

CITY OF BARDSTOWN
SPECIAL COUNCIL MEETING MINUTES
09-26-2017
6:00 P.M.

The City Council met in special session in the Council Chambers with Mayor J. Richard Heaton and the following Councilmen:

Councilman Buckman
Councilman Copeland
Councilman Dones
Councilman Kelley
Councilman Sheckles
Councilman Williams

Others present: City Attorney Tim Butler, City Clerk Mary Riley, HR Director/Risk Manager Greg Ashworth, Chief Financial Officer Tracy Hudson, Historic Preservation Director RaShae Jennings, HRB Vice-Chair Mary Keene, the Nelson County Gazette Reporter Jim Brooks and the Kentucky Standard Reporter Randy Patrick, citizen Annette Filiatreau.

Mayor Heaton called the special meeting to order and turned the meeting over to the Hearing Officer, City Attorney Butler. Hearing Officer Butler then announced the public hearing on the Historical Review Board's denials of COA #17-68, COA #17-69 and COA #17-75 Annette Filiatreau – applications to install cement board siding, install shutters and replace the windows at 215 South 5th Street.

PUBLIC HEARING ON ANNETTE FILIATREAU - APPEAL OF HISTORICAL REVIEW BOARD'S DENIAL OF COA #17-68, COA #17-69 AND COA #17-75.

City Attorney Butler instructed the Council and those in attendance on the procedure for the presentation of evidence and positions concerning interpretations. Those representing the appellant and the HRB were instructed that a total of 20 minutes would be allowed for presentation, to include five minutes for summation.

Appellant Annette Filiatreau addressed the Council and requested to be removed from the Historic Registry. She referred to the Hardi-board siding on a portion of a house on Flaget Avenue and stated everyone should be held to the same full historic material requirements, meaning the same material should be used on the house as opposed to more modern material being used on an addition to a property. She believes Hardi-board is a longer lasting material and would be better for the resale of her home. She is willing to accept the denial of her application for board and batton shutters since there is an alternate style to choose. Although Mr. Frank Welch indicated the windows could be repaired, Ms. Filiatreau did not believe that they would be as energy efficient as replacing them with new windows. She summarized by stating that if other residents have mismatched material on their home, then she should be allowed to make the choices she has made for the material on her home. Lastly, she suggested that the HRB present guidelines to each individual homeowner in the Historic District so they know what to expect.

Historic Preservation Coordinator Jennings produced exhibits A through M for the Council's review and explained that there were several main issues for denying the applications since each house in the Historic District is its own individual case study. Included in her testimony was a previously submitted COA application by Ms. Filiatreau demonstrating she was aware of the application process and two (2) Stop Work Orders that were issued after the removal of the historic wood siding was discovered.

Historic Preservation Coordinator Jennings urged the Council to uphold the denial of the three (3) COA's based on the fact that the siding Ms. Filiatreau selected is not comparable to the time era of her home and since she disposed of the historic siding that eliminates the option of reinstalling it. She added the windows are a significant portion of the home and have been proven to be salvageable, with the addition of storm windows making them more energy efficient. Lastly, the shutters Ms. Filiatreau selected are not historically accurate since there is no evidence that board and batton shutters were installed on the house. Louvered shutters with the window sashes preserved would be her option if she chose to install shutters.

Historic Preservation Coordinator Jennings reiterated that the Historic Review Board cannot take cost into consideration when making a ruling. They are required to select the most appropriate style and material.

Hearing Officer Butler closed the public hearing at 6:41pm. He then discussed the three options available to the Council for final consideration of the appeal.

COUNCILMAN WILLIAMS MADE THE MOTION TO UPHOLD THE HISTORICAL REVIEW BOARD'S DENIAL OF COA #17-68, COA #17-69 AND COA #17-75. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6-0.

ADJOURNMENT

COUNCILMAN WILLIAMS MOVED TO ADJOURN THE SPECIAL MEETING AT 6:54PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 6 TO 0.

CITY OF BARDSTOWN

ATTEST: _____
Mary Riley, City Clerk

J. Richard Heaton, Mayor