



DEPARTMENT OF CODES & REGULATIONS
DIVISION OF PLANNING & DESIGN SERVICES
LOUISVILLE, KENTUCKY

JERRY E. ABRAMSON
MAYOR

WILLIAM P. SCHRECK, DIRECTOR

August 10, 2007

Mr. Dmitry Dukhan, Director
Real Estate Transactions
Cardinal Health Corporate Real Estate
Cardinal Health
7000 Cardinal Place
Dublin, OH 43017

**RE: Cardinal Health 414, Inc., Preliminary Description of Use and
Request for Zoning Interpretations**

Dear Mr. Dukhan:

We appreciate your colleagues meeting with my staff on Tuesday, August 7th to further clarify Cardinal Health's proposed use of the property at 411 Industry Road to produce and distribute radiopharmaceuticals. Specifically, Cardinal Health is proposing to produce and distribute a short-lived, low-level radioactive isotope for use in medical diagnostic testing and treatment.

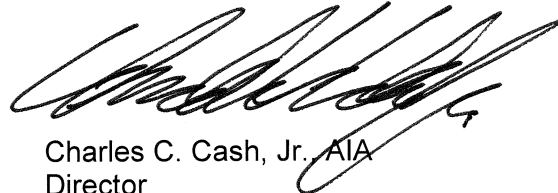
The Land Development Code does not contain a listing for a radiopharmacy or radiopharmaceutical production and distribution. The Land Development Code lists "Pharmaceutical Production (compounding only)" as a permitted use in the M-1 Industrial district. However, the radiopharmaceutical production you described does not fall into this use category as it involves the actual production, rather than just compounding, of pharmaceuticals. We also do not believe that the radiopharmaceutical production and distribution you described falls under the conditional use listing for "Potentially Hazardous or Nuisance Uses" based on the very short half-life of the isotopes involved, the low level radioactive nature of the isotopes, and the end use of the isotope for human diagnostic testing and treatment.

We have reviewed the other zoning districts in the Land Development Code and have determined that the production of pharmaceuticals, including radiopharmaceuticals, as opposed to the compounding or blending of pharmaceuticals, is most similar in type and intensity to the uses listed in the M-3 Industrial zoning district. The uses listed under the M-3 zoning district typically involve manufacturing processes that exceed simple mixing and blending of materials. Therefore, we conclude that the required zoning district for the production and distribution of radiopharmaceuticals is M-3 Industrial.

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The property located at 411 Industry Road is zoned EZ-1 Enterprise Zone. Because the EZ-1 district permits all uses in the M-3 Industrial district other than adult entertainment, the proposed production and distribution of radiopharmaceuticals by Cardinal Health at 411 Industry Road is a permitted use. M-2 and M-3 uses must observe a 200-foot setback from property zoned residential,

Sincerely,



Charles C. Cash, Jr., AIA
Director

CCC:bjc

cc: Nancy Cracolice
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