

Vice Chairman Gibbons moved to approve Petition No. 1321-22B, Evelyn Morgan, Owner; Richard P. Lindsey, Attorney, Agent for Christopher Chitwood and David Burnett, request to rezone 1.769 acres from R-70 to C-C to construct a car dealership and service center; property located in Land Lot 128, 5th District and fronts on S.R. 54 West, with outlined conditions. Commissioner Maxwell seconded. The motion passed 3-2 with Commissioner Oddo and Commissioner Rousseau voting in opposition.

- 3. Consideration of Petition No. 1321-22C, Estate of Leonard R. Ebert and Judith Ebert, c/o Leslie Noles, Owners; Richard P. Lindsey, Attorney, Agent for Christopher Chitwood and David Burnett, request to rezone 1.210 acres from R-70 to C-C to construct a car dealership and service center in Land Lot 128, 5th District; fronts on S.R. 54 West and South Sandy Creek Road.**

Vice Chairman Gibbons moved to approve Petition No. 1321-22C, Estate of Leonard R. Ebert and Judith Ebert, c/o Leslie Noles, Owners; Richard P. Lindsey, Attorney, Agent for Christopher Chitwood and David Burnett, request to rezone 1.210 acres from R-70 to C-C to construct a car dealership and service center in Land Lot 128, 5th District; fronts on S.R. 54 West and South Sandy Creek Road, with outlined conditions. Commissioner Maxwell seconded. The motion passed 3-2, Commissioner Oddo and Commissioner Rousseau voting in opposition.

- 4. Consideration of amendments to the Land Use Element and Future Land Use Plan Map of the Fayette County Comprehensive Plan for the Starr's Mill Historic Overlay at S.R. 74, S.R. 85 and Padgett Road intersection.**

Commissioner Oddo moved to deny amendments to the Land Use Element and Future Land Use Plan Map of the Fayette County Comprehensive Plan for the Starr's Mill Historic Overlay at S.R. 74, S.R. 85 and Padgett Road intersection. Commissioner Rousseau seconded. The motion passed 4-1, with Chairman Hearn voting in opposition.

- 5. Consideration of Petition No. 1322-22, Robert C. Shell, Owner; LDO Fayette, LLC, represented by Patrice Frady, Agent; request to rezone 12.582 acres from A-R to C-C to develop a convenience store with fuels sales and with retail tenant space; property located in Land Lot 8 of the 6th District and fronts on Padgett Road and S.R. 85/74.**

*Tabled to the October 27, 2022 meeting.*

#### PUBLIC COMMENT:

#### CONSENT AGENDA:

Vice Chairman Gibbons moved to accept the Consent Agenda as written. Commissioner Oddo seconded. The motion passed 5-0.

- 6. Approval of staff's recommendation to award Contract #2125-P, Development Impact Fee Study, to Ross Associates in the amount of \$77,400.00 and to fund the contract through transfer of \$77,400.00 in the mid-year budget adjustments.**
- 7. Approval of staff's recommendation to adopt final supplemental budget adjustments for the fiscal year ended June 30, 2022, and authorization to adjust and close capital projects, moving remaining funds to project contingency.**
- 8. Approval of the September 8, 2022 Board of Commissioners Meeting Minutes.**

#### OLD BUSINESS:

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