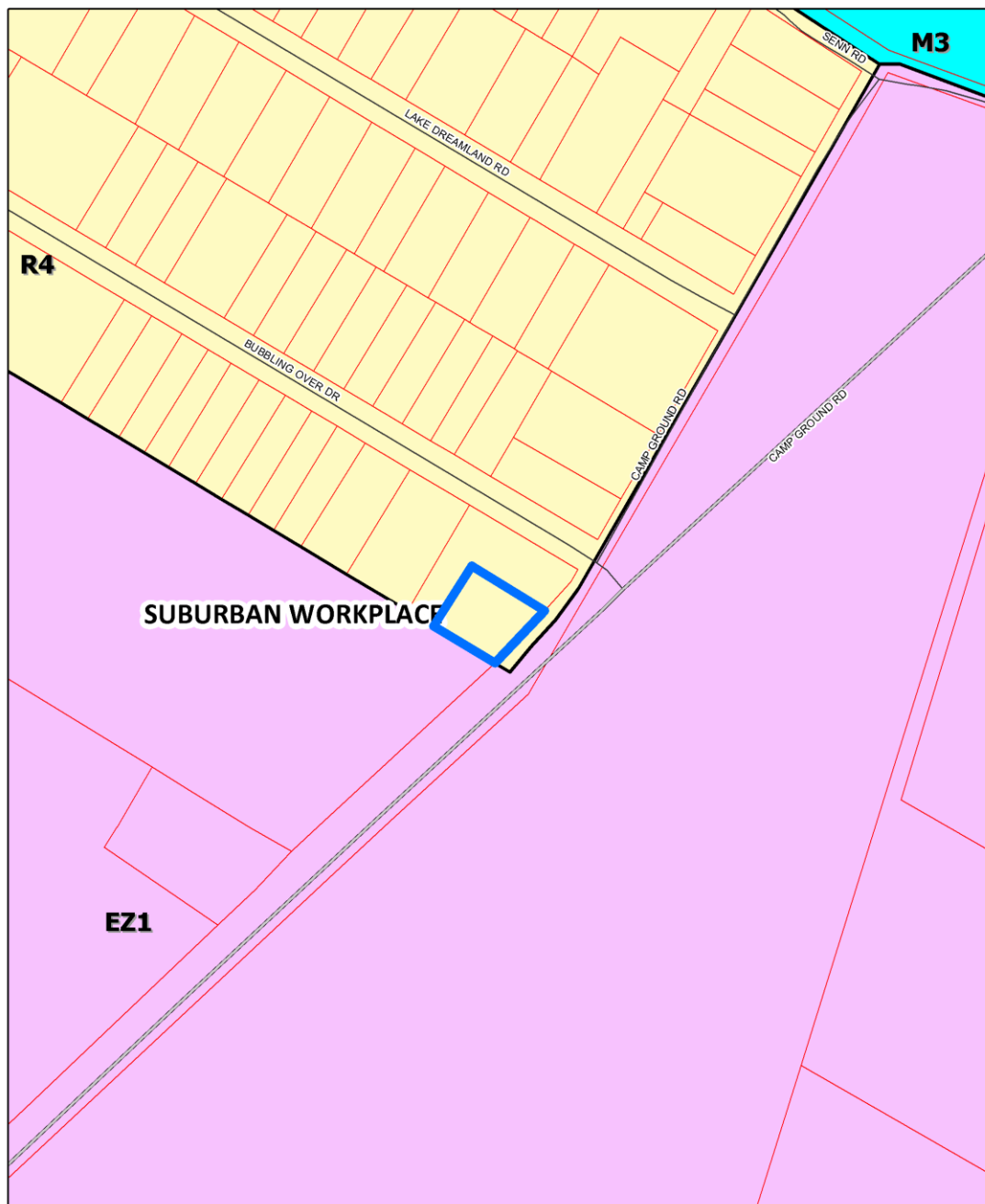
## **NOTIFICATION**

Date	Purpose of Notice	Recipients
10/31/2024	Hearing before LD&T	1 <sup>st</sup> and 2 <sup>nd</sup> tier adjoining property owners and current residents Registered Neighborhood Groups in Council District 1
	Hearing before PC	1 <sup>st</sup> and 2 <sup>nd</sup> tier adjoining property owners and current residents Registered Neighborhood Groups in Council District 1
	Hearing before PC	Sign Posting on property
	Hearing before PC	Legal Advertisement in the Courier-Journal

## **ATTACHMENTS**

1. Zoning Map
2. Aerial Photograph
3. Proposed Binding Elements

1. Zoning Map



5004 Camp Ground Road

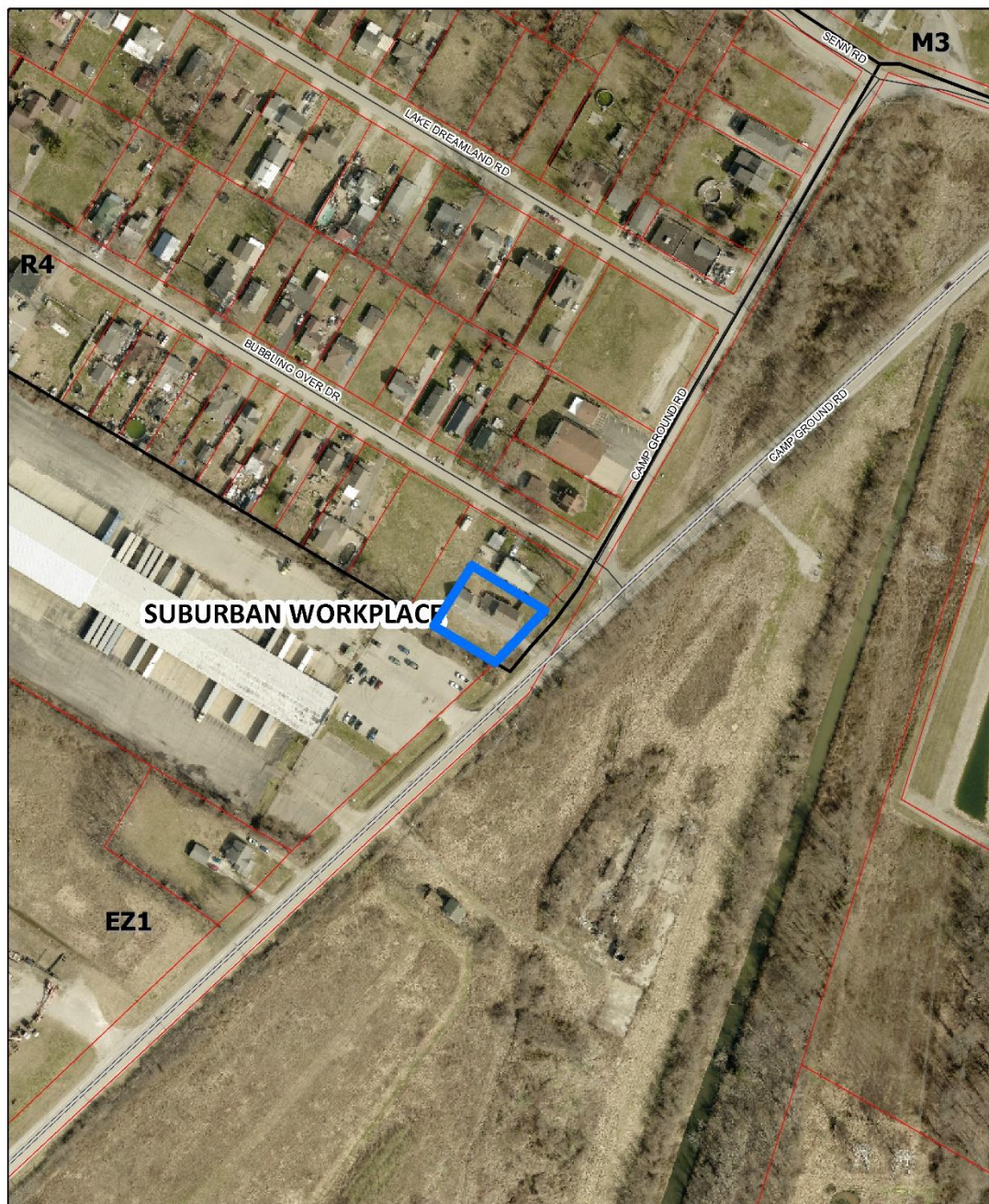
feet  
180

Map Created: 11/14/2023

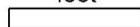


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LOUISVILLE METRO GOVERNMENT and  
JEFFERSON COUNTY PROPERTY VALUATION  
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## 2. Aerial Photograph



5004 Camp Ground Road  
feet



180  
Map Created: 11/14/2023



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### **3. Proposed Binding Elements**

1. The development shall be in accordance with the approved district development plan, all applicable sections of the Land Development Code (LDC) and agreed upon binding elements unless amended pursuant to the Land Development Code. Any changes/additions/alterations of any binding element(s) shall be submitted to the Planning Commission or the Planning Commission's designee for review and approval; any changes/additions/alterations not so referred shall not be valid.
2. No outdoor advertising signs, small freestanding signs, pennants, balloons, or banners shall be permitted on the site.
3. Construction fencing shall be erected when off-site trees or tree canopy exists within 3' of a common property line. Fencing shall be in place prior to any grading or construction to protect the existing root systems from compaction. The fencing shall enclose the entire area beneath the tree canopy and shall remain in place until all construction is completed. No parking, material storage or construction activities are permitted within the protected area.
4. Before any permit (including but not limited to building, parking lot, change of use, site disturbance, alteration permit or demolition permit) is requested:
  - a. The development plan must receive full construction approval from Construction Review, Louisville Metro Public Works and the Metropolitan Sewer District.
  - b. Encroachment permits must be obtained from the Kentucky Transportation Cabinet for any work in the Camp Ground Road right-of-way.
  - c. The property owner/developer must obtain approval of a detailed plan for screening (buffering/landscaping) as described in Chapter 10 prior to requesting a certificate of occupancy. Such plan shall be implemented prior to occupancy of the site and shall be maintained thereafter.
5. There shall be no outdoor music (live, piped, radio or amplified) or outdoor entertainment or outdoor PA system audible beyond the property line.
6. No idling of trucks shall take place within 200 feet of residential structures, except that idling may take place within 200 feet of the residential structure on the site. No overnight idling of trucks shall be permitted on-site.
7. A certificate of occupancy must be received from the appropriate code enforcement department prior to occupancy of the structure or land for the proposed use. All binding elements requiring action and approval must be implemented prior to requesting issuance of the certificate of occupancy, unless specifically waived by the Planning Commission.
8. The applicant, developer, or property owner shall provide copies of these binding elements to tenants, purchasers, contractors, subcontractors and other parties engaged in development of this site and shall advise them of the content of these binding elements. These binding elements shall run with the land and the owner of the property and occupant of the property shall at all times be responsible for compliance with these binding elements. At all times during development of the site, the applicant and developer, their heirs, successors; and assignees, contractors, subcontractors, and other parties engaged in development of the site, shall be responsible for compliance with these binding elements.