Farmer, Chair
Mossotti, Vice Chair
Gorton
Ellinger
Kay
Ford
Lawless
Beard
Clarke
Henson

A G E N D A
Planning & Public Works Committee
August 12, 2014
1:00 P.M.

“Planning & Public Works Committee, to which should be referred matters relating to the Division of Planning and including, but not limited to matters related to housing, infill and redevelopment, purchase of development rights and historic preservation, and any related partner agencies and the Department of Public Works and its related divisions, including capital improvement projects and any related partner agencies”

-Council Rules & Procedures, Section 2.102(1)

2014 Meeting Schedule

January 14	June 17
February 11	July 1
March 4	August 12
April 8	September 9
May 6	October 7

Planning and Public Works Committee Meeting
July 1, 2014
Summary and Motions

Chair Bill Farmer Jr. called the meeting to order 1:02pm. All committee members except Mossotti were in attendance.

1. May 6, 2014 Committee Summary

Motion by Clarke, second Kay to approve the May 6, 2014 Committee summary. Motion passed unanimously.

Farmer stated that Akers has requested that the "Mobile Food Vendor Text Amendment in the P-1 Zone" item be postponed.

2. Land Disturbance Fees

Derek Paulsen discussed the land disturbance fees. He stated that information was provided at the March Committee meeting at which time the Committee asked staff to update the fee structure.

Paulsen stated that the land disturbance fee is required for clearing, grading, excavating and filling activities that result in the disturbance of existing land. The current fee is $ 25 regardless of size of area over 5,000 square feet. He provided data on the number of fees in 2013 by type (residential lot, residential subdivision, commercial or demolition).

Paulsen stated that based on conversations with LFUCG Division of Engineering the size and type of the disturbance determines how complex the review is. Paulsen provided a possible new fee structure although he stated that he was not recommending any changes to the current fees. He stated that the disturbance fee is just one fee that is charged to the development community.

Gorton asked how the new fee structure was determined. In response Paulsen stated that it was the result a review of the time given to each type of land disturbance application. He noted that they were not recommending a change in the fee structure.

Kay stated that it appeared that LFUCG was subsidizing developer fee costs. In response Paulsen stated that if fees were to pay the entire cost for review, monitor and compliance all of the fees would be much higher than they are at present.

Kay suggested that staff review the fee structures and determine the cost for LFUCG review, monitor and enforcement to develop a new set of fee structures that would more closely make the effort revenue neutral.

Clarke asked how the new fee structure was determined. In response Paulsen stated that the Council requested that staff investigate the present land disturbance fees. He noted that they were not recommending a change in the fee structure.

Farmer stated that as the Council has reviewed numerous budget proposals they requested that the Administration examine new sources of revenue including the development fees.

Gorton agreed with Kay that the full cost of the current fee structure should be examined to reflect some portion of LFUCG resources to review, monitor and enforce development regulations. Gorton requested that the development community be part of the discussions.

In response Paulsen stated that as part of the earlier presentation fees associated with a typical development was examined.

Farmer stated that based on comments from Clarke, Kay and Gorton the issue has broadened to include all development related fees.

Paulsen stated that staff can examine the parameters of the cost of services analysis and how they relate to fees and report back to the Committee.

3. Residential Parking Permit District procedures

Farmer stated that he referred the issue to Committee but however Clarke had done much of the work. Clarke distributed a handout that was not in the packet. He discussed background of the RPPD procedures going back to 1990. He stated that after 1993 Council routinely waived the meeting notices as being ineffective, unnecessary, time consuming and expensive. Clarke stated that while Gary Means supports the changes as proposed, the Parking Authority will need to offer their opine.

Clarke stated that during the course of establishing the RPPD for Stratford Drive the lack of input from those affected was evident.

Gorton asked Clarke to clarify the LPA role in identifying and notifying the traffic generator. In response Clarke stated that the LPA did not want to be responsible for identifying the generator but was fine with notifying them once they were identified by the petitioner.

Ellinger commented on the notification procedures.

Ford commented on the legislative intent of the process and the lack of Administration involvement in the process. He noted that the Administration has never recommended the establishment of a RPPD.

Mike Sanner commented on the establishment procedures.

Henson commented on traffic studies being conducted while school is not in session.

Lawless discussed her concerns about the notification process for the traffic generators.

Beard discussed the RPPD procedures. In response Clarke stated that the concerns expressed by Beard were part of the rationale for the proposed amendments to the procedures.

In response to a question from Ford, Means discussed the process used by the LPA in conducting the required traffic analysis.

On a motion by Clarke, second Gorton the proposed resolution amending the RPPD procedures was recommended for approval. Motion passed unanimously.

4. **Off Premise Signage**

Farmer stated that Lawless referred this item to Committee. Jonathan Hollinger presented information on this issue. He stated that Article 17 of the Zoning Ordinance regulates signage. The Division of Building Inspection is the permitting agency for signage while the Division of Planning enforces most aspects of the ordinance. He stated that Code Enforcement enforces regulations related to signs in the right of way.

Hollinger stated that Lawless was primarily concerned with the temporary real estate signs. He stated that a real estate was to be removed within 10 days after completion of a sales, rental or lease and they must pertain to property at that location. Hollinger stated that real estate signs are limited to one sign per street frontage. He also stated that there is currently no regulation regarding how far in advance of real estate activity a sign can be put up.

Hollinger discussed some challenges with compliance and enforcement. He stated that it is difficult to determine if a vacancy exists, when a vacancy occurred, and when the sign was placed on the property as real estate signs are exempt from the permitting regulations. Finally he stated that there are more than 56,000 rental units and over 4,000 property transfers annually in Lexington.

Hollinger identified a few possible solutions. He suggested that staff could meet with landlord and real estate associations to inform them of the ordinance restrictions. In addition staff could explore alternative enforcement options for properties with more than 1 sign per street frontage.

Lawless stated that the real estate signs are a problem in the University area. She stated that they devalue property values and reduce sustainability of the neighborhoods. She stated that meetings with landlords have occurred numerous times over the past few years.

In response to a question from Lawless, Chris King stated that no one has ever been cited for illegal real estate signage. He stated that the fine was $ 75.

Lawless suggested that staff examine moving enforcement back to Code Enforcement and increasing the fines for such offenses.

Farmer noted that staff offered to explore alternative enforcement options for properties with more than 1 sign per street frontage.

5. **Items Referred**

Farmer reviewed the items referred to Committee

On a motion by Ellinger, second Clarke "Maintenance of Major Roadways" was removed from the referral list. Motion passed unamuoisly.

On a motion by Gorton, second Kay "Fees to Offset Historic Preservation Services" was removed from the referral list. Motion passed unamuoisly.

On a motion by Gorton, second Kay "Examine Fee Structure for Planning, Preservation & Development Services" was removed from the referral list. Motion passed unamuoisly.

On a motion by Gorton, second Kay "Leaf Collection Review" was removed from the referral list. Motion passed unamuoisly.

Meeting adjourned at 2:15 PM.

PAS 7.25.14

Master Plan

Implementation Update

Summer 2014

Principles

1. Academic Environment

Create a 21st century learning environment that supports the technological, social, economic and creative needs of today's students.

2. Campus Life

Enhance the student life experience and reinforce campus community in strong residential districts, both on and off campus.

3. Community

Forge partnerships to strengthen the neighborhoods surrounding the campus and downtown.

4. Growth

Establish a long-term plan for growth management consistent with the University's mission, and that efficiently utilizes land resources.

5. Mobility

Facilitate safer and more efficient mobility in support of the master plan land use and landscape concepts.

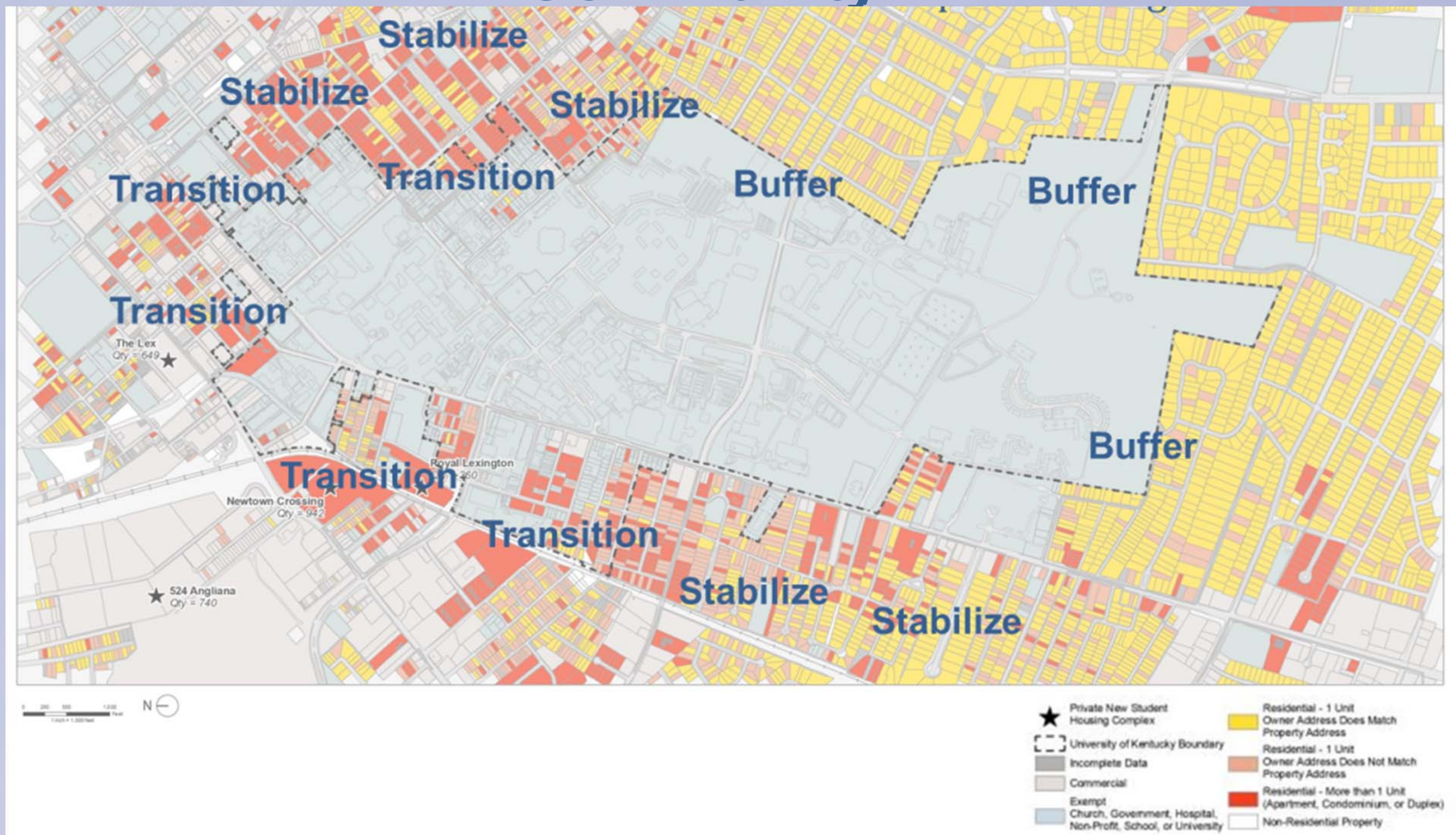
6. Landscape Structure

Establish a legible open space and landscape structure that improves the campus environment and reinforces campus identity.

7. Sustainability

Integrate sustainability in every aspect of planning.

Community



- Over 70 meetings with Local and University stakeholders
- Charettes with LFUCG staff and neighborhood representatives

Overview

- Academics
  - Modern Classroom and Research Space

- Student Experience
  - Living Learning
  - Housing
  - Student Center
  - Dining

- Mobility
  - Pedestrianization
  - Parking
  - Transit

- Cohesive Campus
  - Landscape Plan
  - Green Space

UNIVERSITY OF KENTUCKY

ACADEMICS

Current Academic Projects

Gatton Expansion
April 2016

University Lofts at Bolivar – March 2015

Academic Science Building
Fall 2016

Student Experience

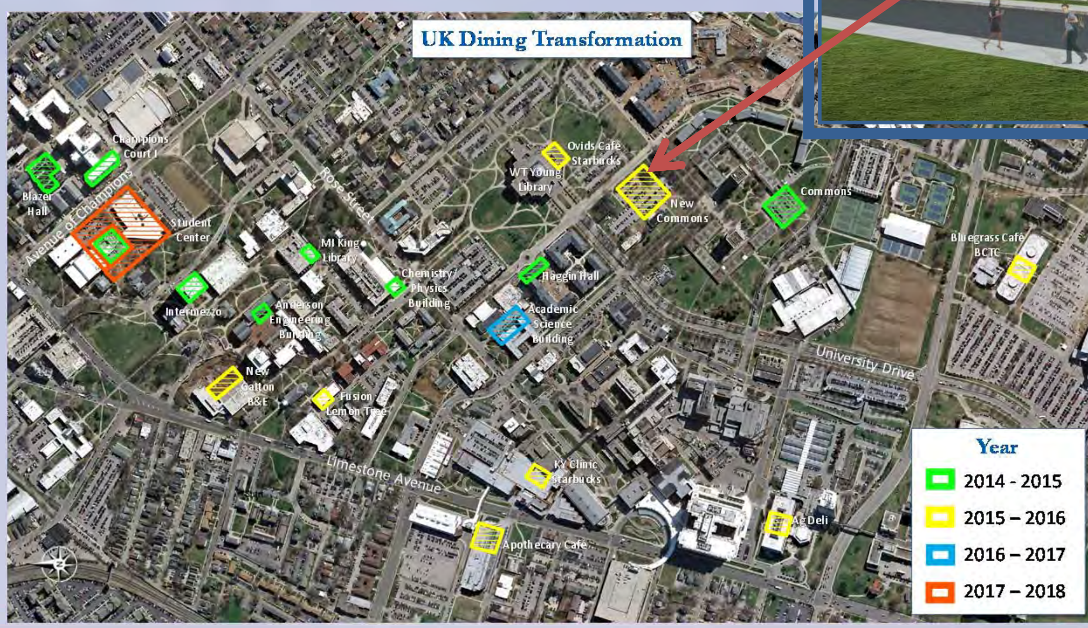
Champions Court

Woodland Glen

Limestone Park

Student Center
$175 million - December 2017

New Commons
$32 million - Fall 2015



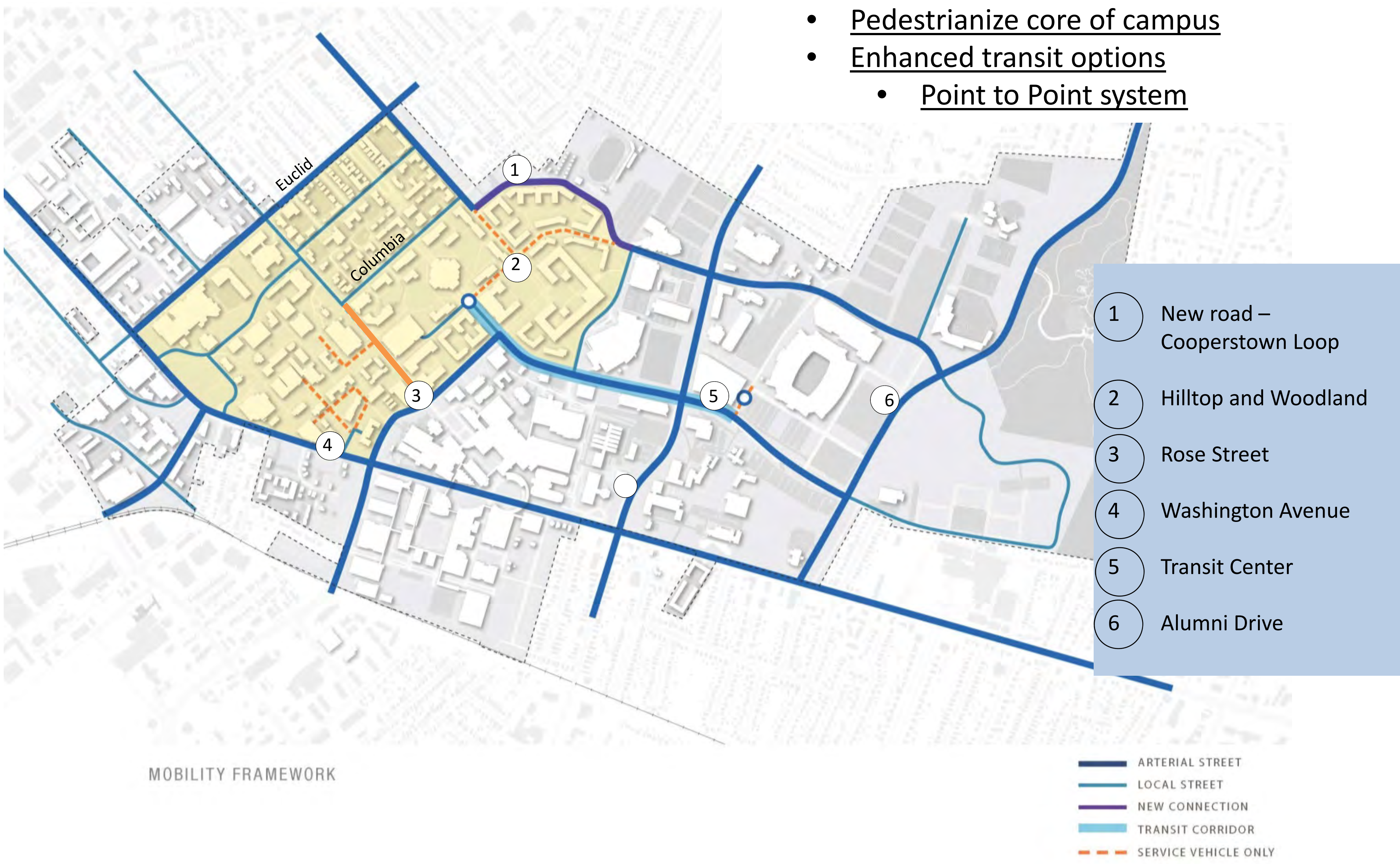
UNIVERSITY OF KENTUCKY

MOBILITY

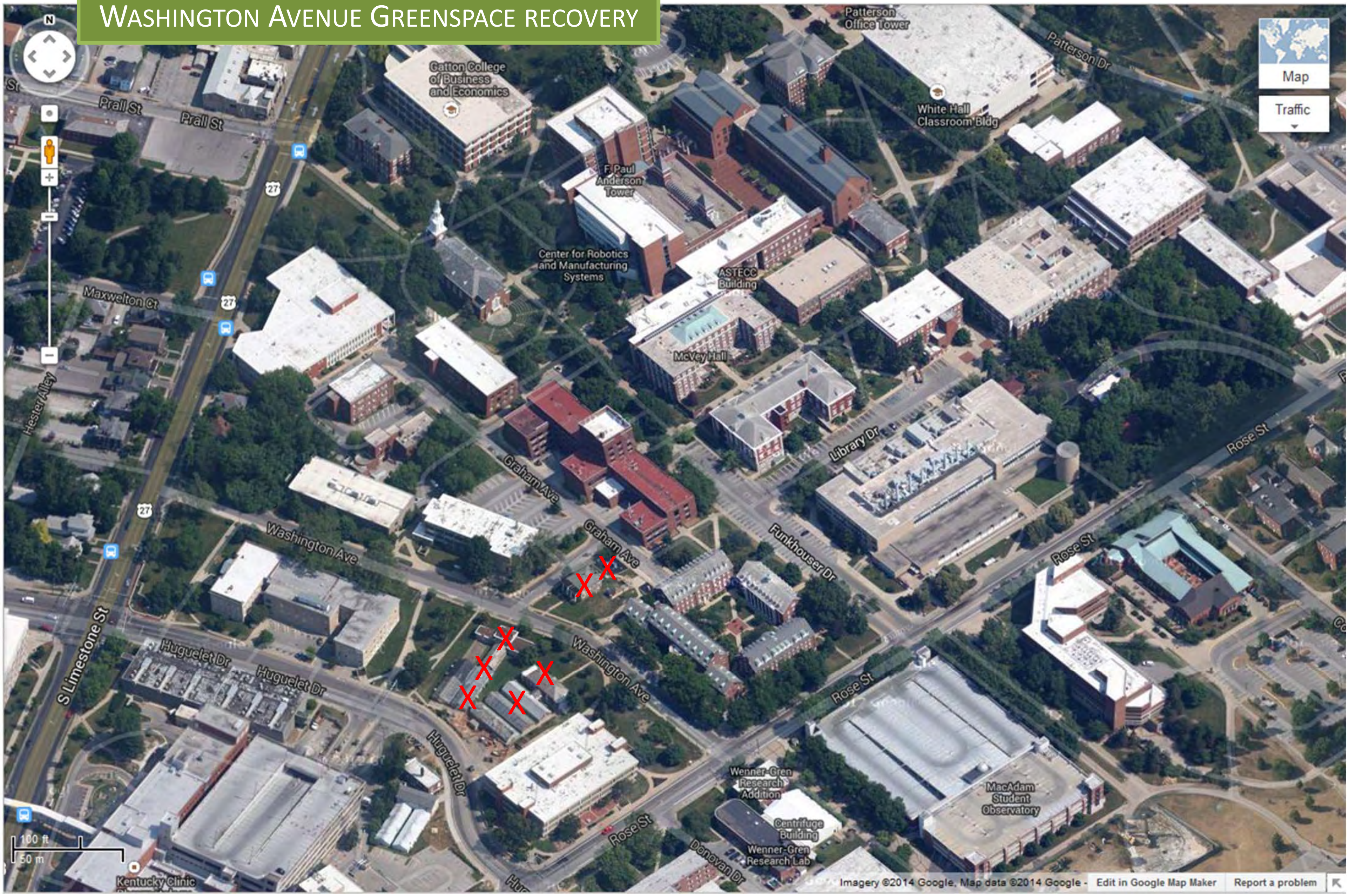
Regional Connectivity

GOALS

- Facilitate safer and more efficient mobility for all modes of transportation
- Maintain access to and around campus
- Pedestrianize core of campus
- Enhanced transit options
  - Point to Point system



Washington Avenue Greenspace recovery




WASHINGTON AVENUE GREENSPACE RECOVERY
Patterson Office Tower
Patterson Dr
White Hall Classroom Bldg
Prall St
Prall St
F. Paul Anderson Tower
Center for Robotics and Manufacturing Systems
ASTECC Building
McVey Hall
Maxwelton Ct
Library Dr
Graham Ave
Funkhouser Dr
Washington Ave
Rose St
Rose St
Rose St
Rose St
Huguelet Dr
Huguelet Dr
Huguelet Dr
PROPOSED ACADEMIC SCIENCE BUILDING
CONCEPTUAL LAYOUT - NOT FOR ESTIMATE OR CONSTRUCTION JULY 2014
Kentucky Clinic
Map data ©2014 Google - Edit in Google Map Maker

Current Projects

FEMA

- Storm Water Solutions
- Park-like Setting
- Teaching Tool
- Coordination with Surrounding Projects

Alumni Drive Improvements

Benefits of the Project

- Improved transportation connection through south campus
- Improved performance at intersections and reduced delay
- Improved safety for all modal users, with visual cues to guide driver expectations
- Improved roadway geometry and pavement condition
- Improved stormwater drainage along roadway
- Reduced vehicle emissions at key intersections
- Coordination with adjacent projects minimizes costs and duration of construction disruption
- Consistent with campus land use plan and planned development along corridor
- Implementation of Green Roadway principles

Cohesive Campus

LANDSCAPE STUDY SITES

1. Avenue of Champions from Limestone to Woodland
2. Rose Street from Euclid Avenue to S. Limestone Street
3. Woodland Avenue and Hilltop Avenue (segments proposed for closure)
4. Funkhouser to Memorial Coliseum
5. Memorial Hall to Martin Luther King Boulevard
6. Memorial Hall to WT Young Library, including the front lawn and amphitheater at Memorial Hall
7. Taylor Education to Maxwell Place
8. From Central Halls and proposed Science Building to the Funkhouser/Memorial Coliseum corridor
9. Paths connecting the College of Agriculture to the campus core
10. Pennsylvania Court (pedestrian walk leading into the Greek District)
11. Main Building Lawn
12. The Botanical Garden between Patterson Office Tower and the Student Center
13. The White Hall Classroom Building Quad
14. Library Drive, behind the Chemistry-Physics Building
15. The area south of Alumni Drive near the Arboretum
16. Washington Street


Cohesive Connections

Site 11 : Main Lawn

Site 4: Memorial Coliseum to Funkhouser

UNIVERSITY OF KENTUCKY®

www.uky.edu/masterplan

LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT
Department of Planning, Preservation & Development
Division of Planning

Jim Gray
Mayor

Derek J. Paulsen, Ph.D.
Commissioner

MEMORANDUM

TO:	Bill Farmer, Jr., Chair & Members Council Planning and Public Works Committee
FROM:	Chris King, Director
DATE:	June 23, 2014
RE:	Mobile Food Unit Vendors in P-1 zones

As requested at the May 6, 2014 Planning and Public Works Committee meeting, please find attached a series of potential Zoning Ordinance text amendment alternatives for permitting mobile food unit vendors in the Professional Office (P-1) zone. The alternatives can be summarized as follows:

Alternate 1: Mobile Food Unit Vendors as <u>accessory</u> uses; no major zoning restrictions (this is the alternative previously presented at the May 6 meeting)

Alternate 2: Mobile Food Unit Vendors as <u>accessory</u> uses if located <u>500' or greater</u> from a property zoned <u>residential</u> (<u>conditional</u> use if <u>less than 500'</u>)

Alternate 3: Mobile Food Unit Vendors as <u>conditional</u> uses

Alternate 4: Mobile Food Unit Vendors as <u>accessory</u> uses within a designated <u>Professional Office Project</u>

I will be present at the July 1 Planning and Public Works Committee meeting to answer any questions regarding these alternatives.

Attachment

C: Derek Paulsen, Phd., Commissioner

H:\CDKWORK\Director\Council\Mobile Food Units in P-1 - Alts Cover Memo.doc

8-15 PROFESSIONAL OFFICE (P-1) ZONE (ALTERNATE 1 – ACCESSORY USE)

8-15(a) Intent - This zone is primarily for offices and related uses. Retail sales are prohibited, except where directly related to office functions. This zone should be located as recommended in the Comprehensive Plan.

8-15(b) Principal Uses (Other uses substantially similar to those listed herein shall also be deemed permitted.)

1. Banks, credit agencies, security and commodity brokers and exchanges, credit institutions, savings and loan companies, holding and investment companies.
2. Offices for business, professional, governmental, civic, social, fraternal, political, religious, and charitable organizations, including, but not limited to, real estate sales offices.
3. Research development and testing laboratories or centers.
4. Schools for academic instruction.
5. Libraries, museums, art galleries, and reading rooms.
6. Funeral parlors.
7. Medical and dental offices, clinics, and laboratories.
8. Telephone exchanges, radio and television studios.
9. Studios for work or teaching of fine arts, such as photography; music; drama; dance and theater.
10. Community centers and private clubs, churches, and Sunday schools.
11. Hospitals, nursing homes, rest homes and assisted living facilities.
12. Computer and data processing centers.
13. Ticket and travel agencies.
14. Kindergartens, nursery schools and child care centers for four (4) or more children. A fenced and screened play area shall be provided, which shall contain not less than twenty-five (25) square feet per child.
15. Cable television system signal distribution centers and studios.
16. Dwelling units, provided the units are not located on the first floor of a structure and provided that at least the first floor is occupied by another permitted use or uses in the P-1 zone, with no mixing of other permitted uses and dwelling units on any floor.
17. Business colleges, technical or trade schools or institutions.
18. Athletic club facilities, when located at least one hundred fifty (150) feet from a residential zone.
19. Beauty shops and barber shops not exceeding 2,000 square feet in floor area, which employ not more than five licensed cosmetologists, with all service provided only by licensed cosmetologists and/or barbers.
20. Rehabilitation homes, but only when more than five hundred (500) feet from a residential zone.
21. Adult day care centers.

8-15(c) Accessory Uses (Uses and structures which are customarily accessory, clearly incidental and subordinate to permitted uses.)

1. Establishments limited to the filling of prescriptions and retail sale of pharmaceutical and medical supplies.
2. Parking areas or structures.
3. Incidental retail sales or personal services, including facilities for serving food, only for employees, residents or visitors to any permitted use, and having no primary access to the exterior; and limited to a maximum of ten percent (10%) of the gross floor area of the building in which it is located, with no single such use being in excess of 5,000 square feet. Mobile food unit vendors may also serve this purpose, and be parked outside of a building to serve employees and visitors, provided that the requirements of Section 15-11 of the Code of Ordinances are met.
4. Sales offices for the display of merchandise and the acceptance of orders.
5. Swimming pools, tennis courts, putting greens, and other similar non-commercial recreational uses.
6. Satellite dish antennas, as further regulated by Article 15-8.
7. One dwelling unit for owners, operators, or employees of a permitted use, provided that such dwelling unit shall be part of the building and located above, to the side, or to the rear of such permitted use.
8. Retail sales and storage areas accessory to internet-based businesses, for which Certificates of Occupancy are issued after November 15, 2001; provided that the retail sales and storage area occupies no more than twenty-five percent (25%) of the business area, nor more than 2,500 square feet, whichever is less; and having no display space, storage space or signs visible from the exterior of the building.
9. Drive-through facilities for the sale of goods or products or the provision of services otherwise permitted herein, when approved by the Planning Commission on a development plan.

8-15 PROFESSIONAL OFFICE (P-1) ZONE (ALTERNATE 2 – ACCESSORY WITH DISTANCE)

8-15(a) Intent - This zone is primarily for offices and related uses. Retail sales are prohibited, except where directly related to office functions. This zone should be located as recommended in the Comprehensive Plan.

8-15(b) Principal Uses (Other uses substantially similar to those listed herein shall also be deemed permitted.)

1. Banks, credit agencies, security and commodity brokers and exchanges, credit institutions, savings and loan companies, holding and investment companies.
2. Offices for business, professional, governmental, civic, social, fraternal, political, religious, and charitable organizations, including, but not limited to, real estate sales offices.
3. Research development and testing laboratories or centers.
4. Schools for academic instruction.
5. Libraries, museums, art galleries, and reading rooms.
6. Funeral parlors.
7. Medical and dental offices, clinics, and laboratories.
8. Telephone exchanges, radio and television studios.
9. Studios for work or teaching of fine arts, such as photography; music; drama; dance and theater.
10. Community centers and private clubs, churches, and Sunday schools.
11. Hospitals, nursing homes, rest homes and assisted living facilities.
12. Computer and data processing centers.
13. Ticket and travel agencies.
14. Kindergartens, nursery schools and child care centers for four (4) or more children. A fenced and screened play area shall be provided, which shall contain not less than twenty-five (25) square feet per child.
15. Cable television system signal distribution centers and studios.
16. Dwelling units, provided the units are not located on the first floor of a structure and provided that at least the first floor is occupied by another permitted use or uses in the P-1 zone, with no mixing of other permitted uses and dwelling units on any floor.
17. Business colleges, technical or trade schools or institutions.
18. Athletic club facilities, when located at least one hundred fifty (150) feet from a residential zone.
19. Beauty shops and barber shops not exceeding 2,000 square feet in floor area, which employ not more than five licensed cosmetologists, with all service provided only by licensed cosmetologists and/or barbers.
20. Rehabilitation homes, but only when more than five hundred (500) feet from a residential zone.
21. Adult day care centers.

8-15(c) Accessory Uses (Uses and structures which are customarily accessory, clearly incidental and subordinate to permitted uses.)

1. Establishments limited to the filling of prescriptions and retail sale of pharmaceutical and medical supplies.
2. Parking areas or structures.
3. Incidental retail sales or personal services, including facilities for serving food, only for employees, residents or visitors to any permitted use, and having no primary access to the exterior; and limited to a maximum of ten percent (10%) of the gross floor area of the building in which it is located, with no single such use being in excess of 5,000 square feet. Mobile food unit vendors may also serve this purpose, and be parked outside of a building to serve employees and visitors, provided that the requirements of Section 15-11 of the Code of Ordinances are met and that the mobile food unit is located no closer than 500' from any property zoned residential.
4. Sales offices for the display of merchandise and the acceptance of orders.
5. Swimming pools, tennis courts, putting greens, and other similar non-commercial recreational uses.
6. Satellite dish antennas, as further regulated by Article 15-8.
7. One dwelling unit for owners, operators, or employees of a permitted use, provided that such dwelling unit shall be part of the building and located above, to the side, or to the rear of such permitted use.
9. Retail sales and storage areas accessory to internet-based businesses, for which Certificates of Occupancy are issued after November 15, 2001; provided that the retail sales and storage area occupies no more than twenty-five percent (25%) of the business area, nor more than 2,500 square feet, whichever is less; and having no display space, storage space or signs visible from the exterior of the building.
9. Drive-through facilities for the sale of goods or products or the provision of services otherwise permitted herein, when approved by the Planning Commission on a development plan.

8-15(d) Conditional Uses (Permitted only with Board of Adjustment approval.)

1. Offices of veterinarians, animal hospitals.
2. Drive-through facilities for sale of goods or products or the provision of services otherwise permitted herein.
3. Parking lots and structures.
4. Mining of non-metallic minerals, but only when the proposal complies with the requirements of the Mining/Quarrying Ordinance (Code of Ordinances #252-91) and the conditions and requirements as set forth therein. The Board of Adjustment shall specifically consider and be able to find:
   a. That the proposed use will not constitute a public nuisance by creating excessive noise, odor, traffic, dust, or damage to the environment or surrounding properties;
   b. That a reasonable degree of reclamation and proper drainage control is feasible; and
   c. That the owner and/or applicant has not had a permit revoked or bond or other security forfeited for failure to comply with any Federal, State or local laws, regulations or conditions, including land reclamation, pertaining to the proposed use.
5. Rehabilitation homes, when located closer than five hundred (500) feet from a residential zone.
6. Extended-stay hotels, except as permitted in a Professional Office Project.
7. Day shelters.
8. Mail service facilities, except as permitted in a Professional Office Project.
9. Mobile food unit vendors when located on a property with a principal or conditional use provided that the requirements of Section 15-11 of the Code of Ordinances are met.

8-15 PROFESSIONAL OFFICE (P-1) ZONE (ALTERNATE 4 – PROFESSIONAL OFFICE PROJECT)

8-15(o) Special Provisions

1. A Professional Office Project may be permitted by the Planning Commission for a tract of land with a minimum of ten (10) acres, upon the approval of a preliminary development plan and a final development plan as provided in Article 21, and subject to the P-1 zone regulations.

   Subdivision of land in a Professional Office Project is permitted, subject to the following regulations:
   a. There shall be no minimum lot size, lot frontage, yard or open space, nor maximum lot coverage or height requirements for each subdivided lot; however, all said requirements for the approved final development plan shall be applicable to the subdivision.

   b. Each subdivided lot shall have access to adjacent streets or joint parking areas, as provided by appropriate easements shown on the final development plan and the final record plan.

   In addition to the uses otherwise permitted in the Professional Office zone, the following uses shall be permitted in the Professional Office Project:

   As a principal permitted use:
   1. Extended-Stay Hotels.
   2. Mail Service Facilities.

   As accessory uses:
   1. Receiving, shipping, and storage of new fixtures, equipment and other non-perishable materials for distribution to corporate or affiliated units subsidiary to the tenant(s) of a principal structure. Such activity, including loading and unloading, shall be conducted entirely within the walls of the principal structure and shall be limited to a maximum of twenty percent (20%) of the total floor area of said principal structure.
   2. Shoe repair, clothing alteration or tailoring services.
   3. Mobile food unit vendors to serve employees and visitors of a permitted principal or conditional use, provided that the requirements of Section 15-11 of the Code of Ordinances are met.

   As conditional uses:
   1. Helistops and heliports, provided such facilities conform to the requirements of all appropriate Federal, State and local regulations.
   2. Beauty shops and barber shops, with no restrictions.

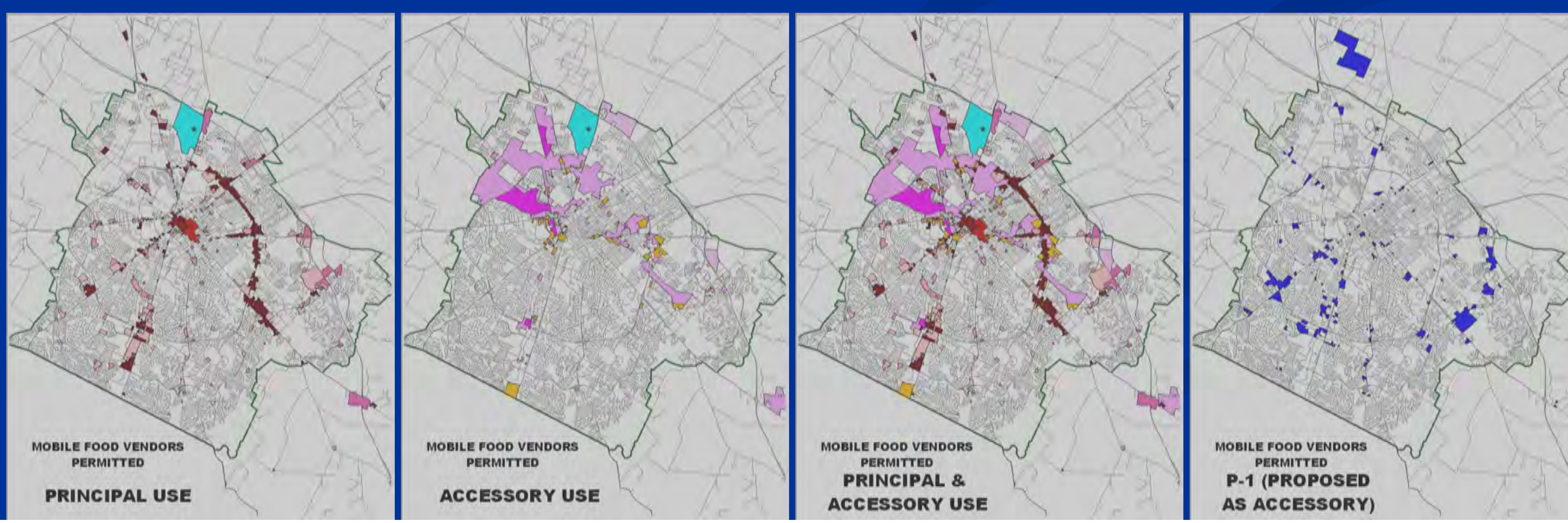
   In addition to the uses otherwise permitted in the Professional Office zone, the following accessory use shall be permitted in a P-1 area of at least twenty (20) contiguous acres:

   Restaurant(s), with or without a cocktail lounge, entertainment, dancing, and sale of alcoholic beverages, provided it meets the following conditions:
   a. It shall be located in an office building containing a minimum of 40,000 square feet of floor area.
   b. It shall occupy not more than twenty-five percent (25%) of the building in which it is located.
   c. It shall have no more than one public entrance and one service entrance directly to the outside of the building, and that this use shall be at least one hundred fifty (150) feet from any residential zone.
   d. It shall have no drive-in or drive-through food service.
   e. There shall be no more than two restaurants within an office building, provided that the 25% limitation is not exceeded.
   f. Signs permitted per office building may be used to identify the restaurant and/or the office use.

2. Where dwelling units are provided and the Planning Commission has approved a final development plan, the required parking spaces may be reduced, when specific permission is given by the Commission to reduce said required parking by not more than one percent (1%) for each one percent (1%) of additional useable open space that is provided over the minimum. Also, for every one percent (1%) of the dwelling units that will be provided as a mixed-income housing unit, the Commission may decrease the required parking by one percent (1%). In any case, the maximum parking reduction shall not exceed the minimum parking otherwise required in the zone by more than ten percent (10%) by only providing additional open space or only providing mixed-income housing, or twenty-five percent (25%) by using a combination of mixed-income housing and additional open space.

Mobile Food Vendors

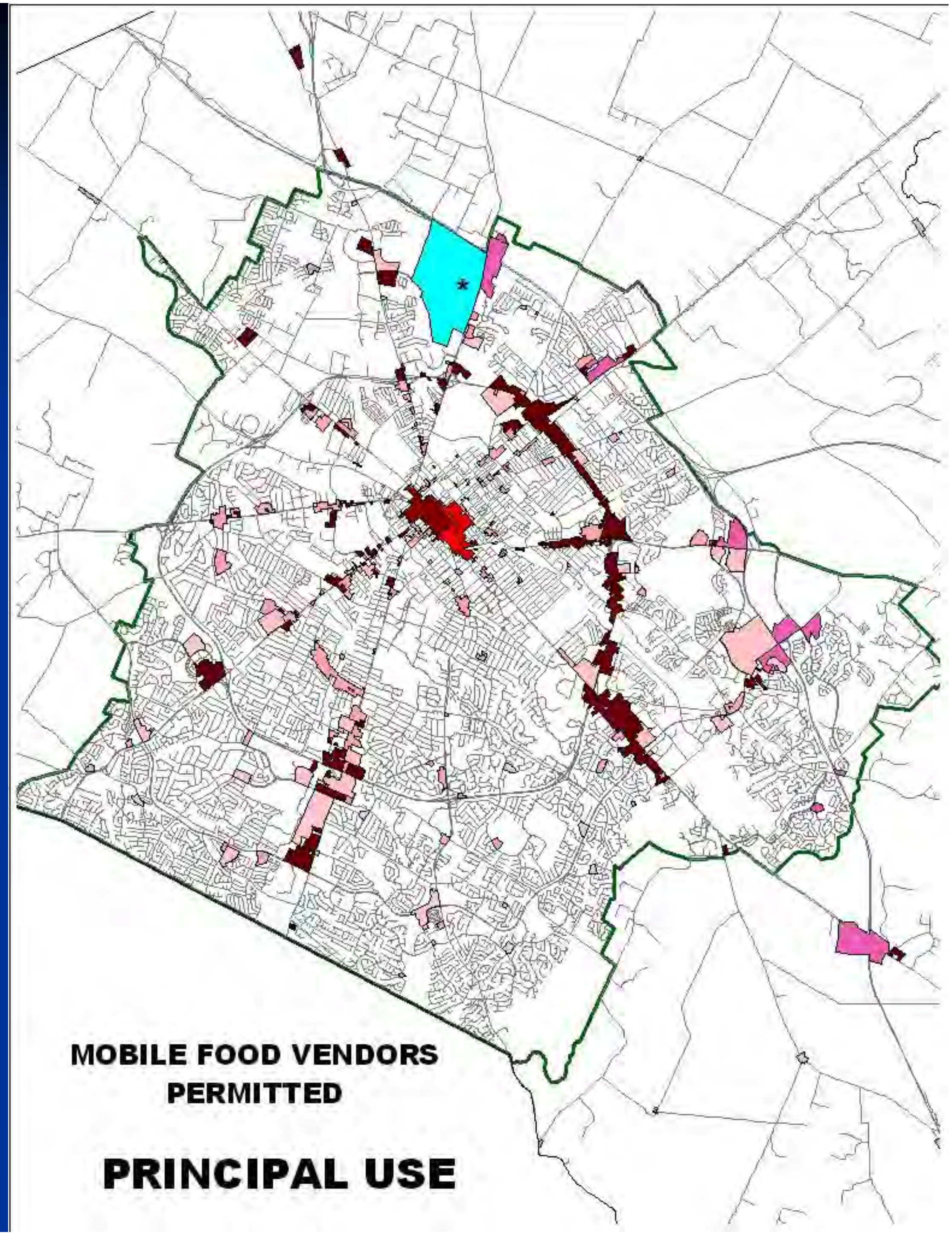
Zoning Locations
Current and Proposed
(August 2014 Update)



Current Zoning Ordinance:

Mobile Food Units as a **PRINCIPAL** Use:

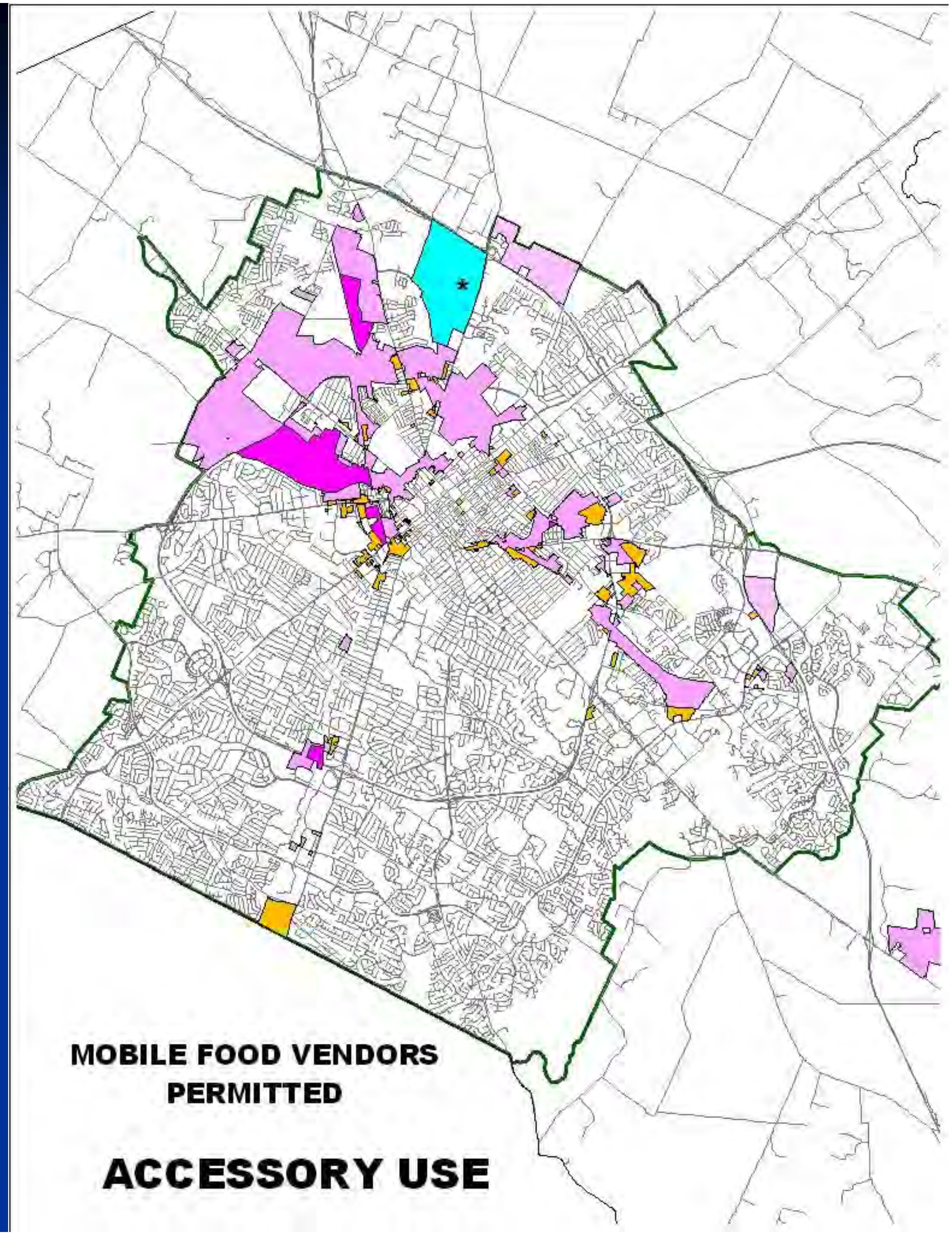
B-1
B-2
B-2A
B-2B
B-3
P-2 (Designated Retail Area)



Current Zoning Ordinance:

Mobile Food Units as a **ACCESSORY** Use:

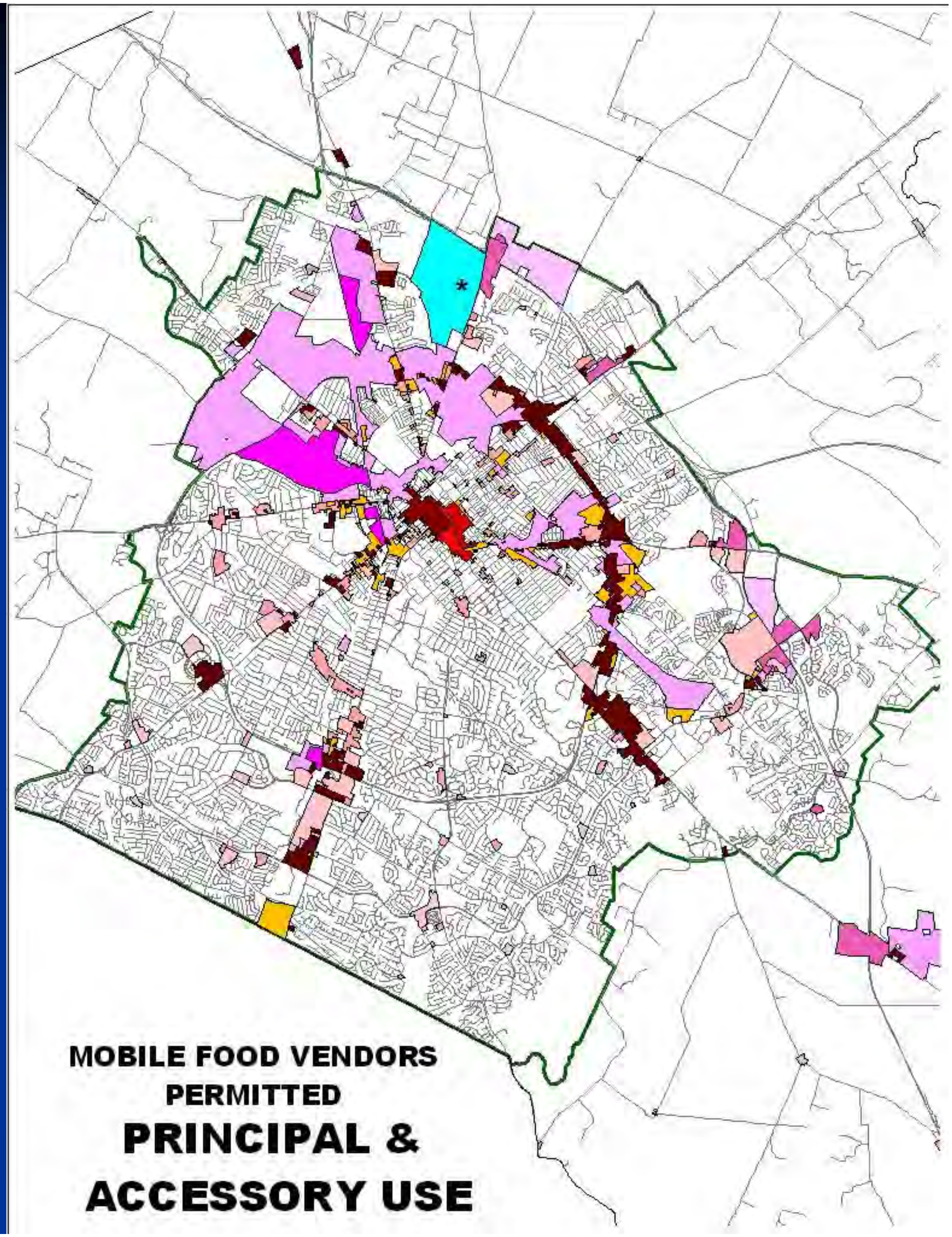
B-4
I-1
I-2
P-2



Current Zoning Ordinance:

Mobile Food Units as a **PRINCIPAL** or **ACCESSORY** Use:

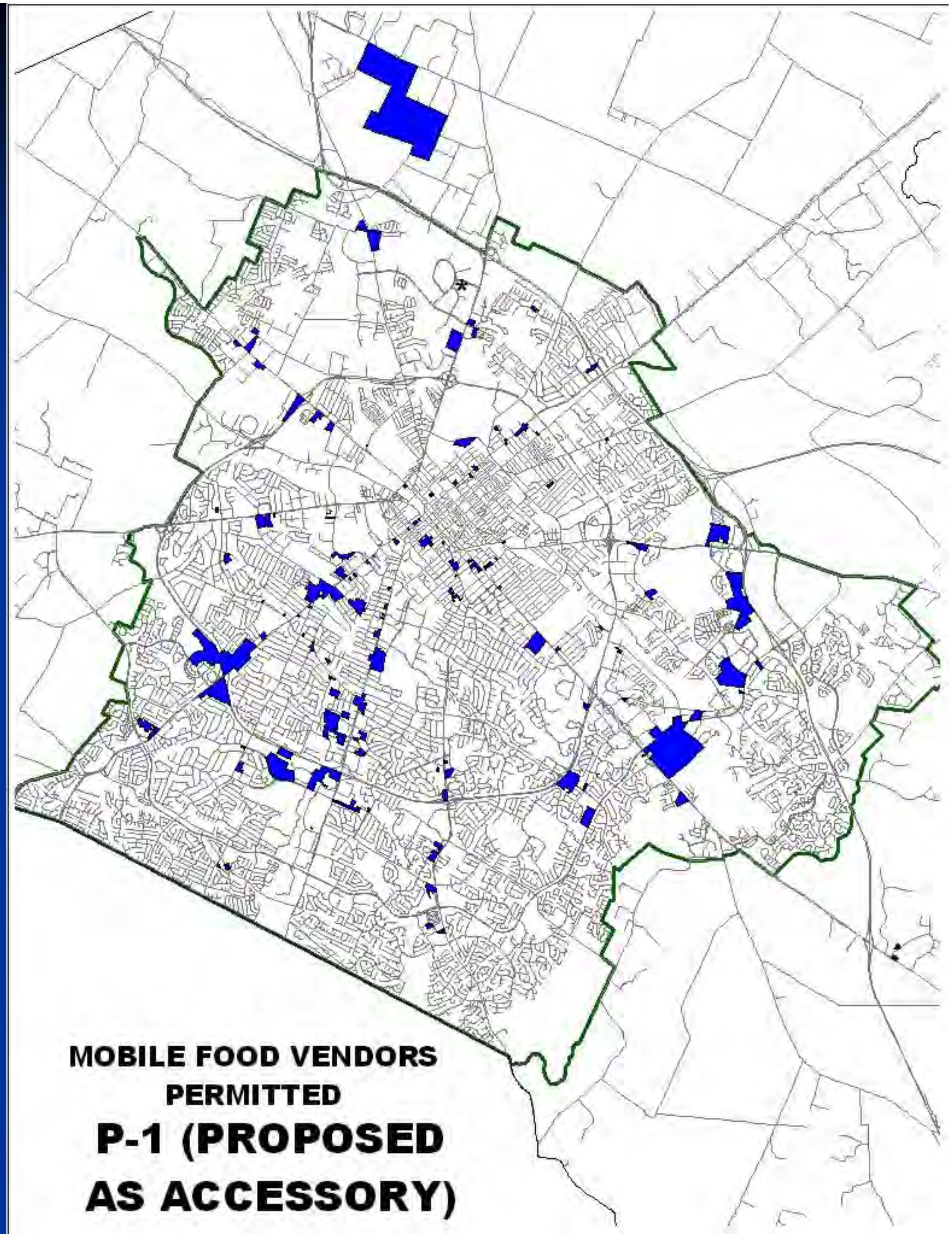
(Combined Map)



PROPOSED
Zoning Ordinance:

Mobile Food Units Allowed As An **ACCESSORY** Use in **P-1**

(Reviewed By Council P&PW on May 6, 2014)



Proposed Ordinance

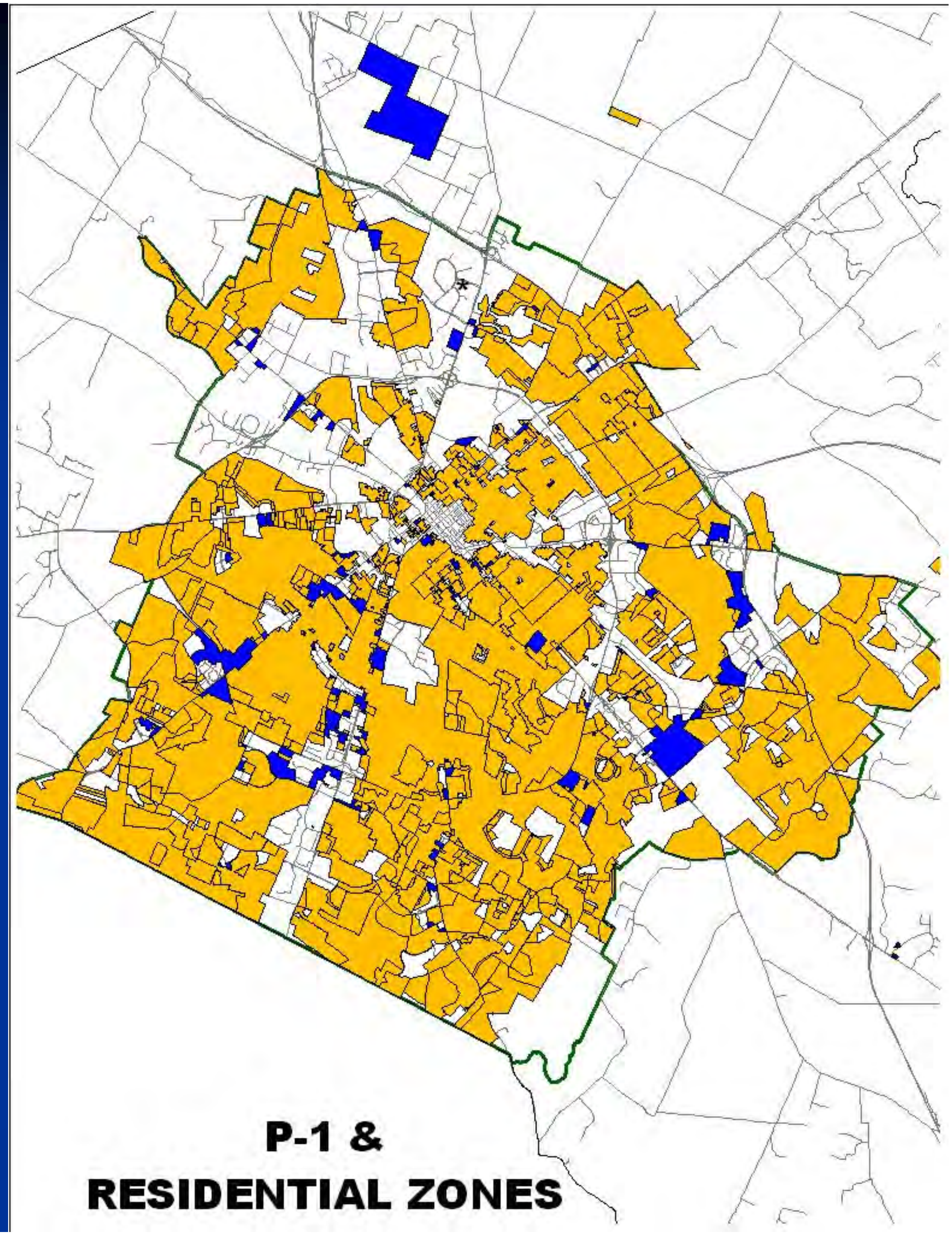
(Reviewed by Council P&PW on May 6, 2014)

Add to Language Regulating ACCESSORY Uses in the P-1 Zone:

3. Incidental retail sales or personal services, including facilities for serving food, only for employees, residents or visitors to any permitted use, and having no primary access to the exterior; and limited to a maximum of ten percent (10%) of the gross floor area of the building in which it is located, with no single such use being in excess of 5,000 square feet. <u>**Mobile food unit vendors may also serve this purpose, and be parked outside of a building to serve employees and visitors, provided that the requirements of Section 15-11 of the Code of Ordinances are met.**</u>

LOCATIONAL RELATIONSHIP:

P-1 and RESIDENTIAL ZONES



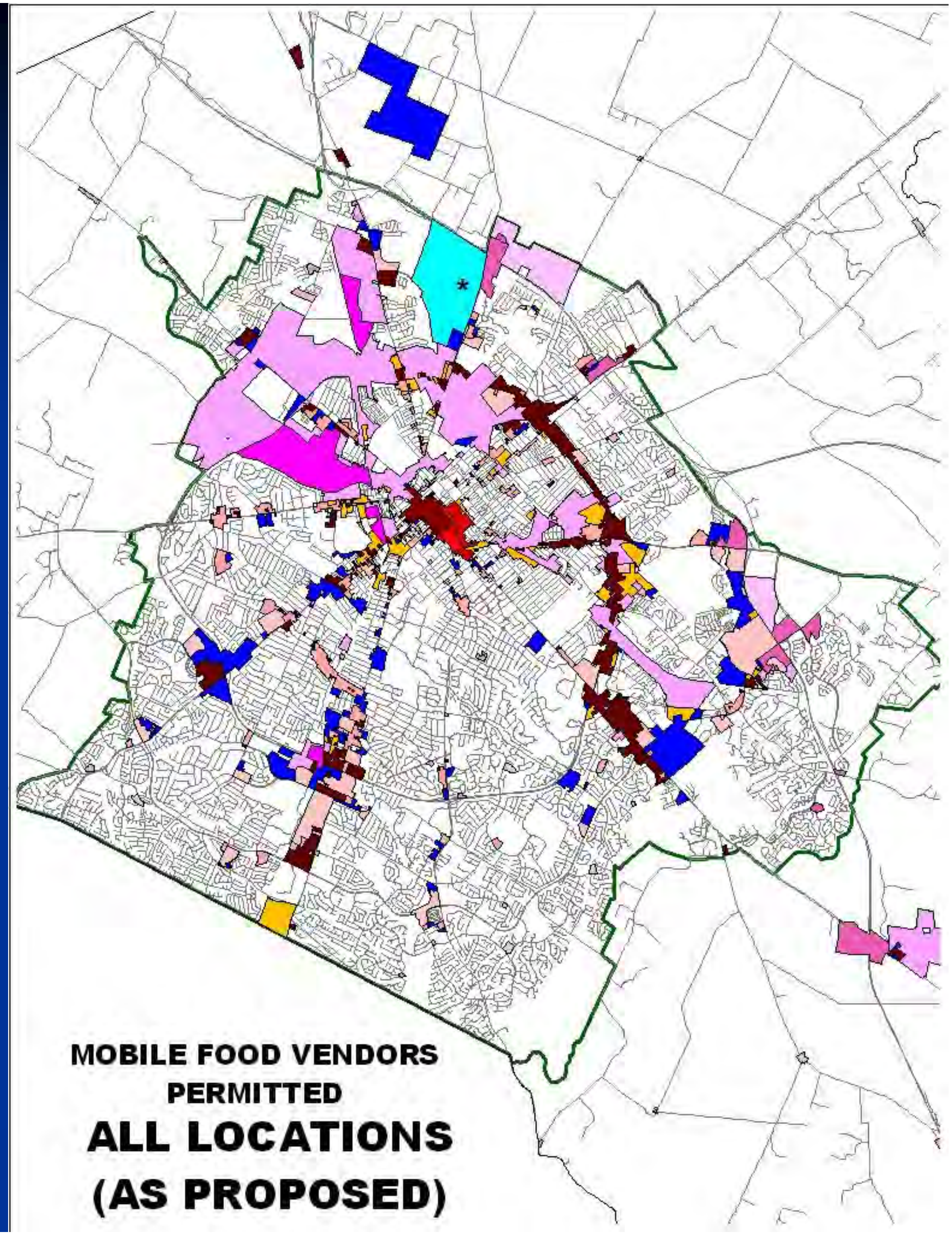
Four Alternatives

1. Unrestricted Accessory Use (as reviewed in May)
2. Unrestricted Accessory Use when 500’ or greater from residential zoning (Conditional if less than 500’)
3. Conditional Use (Board of Adjustment approval required)
4. Unrestricted Accessory Use in a Designated “Professional Office Project” (e.g. Corporate Center, Paragon Center, Perimeter Park, Beaumont Office Park, others)

PROPOSED Zoning Ordinance:

Mobile Food Units as a **PRINCIPAL** or **ACCESSORY** Use:

(Combined Map)



Lexington-Fayette Urban County Council

TO: Kevin Stinnett, Councilmember
6th District

FROM: Paul Schoninger
Research Analyst

DATE: July 29, 2014

SUBJECT: Municipal Aid Program Fund

This is in response to your recent request for information pertaining to the issue of the Municipal Aid Program (MAP) Fund. You referred this item to the Planning/Public Works Committee for discussion at its August 12, 2014 Committee meeting.

The MAP fund is governed by Kentucky Revised Statute (KRS 177.320 through 177.369). Each fiscal year all 120 counties, 420 incorporated cities and 45 unincorporated urban places are allocated county and municipal road aid.

The MAP Fund accounts for Fayette County's share of the State gasoline tax. These funds are to be used for the construction, reconstruction and maintenance of city streets. The use of these funds are restricted to supervising, inspecting, building and all expenses incidental to the construction, reconstruction, or maintenance of urban roads/streets, including planning, locating, surveying and mapping, preparing roadway plans, acquisition of right-of-way, relocation of utilities, lighting, and the elimination of hazards.

I have attached related materials for your review including:

- KRS 177.320 thru 177.369;
- Copy of a letter sent from the Kentucky Transportation Cabinet to each Mayor/County Judge in April regarding the allocation
- Background information on MAP Fund from the Kentucky Transportation Cabinet
- FY 15 MAP (Fund 1136) budget, from the FY 2015 Adopted Budget; and
- FY 14 Expenditures, dated 7.14.14. The spreadsheet shows an available balance of approximately $ 2.9 million for the fiscal year. This is unaudited of course. I believe the grant match and construction/repaving categories will show additional expenditures.

If, after reviewing this memo and attached materials, you have any questions, comments or need clarification, please don't hesitate to contact me.

Paul Schoninger
Research Analyst

Rural and Municipal Aid

The Office of Rural Secondary Roads (ORSR) administers three revenue sharing programs funded by motor fuel taxes as provided by Kentucky Revised Statutes (KRS) 177.320 through 177.366. These programs include the County and Municipal Road Aid Cooperative programs and the Rural Secondary Program.

County & Municipal Road Aid

Each fiscal year all 120 counties, 420 incorporated cities, and 45 unincorporated urban places are allocated county and municipal road aid. County Road Aid funding is based on the Fifth's Formula and Municipal Road Aid funding is based on population as determined by the most recent Census. These funds are to be used for the construction, reconstruction, and maintenance of county roads and city streets. Counties and cities have two choices as to how to receive their funds. They can elect to receive a monthly check processed by the Kentucky Department for Local Government, or can participate in the ORSR Cooperative Programs.

Participants in the cooperative programs do not receive their road aid as a monthly check. Instead participants receive a portion of their funds 3 times a year. Typically the first check makes 60% of the total anticipated road aid available to the county or city. The second check makes an additional 30%-35% available and the third and final installment is the remaining balance based on the actual revenues tabulated after the end of the fiscal year (June 30).

Participants have 3% of their road aid funds withheld. This money is then placed in emergency funds. (Municipal Aid Co-op and County Road Aid Co-op each have their own respective emergency funds.) Participants in the cooperative are eligible to request emergency funding for projects. Non participants are not.

How to Join

For more information on enrolling, please see the Invitation Letters in the Documents section of this page.

If a county or city is not currently participating in the cooperative program, they may enroll between April 1 and June 30 each year. If a county or city chooses to participate, they will enter into a contract with the Transportation Cabinet committing to participate in the program for the entire fiscal year.

For more information on joining the County Road Aid Cooperative Program or the Municipal Aid Cooperative Program, please contact our office.

Rural Secondary Program

The Rural Secondary (RS) Program is funded by 22.2% of the motor fuels tax revenue. These funds are used for the construction, reconstruction and maintenance of secondary and rural roads in each county. Allocation of RS funds is determined using the Fifths Formula. The Transportation Cabinet is responsible for expending all Rural Secondary Program funds.

TRANSPORTATION CABINET
Frankfort, Kentucky 40622
www.transportation.ky.gov/

Steven L. Beshear
Governor

Michael W. Hancock, P.E.
Secretary

April 30, 2014

Dear Judge:

The Office of Rural & Secondary Roads would like to extend an invitation to participate in the Cooperative Program for FY 2015. Participation in the Cooperative Program allows you to enter into an agreement with the Transportation Cabinet for the expenditure of your pro rata share of the County Road Aid funds. This program provides the eligible opportunity to receive emergency funding assistance for unforeseen county emergencies. Participating in the program requires a three percent (3%) deduction from the county apportionment.

Counties that choose to participate in the Cooperative Program will receive three annual payments. For participating governments during fiscal year 2015, we will make sixty percent (60%) of the total projected revenue available on August 1st. The remaining funds will be made available later in the fiscal year with the final payment being made at the end of the fiscal year after the actual collections are tabulated. Please note there are no administrative charges to the program. Counties which choose not to participate in the program will continue to receive County Road Aid funding monthly. The monthly funds received are based on the motor fuel sales of the preceding month. Please note the following:

- Participating in the Cooperative program in no way interferes with the administration of your road program. The county continues to decide what, when and where the work will be done.
- The work and material will be in accordance with your governmental body's specifications and not state specifications.
- All road work charges made by a county while working on your roads are made against the County Road Aid Program. This includes materials, equipment, labor, fringe benefits and overhead.

If you are interested in participating in the Cooperative Program, you must contact our office by June 1st so that we can forward you a proposed contract. If you require additional information, please feel free to contact by phone (502) 564-2060 or e-mail Randy Dawson (Randy.Dawson@ky.gov) or Rick Long (Rick.Long@ky.gov).

Sincerely,

Don Pasley, Commissioner
Department of Rural & Municipal Aid

cc: Rick Long, Executive Director
Office of Rural & Secondary Roads

Kentucky
UNBRIDLED SPIRIT

Use of Gasoline Tax Revenues

- .320 Use of portion of gasoline tax revenues for secondary and rural roads, county roads and bridges and the Kentucky Transportation Center -- Allocation of funds.
- .330 Consultation by Department of Rural and Municipal Aid with fiscal courts for selection of roads to be improved -- Recommendations -- Roads through towns of fifth or sixth class. (Effective until January 1, 2015)
- .330 Consultation by Department of Rural and Municipal Aid with fiscal courts for selection of roads to be improved -- Recommendations -- Road through city with population of less than 3,000. (Effective January 1, 2015)
- .340 Selection of roads to be improved in case of disagreement with fiscal court -- Roads become part of state highway system.
- .350 Standards for construction and improvement of state-maintained secondary and rural roads -- Studies -- Surveys -- Maps -- Personnel -- Equipment.
- .360 Allocation of funds for state-maintained roads -- Apportionments to be made on basis of revenue estimates -- Uniform financial information report required.
- .365 Reservation of certain tax receipts for urban roads and streets -- Definitions.
- .366 Allocation of municipal aid funds -- Apportionments to be made on basis of revenue estimates -- Uniform financial information report.
- .367 Repealed, 1980.
- .368 Repealed, 1980.
- .369 Payment of pro rata share of funds appropriated to incorporated cities and counties.
- .370 Repealed, 1956.

177.320 Use of portion of gasoline tax revenues for secondary and rural roads, county roads and bridges and the Kentucky Transportation Center -- Allocation of funds.

(1) Twenty-two and two-tenths percent (22.2%) of all funds arising from the imposition of taxes provided by KRS 138.220(1) and (2), 138.660(1) and (2) and 234.320 shall be set aside for the construction, reconstruction and maintenance of secondary and rural roads and for no other purpose, and shall be expended for said purposes by the Transportation Cabinet of the Commonwealth of Kentucky according to the terms and conditions prescribed in KRS 177.330 to 177.360.

(2) On or after July 1, 1980, eighteen and three-tenths percent (18.3%) of all funds arising from the imposition of taxes provided by KRS 138.220(1) and (2), 138.660(1) and (2), and 234.320 shall be set aside for the construction, reconstruction and maintenance of county roads and bridges provided by KRS 179.410 and 179.415.

(3) All funds set aside in subsection (2) of this section for the construction, reconstruction and maintenance of county roads and bridges shall be allocated to the county in accordance with the formula established in KRS 177.360(1) pursuant to KRS 179.410.

(4) On or after July 1, 1986, one-tenth of one percent (0.1%) of all funds arising from the imposition of taxes provided by KRS 138.220(1) and (2), 138.660 and 234.320 shall be set aside for the purposes and functions of the Kentucky Transportation Center as established by KRS 177.375 to 177.380, except that the receipts provided to the center by this subsection shall not exceed one hundred ninety thousand dollars ($190,000) for any fiscal year.

Effective: July 1, 2005

History: Amended 2005 Ky. Acts ch. 173, Pt. XVII, sec. 3, effective July 1, 2005. -- Amended 1986 Ky. Acts ch. 174, sec. 8, effective July 1, 1986; and ch. 330 sec. 1, effective July 15, 1986. -- Amended 1984 Ky. Acts ch. 350, sec. 3, effective July 13, 1984. -- Amended 1982 Ky. Acts ch. 265, sec. 10, effective April 1, 1982. -- Amended 1980 Ky. Acts ch. 188, sec. 132, effective July 1, 1980; and ch. 218, sec. 9, effective July 1, 1980. -- Amended 1974 Ky. Acts ch. 291, sec. 1. -- Amended 1972 Ky. Acts ch. 61, sec. 10. -- Created 1948 Ky. Acts ch. 46, sec. 1.

2014-2016 Budget Reference. See Transportation Cabinet Budget, 2014 Ky. Acts ch. 127, Pt. I, A, 4, (6) at 789.

2014-2016 Budget Reference. See Transportation Cabinet Budget, 2014 Ky. Acts ch. 127, Pt. I, A, 7, (1) at 791.

2014-2016 Budget Reference. See Transportation Cabinet Budget, 2014 Ky. Acts ch. 127, Pt. I, A, 7, (2) at 791.

177.330 Consultation by Department of Rural and Municipal Aid with fiscal courts for selection of roads to be improved -- Recommendations -- Roads through towns of fifth or sixth class. (Effective until January 1, 2015)

(1) At least once in each calendar year, the Department of Rural and Municipal Aid, through a duly authorized representative, shall consult with the fiscal courts of the various counties for the purpose of receiving recommendations from the fiscal courts for the selection of rural and secondary roads lying within the counties for construction, reconstruction, or maintenance under the Rural and Secondary Road Program as set forth in KRS 177.320(1). The Department of Rural and Municipal Aid may receive recommendations from any citizen on the selection of rural and secondary roads for construction, reconstruction, or maintenance under the Rural and Secondary Road Program. The Department of Highways shall notify each county fiscal court of the county roads that the department intends to construct, reconstruct, or maintain in accordance with the provisions of KRS Chapters 177 and 179.

(2) Where the construction of a secondary or rural road through an incorporated town of the fifth or sixth class is necessary, as determined by the Department of Rural and Municipal Aid, the road may be constructed, reconstructed, or maintained at the discretion of the Department of Rural and Municipal Aid.

Effective: June 25, 2009

History: Amended 2009 Ky. Acts ch. 13, sec. 10, effective June 25, 2009. -- Amended 2005 Ky. Acts ch. 98, sec. 7, effective June 20, 2005. -- Amended 1996 Ky. Acts ch. 238, sec. 2, effective July 15, 1996. -- Amended 1984 Ky. Acts ch. 350, sec. 4, effective July 13, 1984. -- Amended 1956 (2nd Extra Sess.) Ky. Acts ch. 4, sec. 1, effective June 26, 1956. -- Created 1948 Ky. Acts ch. 46, sec. 1.

177.330 Consultation by Department of Rural and Municipal Aid with fiscal courts for selection of roads to be improved -- Recommendations -- Road through city with population of less than 3,000. (Effective January 1, 2015)

(1) At least once in each calendar year, the Department of Rural and Municipal Aid, through a duly authorized representative, shall consult with the fiscal courts of the various counties for the purpose of receiving recommendations from the fiscal courts for the selection of rural and secondary roads lying within the counties for construction, reconstruction, or maintenance under the Rural and Secondary Road Program as set forth in KRS 177.320(1). The Department of Rural and Municipal Aid may receive recommendations from any citizen on the selection of rural and secondary roads for construction, reconstruction, or maintenance under the Rural and Secondary Road Program. The Department of Highways shall notify each county fiscal court of the county roads that the department intends to construct, reconstruct, or maintain in accordance with the provisions of KRS Chapters 177 and 179.

(2) Where the construction of a secondary or rural road through an incorporated city with a population of less than three thousand (3,000) based upon the most recent federal decennial census is necessary, as determined by the Department of Rural and Municipal Aid, the road may be constructed, reconstructed, or maintained at the discretion of the Department of Rural and Municipal Aid.

Effective: January 1, 2015

History: Amended 2014 Ky. Acts ch. 92, sec. 249, effective January 1, 2015. -- Amended 2009 Ky. Acts ch. 13, sec. 10, effective June 25, 2009. -- Amended 2005 Ky. Acts ch. 98, sec. 7, effective June 20, 2005. -- Amended 1996 Ky. Acts ch. 238, sec. 2, effective July 15, 1996. -- Amended 1984 Ky. Acts ch. 350, sec. 4, effective July 13, 1984. -- Amended 1956 (2nd Extra Sess.) Ky. Acts ch. 4, sec. 1, effective June 26, 1956. -- Created 1948 Ky. Acts ch. 46, sec. 1.

177.340 Selection of roads to be improved in case of disagreement with fiscal court -- Roads become part of state highway system.

If, within thirty (30) days after consulting with a fiscal court, the Department of Rural and Municipal Aid and the fiscal court fail to agree on the selection of any rural and secondary roads for construction, reconstruction, or maintenance under the Rural and Secondary Road Program, the department may proceed toward the construction, reconstruction, or maintenance of any road, which, in its discretion, is essential to a system of secondary highways. Rural and secondary roads constructed, reconstructed, or maintained in accordance with an agreement between the affected county and the Department of Rural and Municipal Aid, or selected for construction, reconstruction, or maintenance by the Department of Rural and Municipal Aid, at its discretion, without agreement with the affected county, may become a part of the highway system of the Commonwealth of Kentucky at the discretion of the Department of Highways.

Effective: June 25, 2009

History: Amended 2009 Ky. Acts ch. 13, sec. 11, effective June 25, 2009. -- Amended 2005 Ky. Acts ch. 98, sec. 8, effective June 20, 2005. -- Amended 1996 Ky. Acts ch. 238, sec. 4, effective July 15, 1996. -- Amended 1984 Ky. Acts ch. 350, sec. 5, effective July 13, 1984. -- Amended 1956 (2nd Extra Sess.) Ky. Acts ch. 4, sec. 2. -- Created 1948 Ky. Acts ch. 46, sec. 1.

177.350 Standards for construction and improvement of state-maintained secondary and rural roads -- Studies -- Surveys -- Maps -- Personnel -- Equipment.

The Department of Rural and Municipal Aid may promulgate administrative regulations pursuant to KRS Chapter 13A to establish standards for the construction, reconstruction, maintenance, and improvement of rural and secondary roads in the Commonwealth of Kentucky. The department shall conduct studies, make surveys, prepare maps, employ personnel, and obtain equipment as may be necessary for the establishment and maintenance of an integrated system of secondary and rural roads in the Commonwealth of Kentucky.

Effective: June 25, 2009

History: Amended 2009 Ky. Acts ch. 13, sec. 12, effective June 25, 2009. -- Amended 2005 Ky. Acts ch. 98, sec. 9, effective June 20, 2005. -- Amended 1996 Ky. Acts ch. 238, sec. 3, effective July 15, 1996. -- Amended 1984 Ky. Acts ch. 350, sec. 6, effective July 13, 1984. -- Amended 1956 (2nd Extra Sess.) Ky. Acts ch. 4, sec. 3. -- Created 1948 Ky. Acts ch. 46, sec. 1.

177.360 Allocation of funds for state-maintained roads -- Apportionments to be made on basis of revenue estimates -- Uniform financial information report required.

(1) Except as provided in subsection (5) of this section, the Department of Rural and Municipal Aid shall allocate the funds set apart under KRS 177.320(1) for construction, reconstruction, and maintenance of state-maintained secondary and rural highways as follows:

(a) One-fifth (1/5) shall be apportioned equally among the one hundred twenty (120) counties.

(b) One-fifth (1/5) shall be apportioned among the one hundred twenty (120) counties on the basis of the ratio which the rural population of each county bears to the total rural population of the state. "Rural population" as used here means the population in a county outside cities, towns, and urban areas having a population of twenty-five hundred (2,500) or more as shown by the most recent decennial census of the United States Bureau of the Census, and county population shall be determined by the most recent decennial census of the United States Bureau of the Census.

(c) One-fifth (1/5) shall be apportioned among the one hundred twenty (120) counties on the basis of the ratio that the public road mileage outside of cities, towns, and urban areas having a population of twenty-five hundred (2,500) or more bears to the total mileage of such roads for the entire state.

(d) Two-fifths (2/5) shall be apportioned among the one hundred twenty (120) counties on the basis of the ratio which the square-mile rural area of the county bears to the total square-mile rural area of the state. "Rural area" as used here means that area of the county outside of cities, towns, and urban areas having a population of twenty-five hundred (2,500) or more and shown by the most recent decennial census of the United States Bureau of the Census.

(2) A sum not exceeding six percent (6%) of the allocation provided by KRS 177.320(1) to each county shall be deducted at the beginning of each fiscal year and adjusted quarterly to cover the maintenance, administrative, engineering, and other costs of the program.

(3) Of the total amount apportioned by the provisions of this section, a sum not exceeding six percent (6%) may be deducted and placed by the Department of Rural and Municipal Aid in a special emergency account to be expended at the direction of the commissioner to meet unforeseen emergencies on rural and secondary roads and bridges.

(4) Apportionments as required by the provisions of this section shall be made on the basis of revenue estimates supplied by the Finance and Administration Cabinet and adjusted quarterly in accordance with the most recent revision of the estimates by the Finance and Administration Cabinet.

(5) Any county eligible to receive county road aid moneys in accordance with KRS 177.320 and this section shall be required to submit a uniform financial information report to the Department for Local Government in accordance with KRS 65.905 before any payment of county road aid funds shall be made. The

Department for Local Government shall notify the Department of Rural and Municipal Aid no later than March 1 annually of any county that has not submitted a uniform financial information report. The Department of Rural and Municipal Aid shall, upon notification by the Department for Local Government, immediately suspend all county road aid moneys to the county until the county complies with the provisions of KRS 65.900 to 65.925 and submits the uniform financial information report to the Department for Local Government. The Department for Local Government shall immediately notify the Department of Rural and Municipal Aid to reinstate county road aid moneys to any county affected by this subsection as soon as the county submits the uniform financial information report.

Effective: July 15, 2010

History: Amended 2010 Ky. Acts ch. 117, sec. 78, effective July 15, 2010. -- Amended 2009 Ky. Acts ch. 13, sec. 13, effective June 25, 2009. -- Amended 2007 Ky. Acts ch. 20, sec. 5, effective June 26, 2007; and ch. 47, sec. 82, effective June 26, 2007. -- Amended 2005 Ky. Acts ch. 98, sec. 10, effective June 20, 2005. -- Amended 1998 Ky. Acts ch. 69, sec. 65, effective July 15, 1998. -- Amended 1990 Ky. Acts ch. 47, sec. 7, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 273, sec. 10, effective July 15, 1988. -- Amended 1984 Ky. Acts ch. 350, sec. 7, effective July 13, 1984. -- Amended 1962 Ky. Acts ch. 101, sec. 1. -- Created 1948 Ky. Acts ch. 46, sec. 1.

Legislative Research Commission Note (6/26/2007). This section was amended by 2007 Ky. Acts chs. 20 and 47, which are in conflict. Under KRS 446.250, Acts ch. 47, which was last enacted by the General Assembly, prevails.

177.365 Reservation of certain tax receipts for urban roads and streets -- Definitions.

(1) On and after July 1, 1980, seven and seven-tenths percent (7.7%) of all amounts received from the imposition of the taxes provided for in KRS 138.220(1) and (2), 138.660(1) and (2) and 234.320 shall be set aside by the Finance and Administration Cabinet for the construction, reconstruction and maintenance of urban roads and streets and for no other purpose.

(2) As used in this section unless the context requires otherwise "construction," "reconstruction," and "maintenance" mean the supervising, inspecting, actual building, and all expenses incidental to the construction, reconstruction, or maintenance of a road or street, including planning, locating, surveying, and mapping or preparing roadway plans, acquisition of rights-of-way, relocation of utilities, lighting and the elimination of other hazards such as roadway grade crossings, and all other items defined in the Department of Highways, design, operations, and construction manuals.

(3) "Urban roads" mean all public ways lying within the limits of the unincorporated urban place as defined in KRS 81.015, and as described by the Bureau of Census tracts.

(4) "Streets" mean all public ways which have been designated by the incorporated city as being city streets and said streets lying within the boundaries of an incorporated city.

Effective: July 1, 2005

History: Amended 2005 Ky. Acts ch. 173, Pt. XVII, sec. 4, effective July 1, 2005. -- Amended 1988 Ky. Acts ch. 327, sec. 5, effective July 15, 1988. -- Amended 1986 Ky. Acts ch. 174, sec. 9, effective July 1, 1986. -- Amended 1982 Ky. Acts ch. 265, sec. 11, effective April 1, 1982. -- Amended 1980 Ky. Acts ch. 218, sec. 10, effective July 1, 1980. -- Amended 1974 Ky. Acts ch. 290, sec. 1. -- Created 1972 Ky. Acts ch. 61, sec. 11.

2014-2016 Budget Reference. See Transportation Cabinet Budget, 2014 Ky. Acts ch. 127, Pt. I, A, 7, (3) at 791.

177.366 Allocation of municipal aid funds -- Apportionments to be made on basis of revenue estimates -- Uniform financial information report.

(1) Except as provided in subsection (8) of this section, on and after July 1, 1980, the Finance and Administration Cabinet shall allocate to each incorporated city and "unincorporated urban place" its pro rata share of the funds set apart for construction, reconstruction, and maintenance of urban roads and streets on the basis of the ratio which the population in the incorporated cities and in "unincorporated urban places" bears to the total population in incorporated cities and in "unincorporated urban places" of the state. "Unincorporated urban places" as used here, means an area as defined in KRS 81.015, and any area outside of incorporated cities, which area has a population of 2,500 or more as shown by the most recent decennial census of the United States Bureau of the Census, and all populations shall be determined by the most recent decennial census of the United States.

(2) Any area which becomes incorporated after December 31, 1970, shall not be eligible to participate in the Municipal Aid Program until the beginning of the second fiscal year following its incorporation and population certification. It shall be the responsibility of the newly incorporated area to provide the Finance and Administration Cabinet with documentation from the United States Bureau of the Census showing the population of the newly incorporated area as it existed at the time of the last decennial census.

(3) In the event the newly incorporated area cannot obtain a population count from the Bureau of the Census, it shall not be eligible to participate in the Municipal Aid Program until the next decennial census.

(4) If an incorporated city, whose incorporation took place prior to December 31, 1970, annexes additional area, the population of the annexed area will not be counted in the allocation of municipal aid funds until the beginning of the second fiscal year following annexation and population certification.

(5) It shall be the responsibility of the incorporated city to provide the Finance and Administration Cabinet with documentation from the United States Bureau of the Census showing the population for the annexed area as it existed at the time of the last decennial census.

(6) If the incorporated area cannot obtain a population count from the Bureau of the Census, the annexed area's population shall not be eligible to be counted in the distribution of the municipal aid fund. However, the streets included in the annexed areas shall be eligible to receive work through this program.

(7) Apportionments as required by the provisions of this section shall be made on the basis of revenue estimates supplied by the Office of State Budget Director and shall be adjusted quarterly in accordance with the most recent revision of the estimates by the Office of State Budget Director.

(8) Any local government eligible to receive municipal road aid moneys pursuant to KRS 177.365 to 177.369 shall be required to submit a uniform financial information report to the Department for Local Government pursuant to KRS 65.905 before any payment of municipal road aid funds shall be made. The Department for Local Government shall notify the Finance and Administration Cabinet no later than March 1 annually of any local government that has not submitted a uniform financial information report. The Finance and

Administration Cabinet shall, upon notification by the Department for Local Government, immediately suspend all municipal road aid moneys to the local government until the local government complies with the provisions of KRS 65.900 to 65.925 and submits the uniform financial information report to the Department for Local Government. The Department for Local Government shall immediately notify the Finance and Administration Cabinet to reinstate municipal road aid moneys to any local government affected by this subsection as soon as the local government submits the uniform financial information report.

Effective: July 15, 2010

History: Amended 2010 Ky. Acts ch. 117, sec. 79, effective July 15, 2010. -- Amended 2007 Ky. Acts ch. 20, sec. 6, effective June 26, 2007; and ch. 47, sec. 83, effective June 26, 2007. -- Amended 2000 Ky. Acts ch. 46, sec. 26, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 69, sec. 66, effective July 15, 1998. -- Amended 1990 Ky. Acts ch. 47, sec. 6, effective July 13, 1990. -- Amended 1988 Ky. Acts ch. 273, sec. 11, effective July 15, 1988; and ch. 327, sec. 6, effective July 15, 1988. -- Amended 1980 Ky. Acts ch. 218, sec. 11, effective July 1, 1980. -- Amended 1974 Ky. Acts ch. 178, sec. 1. -- Created 1972 Ky. Acts ch. 61, sec. 12.

Legislative Research Commission Note (6/26/2007). This section was amended by 2007 Ky. Acts chs. 20 and 47, which are in conflict. Under KRS 446.250, Acts ch. 47, which was last enacted by the General Assembly, prevails.

177.369 Payment of pro rata share of funds appropriated to incorporated cities and counties.

(1) On and after the fiscal year beginning July 1, 1980 and each fiscal year thereafter, the Finance and Administration Cabinet shall pay to each incorporated city and county containing an unincorporated urban place its pro rata share of any funds appropriated and any unexpended balance of funds appropriated for construction, reconstruction, and maintenance of urban roads and streets. During each fiscal year, the Finance and Administration Cabinet shall make quarterly payments to each such city and county of the funds set aside and allocated pursuant to KRS 177.365 and 177.366.

(2) The expenditure of any money received by the city or county pursuant to the provisions of subsection (1) of this section shall be made solely for the purpose of construction, reconstruction, and maintenance of urban roads and streets set forth in KRS 177.365.

(3) Any city or county which has received any money pursuant to the provisions of subsection (1) of this section shall retain all records of the expenditure of such money for a period of five (5) years and said records shall be subject to audit by the Finance and Administration Cabinet for said period of time in order to determine the proper expenditure of said money for the purposes required by KRS 177.365.

Effective: July 15, 1988

History: Amended 1988 Ky. Acts ch. 327, sec. 7, effective July 15, 1988. -- Created 1980 Ky. Acts ch. 218, sec. 12, effective July 1, 1980.

Municipal Aid Program - MAP - FY14 Budget/Expense

Division	Category	Budget	Expense	Available	% Available
Engineering	Temporary Labor	13,400.00	12,217.12	1,182.88	8.8
Engineering	Pension	0.00	1,045.92	-1,045.92	0
Engineering	FICA	800.00	339.00	461.00	57.6
Engineering	Unemployment Insurance	0.00	17.30	-17.30	0
Engineering	Medicare	200.00	77.08	122.92	61.5
Engineering	Professional Services	4,000.00	0.00	4,000.00	100
Engineering	Training	1,000.00	1,000.00	0.00	0
Engineering	Operating Supplies	300.00	300.00	0.00	0
Engineering	Equipment	1,200.00	740.06	459.94	38.3
Engineering	Grant Match	792,823.57	203,401.58	589,421.99	74.2
Engineering	Transfer-Salaries	775,000.00	775,000.00	0.00	0
Engineering	Construction	2,066,514.10	729,446.01	1,337,068.09	64.7
Streets & Roads	Paving/Resurfacing	821,276.91	323,338.39	497,938.52	60.6
Streets & Roads	Transfer-Salaries	812,664.00	812,664.00	0.00	0
Streets & Roads	Transfer-Debt Service	1,295,540.00	1,295,540.00	0.00	
Traffic Engineering	Monitors	28,660.45	28,631.04	29.41	0.1
Traffic Engineering	Traffic Signals	21,245.00	21,245.00	0.00	0
Total		6,634,624.03	4,205,002.50	2,429,621.53	39.7

Municipal Aid Program Fund

Municipal Aid Funds (1136) - Account for Fayette County's share of the state gasoline tax (allocation of funds is based on population). Major projects are street resurfacing and road improvements. The use of these funds is RESTRICTED to: supervising, inspecting, building, and all expenses incidental to the construction, reconstruction, or maintenance of urban roads/streets; including planning, locating, surveying and mapping, preparing roadway plans, acquisition of rights-of-way, relocation of utilities, lighting, and the elimination of hazards.

Summary of Revenue and Appropriations
FY 2015 Council Adopted Budget
Municipal Aid Program

	FY 2013 Adopted	FY 2014 Adopted	FY 2015 Adopted	$ Change	% Change
Revenue					
Intergovernmental	$ 6,335,357	$ 6,917,860	$ 6,917,860	$ -	
Total Revenue	$ 6,335,357	$ 6,917,860	$ 6,917,860	$ -	
Fund Balance, July 1	1,500,000	5,000,000	5,161,457	161,457	3%
Total Funds Available	$ 7,835,357	$ 11,917,860	$ 12,079,317	$ 161,457	1%
Appropriations					
Operating Expenditures					
Personnel	$ 34,180	$ 14,400	$ 14,430	$ 30	0%
Operating	6,500	6,500	1,320,010	1,313,510	20208%
Transfers To\(From) Other Funds	1,577,610	2,883,200	2,882,310	(890)	0%
Total Operating	$ 1,618,290	$ 2,904,100	$ 4,216,750	1,312,650	45%
Capital Expenditures					
CIP Capital	$ 4,530,000	$ 3,455,000	$ 7,688,170	4,233,170	123%
Total Capital	$ 4,530,000	$ 3,455,000	$ 7,688,170	4,233,170	123%
Total Appropriations	$ 6,148,290	$ 6,359,100	$ 11,904,920	5,545,820	87%
Fund Balance, June 30	$ 1,687,067	$ 5,558,760	$ 174,397	(5,384,363)	-97%

REVENUE STATEMENT

Acct. Code	DESCRIPTION	FY 2011 Actual	FY 2012 Actual	FY 2013 Actual	FY 2014 Adopted	FY 2014 Amended	FY 2014 Year to Date Thru May	FY 2014 Revised Estimate	FY 2015 Estimate	FY 2015 Estimate versus FY 2014 Revised $	%
42150	Ground Leases	0	0	0	0	0	0	0	0	0	0.0%
44040	Intergovernmental - State/Oth	5,393,177	6,338,858	6,857,371	6,917,860	6,917,860	6,270,292	6,917,860	6,917,860	0	0.0%
45111	Interest	6,335	964	839	0	0	619	0	0	0	0.0%
45924	Transfer From Grants	0	0	(0)	0	0	725	0	0	0	0.0%
46510	Contributions	0	0	0	0	0	0	0	0	0	0.0%
46720	Miscellaneous	0	31,492	75,681	0	0	0	0	0	0	0.0%
	Grand Total Revenue	5,399,513	6,371,314	6,933,891	6,917,860	6,917,860	6,271,636	6,917,860	6,917,860	0	0.0%

6/16/2014 Operating Budget By Fund and Division

	1	2	3	4	5	6	7	8	9
	Current Budget Year				Continuation		New or Expanded Service		
	2013 Actual	2014 Original	2014 YTD Actual	2015 Request	2015 Mayor's	2015 Council	2015 Request	2015 Mayor's	2015 Council

Fund 1136 MUNICIPAL AID PROGRAM Department 303200 Engineering

Adopted Budget Control Levels

	1	2	3	4	5	6	7	8	9
Personnel	14,980	14,400	7,750	14,430	14,430	14,430			
Operating	928,130	6,500	205,440	1,320,010	1,320,010	1,320,010			
Transfers	765,000	775,000	775,000	775,000	775,000	775,000			
Capital	88,040	1,475,000	727,150	3,117,200	3,117,200	3,117,200			
Total	1,796,150	2,270,900	1,715,340	5,226,640	5,226,640	5,226,640			

Budget Detail (Information Only)

Fund 1136 MUNICIPAL AID PROGRAM Department 303201 Engineering Administration Section 0001 Unallocated Subsection

Account	1	2	3	4	5	6	7	8	9
78201 Grant Match			41,890						
81101 Transfer to General	765,000	775,000	775,000	775,000	775,000	775,000			
Section 0001 Total	765,000	775,000	816,890	775,000	775,000	775,000			
Department 303201 Total	765,000	775,000	816,890	775,000	775,000	775,000			

6/16/2014 Operating Budget By Fund and Division

Account	Description	1 2013 Actual	2 2014 Original	3 2014 YTD Actual	4 2015 Request	5 2015 Mayor's	6 2015 Council	7 2015 Request	8 2015 Mayor's	9 2015 Council
			Current Budget Year		Continuation			New or Expanded Service		
Fund 1136 MUNICIPAL AID PROGRAM			Department	303202 Design and Engineering Service			Section	3211 Design and Engineering Admin		
Account										
78201	Grant Match	874,870		1,010						
	Section 3211 Total	874,870		1,010						
Fund 1136 MUNICIPAL AID PROGRAM			Department	303202 Design and Engineering Service			Section	3225 Engineering Trails		
Account										
78201	Grant Match				1,310,790	1,310,790	1,310,790			
	Section 3225 Total				1,310,790	1,310,790	1,310,790			
Fund 1136 MUNICIPAL AID PROGRAM			Department	303202 Design and Engineering Service			Section	3226 Pavement Management		
Account										
63311	Temporary	12,050	13,400	6,260	13,400	13,400	13,400			
63511	Pension Contributions	2,110		1,050						
63621	FICA	650	800	340	800	800	800			
63622	Unemployment Insurance	20		20	30	30	30			
63624	Medicare Expense	150	200	80	200	200	200			
71299	Prof Svc - Other		4,000		4,000	4,000	4,000			
71303	Rent/Lease - Equipment				1,570	1,570	1,570			
74101	Required Certification/Trainii	750	1,000	1,000	1,000	1,000	1,000			
75101	Operating Supplies and Exp(		300	300	300	300	300			
75801	Equipment Under $5000		1,200	740	1,200	1,200	1,200			
76101	Repairs and Maintenance				1,150	1,150	1,150			
	Section 3226 Total	15,730	20,900	9,790	23,650	23,650	23,650			
Fund 1136 MUNICIPAL AID PROGRAM			Department	303202 Design and Engineering Service			Section	3251 Construction Management		
Account										
78201	Grant Match	52,510		160,500						
91715	Construction-Street	88,040	1,475,000	727,150	3,117,200	3,117,200	3,117,200			
	Section 3251 Total	140,550	1,475,000	887,650	3,117,200	3,117,200	3,117,200			
	Department 303202 Total	1,031,150	1,495,900	898,450	4,451,640	4,451,640	4,451,640			

6/16/2014 Operating Budget By Fund and Division

	Current Budget Year			Continuation			New or Expanded Service		
	1 2013 Actual	2 2014 Original	3 2014 YTD Actual	4 2015 Request	5 2015 Mayor's	6 2015 Council	7 2015 Request	8 2015 Mayor's	9 2015 Council
Fund 1136 MUNICIPAL AID PROGRAM — Department 303300 Streets and Roads									
Adopted Budget Control Levels									
Personnel									
Operating									
Transfers	812,610	2,108,200	2,108,200	2,107,310	2,107,310	2,107,310			
Capital	3,985,830	1,780,000	314,710	1,216,380	1,216,380	3,401,380			
Total	4,798,440	3,888,200	2,422,910	3,323,690	3,323,690	5,508,690			

Budget Detail (Information Only)

Fund 1136 MUNICIPAL AID PROGRAM Department 303301 Street Maintenance and Construction Section 0001 Unallocated Subsection

Account	1 2013 Actual	2 2014 Original	3 2014 YTD Actual	4 2015 Request	5 2015 Mayor's	6 2015 Council	7 2015 Request	8 2015 Mayor's	9 2015 Council
81101 Transfer to General	812,610	2,108,200	2,108,200	2,107,310	2,107,310	2,107,310			
91715 Construction-Street						185,000			
93011 Street-Paving/Resurfacing	3,985,830	1,780,000	314,710	1,216,380	1,216,380	3,216,380			
Section 0001 Total	4,798,440	3,888,200	2,422,910	3,323,690	3,323,690	5,508,690			
Department 303301 Total	4,798,440	3,888,200	2,422,910	3,323,690	3,323,690	5,508,690			

6/16/2014 Operating Budget By Fund and Division

	1 2013 Actual	2 2014 Original	3 2014 YTD Actual	4 2015 Request	5 2015 Mayor's	6 2015 Council	7 2015 Request	8 2015 Mayor's	9 2015 Council
		Current Budget Year		Continuation			New or Expanded Service		
Fund 1136 MUNICIPAL AID PROGRAM			Department 303600 Traffic Engineering						
Adopted Budget Control Levels									
Personnel									
Operating									
Transfers									
Capital	213,030	200,000	48,700	943,000	943,000	1,169,590			
Total	213,030	200,000	48,700	943,000	943,000	1,169,590			

Budget Detail (Information Only)

	1	2	3	4	5	6	7	8	9
Fund 1136 MUNICIPAL AID PROGRAM		Department	303602 Traffic Engineering Operations			Section	3601 Traffic Operations Admin		
Account									
91612 Traffic Counters Monitors	31,560	25,000	20,070	25,000	25,000	25,000			
Section 3601 Total	31,560	25,000	20,070	25,000	25,000	25,000			
Fund 1136 MUNICIPAL AID PROGRAM		Department	303602 Traffic Engineering Operations			Section	3602 Traffic Calming		
Account									
91611 Traffic Signal Equipment	181,470	175,000	28,630						
Section 3602 Total	181,470	175,000	28,630						
Fund 1136 MUNICIPAL AID PROGRAM		Department	303602 Traffic Engineering Operations			Section	3603 Traffic Signals		
Account									
91611 Traffic Signal Equipment				918,000	918,000	918,000			
Section 3603 Total				918,000	918,000	918,000			
Fund 1136 MUNICIPAL AID PROGRAM		Department	303602 Traffic Engineering Operations			Section	3604 Signs and Markings		
Account									
91613 Stripes and Legends						226,590			
Section 3604 Total						226,590			
Department 303602 Total	213,030	200,000	48,700	943,000	943,000	1,169,590			

Street Light Installation Update

Planning & Public Works Committee

1:00 PM

August 12, 2014

Status of Street Light Installations

- In CY 2014, 168 lights have been invoiced
  - An additional 12 locations have been installed and 68 locations are under construction
- 3 KU crews actively working on installs
- Currently working in Sunny Slope Farm (Willow Bend Villas) and Sebastian Property (McConnell's Trace)

Current Schedule for Installations

- KU is on schedule to install 400 lights in CY 2014
- Street Light Installation Projections spreadsheet and map attached
- Once Traffic Engineering marks the locations, lights should be operational in 2-3 months
- Weather, install complexity and product availability may impact schedule

Backlog of Installations

- Total current backlog of 484 lights to be installed
- 400 light goal – 168 invoiced = 232 remain to be installed in CY14
- 252+ lights will remain on list going into CY15

Budget Information

- The information presented to Budget & Finance Committee in February 2014 is attached.
- Street Light Installation Capital:
  - FY14, $416,598 allocated for installation
  - FY15, $474,884 allocated for installation
- Annual operating cost per fixture averages $170.00

Action Items

- Continue to monitor street light installation status
- Develop a clearly defined approach for when a street is added to the “to be installed” list
- Develop a protocol for predicting installations in the coming year – Accela software implementation may assist

Street Lighting Installation Plan as of August 2014

STREETLIGHT INSTALLATION PROJECTIONS AUGUST 12, 2014 UPDATE

	DEVELOPMENT	STREETS	EST. FIXTURE COUNT	AUTHORIZED TO KU DATE	STATUS	NOTES
1	**Writt Station**	Laclede Ave.	13	16-Aug-10	Invoiced 6/18/14	Cobrahead
2		Sorrell Way	2	3-Jan-13	Installed but not invoiced	Cobrahead
3		Old Versailles Road	2	17-Jan-14		Cobrahead
4		Marietta Dr	1	8-Jul-13	Invoiced 6/18/13	Cobrahead
5		Kenawood Dr	1	7-Apr-13	Invoiced 6/18/14	Cobrahead
6		Clearwater Way	1	30-Oct-13	Reported as marked 5/6/14	Shoebox
7	**Masterson Station Ctr**	Ferndale Dr	4	2-Nov-06	Invoiced 7/16/14	Shoebox; 4 lights were infills
8	**Johnson Prop**	Millbank Dr	3	3-May-12	Invoiced 6/18/14	Cobrahead
9	**Highland Lakes**	Highland Lakes, Southpoint, Riverridge, Largo, Lantana Park	4	7-Jul-06 7-Aug-09	Invoiced 6/18/15	Shoebox; 4 lights were infills
10	**Greendale Hills**	Meluna Dr, Cielo Vista Rd	15	28-Jan-10	Invoiced 6/18/14	Cobrahead; 18 lights authorized
11	**Patchen Wilkes**	Patchen Wilkes Dr, General Warfield Way, Goodpaster Way	20	9-Apr-13	Invoiced 7/16/14	Colonial; 25 lights were authorized
12	**Taborlake**	Taborlake Dr/Cv/Cir/Pt/Pl/Ct	41	30-Jul-13	Invoiced 6/18/14	Cobrahead
13	**Sunny Slope (Willow Bend Villas)**	Kelli Rose Way, Lobiolly Way/Ct	33	14-Nov-13	Reported as marked 5/14/14	Cobrahead; under construction
14	**Gess Property**	Willman Way, Marcu Trl	64	11-Jul-14	Reported as marked 6/30/14	Shoebox
15	**Tuscany - Unit 4 (Summersly)**	Patchen Wilkes Dr, Battery St, Sandhurst Cv	33	17-Jan-14	To be marked in August	Cobrahead
16	**Mahan Property (Glasford)**	Osbourn Way, Mooncoin Way, Victoria Way, Parker Meadows, Spencer Park, Manitoba, Ridgewater, Catherine Pl	92	14-Oct-13 24-Feb-14	To be marked in August	Cobrahead
17	**Marshall Property, Unit 2**	McConnells trace, New River Pl	10	31-Mar-14	Invoiced 7/16/14	Shoebox
18	**Myers Property, Unit 1 (Greendale Reserve)**	Calendula Rd, Fieldrush Rd	21	19-Sep-13	To be marked in August	Cobrahead
19	**Sebastian Property, Unit 3 (McConnell's Trace)**	Old Wooden Mill Ln, Trailwood Ln, Burnt Mill Rd	35	9-Dec-13	Reported as marked 5/6/14	Shoebox; under construction
20	**Coventry - Belmont Farm**	Milsom Ln, Walcot Way	8	8-Jan-11	To be marked in August	Shoebox
21	**Ramsey Sullivan Property (Kearny Ridge)**	Kearney Ridge/Creek	16			Shoebox; Not built out
22	**Beaumont Farm (Commercial)**	Midnight Pass., Monarch	7	12-Aug-08		Shoebox; Not built out
23	**Coldstream Research**	Bull Lea Run	5	6-Aug-10		Shoebox; Not built out
24	**Coldstream Research**	Bull Lea Road - Eastern State	9	30-Jan-13	Invoiced 5/9/14	Cobrahead; Marked CY 13; installed CY 14
25	**Clark Property**	Ice House Way, Pokeberry Pk, Orchard Grass Rd, Toll Gate Rd., Owls Head Ln.	35	2-Oct-08	Invoiced 5/9/15	Cobrahead; Marked CY 13; installed CY 14
26	**Polo Club Blvd**	North of MOW	41			Cobrahead; Not built out
27	**Equestrian View**	Julia Way, Cunningham Ln, Shropshire	12	18-Feb-10	Invoiced 7/16/14	Shoebox
28	**Denton Farms**	off Richmond Road (Ellerslie @ Delong)	20	17-Jan-14		Colonial; Not built out
29	**Sunny Slope, Unit 1H**	Blue Bonnet, Waveland	12	10-Jan-14	Reported as marked 5/20/14	Cobrahead
30		Rose Hurst Way	2	28-Jan-14	Installed but not invoiced	Cobrahead
31		Spence Alley	1	9-Jan-14	Installed but not invoiced	Cobrahead
32		Stedman Lane	1	9-Jan-14	Installed but not invoiced	Cobrahead
33	**Gess Property, Units 6 & 7**	Downy Park, Sugarbush Trl. Spadeleaf Park, Starrush Pl, Needle Rush Dr	21	TBD		
34	**Gess Property, Unit 11**	Brier Cv, Larkhill Cv, Larkhill Ln, Needlerush Dr	18	TBD		
35	**Blackford Property, Phase 3**	Dyer Cv, Flint Cv, Blackford Pkwy, Cornelius Tr	29	TBD		
		Innovation Drive	20	TBD		
		Total Invoiced	**168**			
		Total Remaining to be Installed on List	**484**			

STREETLIGHT QUESTIONS
BUDGET AND FINANCE COMMITTEE
FEBRUARY 2014

1. **How many accounts have special street lights and are paying ad valorem taxes?**

   Private Street Lights spreadsheet indicates that three (3) neighborhoods have functioning decorative streetlights:

   Hartland – approximately 449 fixtures
   South Mill Commons – approximately 12 fixtures
   Wallace's Subdivision – approximately 10 fixtures

   Two other neighborhoods have a non-functional decorative light but otherwise are fully part of the LFUCG streetlight program.

2. **Are those accounts paying more tax that what the service entails?**

   Areas with private streetlights have chosen to pay both ad valorem taxes that include streetlight costs plus the additional cost of private streetlights. Neighborhood accounts pay thru a private contract with KU for decorative streetlights. The parcels that make up the association membership also pay the ad valorem tax.

   The taxable benefit received by a decorative light neighborhood was LFUCG absorbing part of the decorative light installation capital cost … up to the cost of light installation for standard LFUCG streetlights. The installation cost benefit received is shown on the Private Street Lights spreadsheet.

3. **What is the backlog of streetlight installations?**

   The Near-Term Streetlight Installations Projections list identifies approximately 468 fixtures spread over 21 different locations. KU has indicated that they have the resources to install approximately 400 fixtures in calendar year 2014 (risk factors identified)

   Risk Factors identified
   - Weather
   - Variable complexity of installs
   - Product availability and lead time from the manufacturer

4. **What is the current schedule for those installations?**

   See Near-Term Streetlight Installations Projections list

5. **Based on historical trends, how many new installation requests may be coming for 2014 and how does that impact the current backlog?**

   Nearly impossible to predict with the existing data but given that current backlog volume exceeds KU's stated capacity – calendar year 2014 additions to the Near-Term Streetlight Installations Projections list will likely not see installation in calendar year 2014.

   In the past, the trigger for being added to the streetlight ad valorem tax roll is recording of the final plat but actual installation is not initiated until approximately 90% of that plat is built out (internal goal). The trigger for determining 90% build-out lacks consistency – sometimes observation driven, sometimes complaint driven, sometimes both.

   Action Items for 2014
   - Develop a better approach for determining when a street should be added to the "to be installed" streetlight list.
   - Develop a written protocol for predicting installations for the coming calendar year.

6. **What is our current process for executing installations?**

   Process for adding new development parcels to ad valorem tax roll.
   - Division of Planning sends final plat to Public Works and Traffic
   - Public Works conducts ongoing review of final plats to develop lists of parcels that will be added to tax roll for next calendar year.
   - Before last council meeting of calendar year – obtain two readings for adding ad valorem tax to each parcel.

   Process for adding new development parcels to the Near-Term Streetlight Installations Projections list
   - Traffic Engineering monitors plat build-out to determine when an area is ready for streetlight installation.
   - Once Traffic adds to area to the list, updated list is forwarded to KU.

7. **Can KU meet the expected installation demand?**

   KU has indicated that they have the resources to install approximately 400 fixtures in calendar year 2014 (risk factors identified)

8. **What budget implications are expected under differing backlog acceleration plans?**

FY14 budget allocates $500,000 for capital installation. Projected capital installation cost shown on the December 9, 2013 Near-Term Streetlight Installations Projections list is $351,000.

Annual operating cost for the 468 fixtures contained on the current list ranges from $67,400 to $101,100 annually. Currently, overall annual streetlight operating costs exceed overall annual revenue. Adding more streetlights increases need to General Fund supplements.

Action Items

	ACTION	OWNER	DUE DATE
1	Write out detailed, step by step process for adding an area to the "Near Term Streetlight Installation Projections" list.	Traffic Engineering	
2	Modify "Near Term Streetlight Installation Projections" list to add a "date authorized for installation" column	Jeff Neal	
3	In conjunction with a process that better determines when an area is ready for streetlight installation, initiate new practice that adds ad valorem tax the same year that installation is reasonably scheduled to occur. Revised process should include development / maintenance of a Calendar Year 20ZZ Streetlight Installation List that reflects those properties being assessed the streetlight ad valorem for the first time in a given year (Year 20ZZ)	Public Works	
4	In developing the list of parcels slated to be assessed the streetlight ad valorem for the first time in the coming year, review the list with KU prior to initiating the assessment approval process. The purpose of this review would be to correlate KU's projected capacity for completing all installations projected on the draft Calendar Year 20ZZ Streetlight Installation List...	Traffic Engineering	
5	Establish a quarterly status meeting protocol with KU to provide quarterly updates on overall progress in completing the Calendar Year 20ZZ Streetlight Installation List.	Traffic Engineering / Public Works	
6	In developing the list of parcels slated to be assessed the streetlight ad valorem for the first time in the coming year, review the list with KU prior to initiating the assessment approval process. The purpose of this review would be to correlate KU's projected	Traffic Engineering / Public Works	

	capacity for completing all installations projected on the draft Calendar Year 20ZZ Streetlight Installation List...		
7	Establish a quarterly status meeting protocol with KU to provide quarterly updates on overall progress in completing the Calendar Year 20ZZ Streetlight Installation List.	Traffic Engineering / Public Works	

Private Street Lights on Public Streets					
Date Requested	**Development**	**Fixtures**	**Type**	**LFUCG Payment**	**Notes**
1991	Hartland Subdivision Complete	449	Colonial	**$ 120,580**	Approx. number of fixtures
1993 March	*Lochmere (Andover)*	~~113~~	*Colonial*	*$ 27,368*	*Non-functioning, decorative light at select intersections for Stop and Street name signs.*
1993 March	*Stonecase Valley (Andover)*	~~17~~	*Colonial*	*$ 4,561*	*Non-functioning, decorative light at select intersections for Stop and Street name signs.*
1998 Sept	The Shetlands (Hamburg Place)	~~53~~	Arlington	**$ 23,400**	Residents later rejected terms and chose Colonial Fixtures replacing existing lights with no installation costs charged to LFUCG.
2004 May	West Wind (Hamburg Place Community-Phase II)	~~149~~	Arlington	**$ 89,400**	Residents later rejected terms and chose Colonial Fixtures replacing existing lights with no installation costs charged to LFUCG.
2005 Nov	*Denton Farms (Ellerslie @ Delong) 1a, 1b, 3a, 3b*	~~65~~	*Arlington*	*$ 40,500*	***No Payment Made to Developer***. *Residents rejected terms and chose Colonial Fixtures*
2006 July	South Mill Commons - Cedar, Mill, Pine, & Lawrence St.	12	Arlington	**$ 6,400**	
2006 July	*Patchen Wilks, Phase I*	~~51~~	*Arlington*	*$ 25,500*	***No Payment Made to Developer***. *Residents rejected terms and chose Colonial Fixtures*
1995	Wallace's Subdivision - Fayette Park	10	Acorn	??	**No Records in TE.** Site visit showed pedestal type lights in the median.

NEAR-TERM STREETLIGHT INSTALLATION PROJECTIONS

SUBDIVISION	STREETS	TIER	RANK	EST. FIXTURE COUNT	AUTHORIZED TO KU DATE	EST. INSTALL DATE	STATUS	NOTES
Writt Station	Laclede Ave.	1	5	13	17-Jan-14		Marked 8/13	
	Sorrell Way			2	17-Jan-14			
	Old Versailles Road			2	17-Jan-14			
	Marietta Dr			1	17-Jan-14			
	Kenswood Dr			1	17-Jan-14			
	Clearwater Way			1	17-Jan-14			
Masterson Station Ctr	Ferndale Dr			4	17-Jan-14			
Johnson Prop	Millbank Dr			3	17-Jan-14			
Highland Lakes	Highland Lakes, Southpoint, Riverridge, Largo, Lantern			12	17-Jan-14			
Greendale Hills	Meluna Dr, Cielo Vista Rd	1	3	18	17-Jan-14		Marked 8/13	
Patchen Wilkes	Patchen Wilkes Dr, General Warfield Way, Goodpaster Way	1	4	25	17-Jan-14		Marked 8/13	
Taborlake	Taborlake Dr/Cv/Cir/Pt/Pl/Ct	3	TBD	39	17-Jan-14		Marked 8/13	
Sunny Slope	Kelli Rose Way, Lobiolly Way/Ct	1	6	33	17-Jan-14			
Gess Property	Willman Way, Marcu Trl	1	7	64	17-Jan-14			
Tuscany - Unit 4	Patchen Wilkes Dr, Battery St, Sandhurst Cv	2	1	33	17-Jan-14			
Mahan Property	Osbourn Way, Mooncoin Way, Victoria Way, Parker Meadows, Spencer Park	2	2	48	17-Jan-14			
Marshall Property, Unit 2	McConnells trace, New River Pl	2	3	10	17-Jan-14			
Myers Property, Unit 1	Calendula Rd, Fieldrush Rd	2	4	21	17-Jan-14			
Sebastian Property, Unit 3	Old Wooden Mill Ln, Trailwood Ln, Burnt Mill Rd	2	5	33	17-Jan-14			
Coventry - Belmont Farm	Milsom Ln, Walcot Way	2	6	8	17-Jan-14			

NEAR-TERM STREETLIGHT INSTALLATION PROJECTIONS

SUBDIVISION	STREETS	TIER	RANK	EST. FIXTURE COUNT	AUTHORIZED TO KU DATE	EST. INSTALL DATE	STATUS	NOTES
Ramsey Sullivan Property	Kearney Ridge/Creek			12	17-Jan-14			
Beaumont Farm (Commercial)	Midnight Pass., Monarch			7	17-Jan-14			
Coldstream Research	Bull Lea Run			5	17-Jan-14			
Polo Club Blvd	North of MOW			41	17-Jan-14			
Equestrian View	Julia Way, Cunningham Ln, Shropshire eeg.			12	17-Jan-14			
Denton Farms	off Richmond Road (Ellerslie @ Delong)			20	17-Jan-14			
Total				**468**				

Planning and Public Works Committee Referrals

Item	Referred By	Date	Status
Review Street Tree & Tree Protection Ordinances	9.27.11	11.20.12	Spring/Summer 2014
Possible Revision of Sign Ordinance	Farmer	6.12.12	Spring/Summer 2014
Private Streets: Enforcement, Maintenance & Specifications	Mossotti	1.129.13	Spring/Summer 2014
H-1 Notification Process	Myers	1.19.13	
Greenway Manual & Plan	Mossotti	10.8.13	Feb 2014
Explore Providing Assistance to Low Income Homeowners with Code Compliance	Gorton	12.5.13	May 2014
Homeowner Associations Rights & Responsibilities	Akers	12.3.13	Mar 2014
Multi-Way Stop Glendover Rd @ Valley Rd	Beard	1.30.14	Feb 2014
Code Enforcement Fines	Lawless	2.11.14	May 2014
Building Inspection Civil Offenses	Lawless	2.11.14	Spring/Summer 2014
Off Premise Signage	Lawless	2.11.14	Spring/Summer 2014
Streetlight Installation Plan	Stinnett	2.11.14	August 2014
Snow Removal Plan	Stinnett	2.11.14	May/Later 2014
Initiate Zoning Text Amendments for Food Trucks in the P-1 and AU Zones	Akers	2.18.14	August 2014
Design Excellence Ordinance	Kay	4.22.14	After May
Affordable Housing Issue	Gorton	2.25.18	June-July After Break
Fiber Optic Technology	Farmer	5.6.14	After Summer Break
University of Kentucky Master Plan	Gorton	5.27.14	August 2014
MAP Fund Usage Policies	Stinnett	6.10.14	August 2014
Electrical Inspection Fees	Gorton	6.17.14	After Summer Break
Code Enforcement Nuisance Abatement Progress	General Services Link	7.10.14	
Landscape Examination Procedure	General Services Link	7.10.14	

Item	Referred By	Date	Status
Oliver Lewis Way Update	Blues	4.9.09	Mar 2014
Todd's Road Widening Phase II	Stinnett	4.15.09	Feb 2014
Downtown Traffic Study	Farmer	4.13.12	Feb 2014
Design Excellence Update	Kay	4.8.14	After May