

**CITY OF BARDSTOWN
REGULAR COUNCIL MEETING MINUTES
10-08-2013
7:00 – 7:20 P.M.**

With Mayor Bill Sheckles presiding, the City Council met in a regular session in the Council Chambers with the following Councilmen:

Councilman Joe Buckman
Councilman Francis Lydian
Councilman Tommy Reed
Councilman John Royalty
Councilman Bobby Simpson
Councilman Roland Williams

Others present: Director of Public Works and Engineering Larry Hamilton, City Attorney Tom Donan, City Clerk Barbie Bryant, Fire Chief Marlin Howard, County Magistrate Sam Hutchins, BRT TV-19 cameraman Danny Wathen, Nelson County Gazette reporter Jim Brooks, WYSB Radio reporter Tom Redmon, WHAS-TV reporter Alex Schuman and cameraman Pete Langdon, The Kentucky Standard reporter Randy Patrick, WBRT Radio Co-Owner Roth Stratton, and citizens Jamie Hodges, Angela Zizzo, Paul Zizzo, Makayla Adams, Ashley Zizzo, and Alex Zizzo.

MINUTES

The minutes from the 09-24-2013 Regular Council meeting were presented. **UPON MOTION OF COUNCILMAN LYDIAN, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE MINUTES WERE APPROVED.**

FIRST READING – PROPOSED ORDINANCE B2013- REZONE #2404 KINSMENTU, INC

Councilman Williams introduced proposed Ordinance B2013-Rezone #2404 Kinsmentu, Inc., and asked for its first reading. City Clerk Bryant read the proposed ordinance in summary to rezone 9.55 acres on the south side of Old Bloomfield Pike, approximately 625 feet east of Federal Hill Manor, and approximately 0.50 mile west of Bloomfield Road (US 62) from R-2 (Two-Family Residential District) and I-2 (Heavy Industrial District) to R-3 (Multi-Family Residential District). **UPON MOTION OF COUNCILMAN BUCKMAN, DULY SECONDED BY COUNCILMAN WILLIAMS AND CARRIED BY A VOTE OF 6 TO 0, PROPOSED ORDINANCE B2013-REZONE #2404 KINSMENTU, INC., WAS APPROVED.**

STATEMENT FROM MAYOR CONCERNING 724 MOORE AVE, BARDSTOWN

Mayor Sheckles made the following statement:

“There has been some confusion and some media coverage of a situation relating to a wheelchair ramp and the Planning Commission of Bardstown and Nelson County.

The family with a child in a wheelchair rents their home from a landlord who owns multiple properties in Bardstown. The landlord paid for the materials of the ramp, and there was help with the construction of the ramp by a charitable organization.

The landlord may not have initially known that he needed to get a permit to build a ramp and that it needed to be inspected for safety by the County Building Inspector; or that he would need a variance from the 25 foot front set-back rules that are a part of our Zoning Ordinance. The name at that address, according to the Property Valuation Office was that of the property owner, not the renter.

The Zoning Administrator sent three letters addressed to the property owner at the renter’s address telling him that he needed to apply for a permit for the ramp and a variance to the zoning regulations; and that he would need to pay the fees related to the permit and the variance. This process is no different than any other person building a structure on a lot that they own. There have been 2 or three other cases this year, and many in the past, of people applying for, and paying the fees related to both permits and variances for handicapped ramps.

On October 3, 2013, the landlord came to the Planning & Zoning office and said that he never received the letters until the third one, which was from the Planning Commission’s attorney. After a discussion of the process, he also declared that he would not apply for a permit or pay any fees. Today, October 8, 2013 the landlord came into the Planning Commission office and filled out an application for a permit and a variance. This will make it unnecessary for the Planning Commission to file a complaint with the Nelson Circuit Court for injunctive relief, which would otherwise have been the next step.

None of this had to do with the tenant or handicapped child. There are no plans for anyone to tear down the ramp.”

Ms. Zizzo then rose to make a statement about her concerns over how badly she felt that this matter was handled.

MISCELLANEOUS

Mr. Hodges made a statement about the denial of his temporary liquor license application that he submitted to the ABC Administrator. The Mayor encouraged Mr. Hodges to re-apply with the proper documentation.

COMMITTEE REPORTS

Councilman Buckman announced that a Street and Solid Waste Committee meeting would be held on October 16, 2013 at 4:00pm in the Mayor's Conference Room at City Hall.

FIVE YEAR ANNIVERSARIES

There were no Five-Year Anniversaries to announce for the month of October.

ADJOURNMENT

There being no further business to discuss and **UPON MOTION OF COUNCILMAN SIMPSON, DULY SECONDED BY COUNCILMAN REED AND CARRIED BY A VOTE OF 6 TO 0, THE MEETING WAS ADJOURNED.**

CITY OF BARDSTOWN

ATTEST:

William S. Sheckles, Mayor

Barbara Bryant, City Clerk