



Louisville Metro Government

Action Summary - Tentative Planning and Zoning Committee

Chair Madonna Flood (D-24)

Vice Chair Scott Reed (R-16)

Committee Member Phillip T. Baker (D-6)

Committee Member Cassie Chambers Armstrong (D-8)

Committee Member Jennifer Chappell (D-15)

Committee Member Betsy Ruhe (D-21)

Committee Member Robin Engel (R-22)

Committee Member Khalil Batshon (R-25)

Tuesday, February 21, 2023

1:00 PM

Council Chambers/Virtual

THIS MEETING IS BEING HELD VIA VIDEO TELECONFERENCE

Call to Order

Chair Flood called the meeting to order at 1:02 p.m.

Roll Call

Chair Flood introduced the committee members and non-committee members present. A quorum was established.

***NOTE:** All committee members and non-committee members present attended in Chambers, except Council Member Jeff Hudson, who attended virtually.

Present: 7 - Committee Member Phillip T. Baker (D-6), Committee Member Cassie Chambers Armstrong (D-8), Committee Member Jennifer Chappell (D-15), Vice Chair Scott Reed (R-16), Committee Member Betsy Ruhe (D-21), Chair Madonna Flood (D-24), and Committee Member Khalil Batshon (R-25)

Excused: 1 - Committee Member Robin Engel (R-22)

Non-Committee Member(s)

Council Member Jeff Hudson (R-23)

Support Staff

Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

[ID 23-0215](#)

[See the "Unedited Captioning Transcript of Planning and Zoning Committee Meeting - February 21, 2023.pff" attached hereto for additional information regarding discussion of each item.]

Attachments: [Unedited Captioning Transcript of Planning and Zoning Committee Meeting - February 23, 2023.pdf](#)

1. [O-022-23](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 1920 AND 1922 HERR LANE CONTAINING APPROXIMATELY 8.11 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0073).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-022-23 V.1 021623 Zoning at 1920 and 1922 Herr Lane .pdf](#)
[22-ZONE-0073.pdf](#)
[22-ZONE-0073_PC Minutes_01.19.23.pdf](#)
[22-ZONE-0073_Other Minutes.pdf](#)
[22-ZONE-0073_Legal Desc.pdf](#)
[22-ZONE-0073_Staff Rpts.pdf](#)
[22-ZONE-0073_Appl Justification Stmt.pdf](#)
[22-ZONE-0073_CHixson Exhibit.pdf](#)
[22-ZONE-0073_Citizen Comments.pdf](#)
[22-ZONE-0073_Opposition Pres.pdf](#)
[22-ZONE-0073_Plan_01.19.23.pdf](#)
[22-ZONE-0073_Traffic Study.pdf](#)

This item was held in committee.

2. [O-021-23](#)

AN ORDINANCE RELATING TO THE CLOSURE OF THE UNNAMED ALLEYS ADJACENT TO 739, 741, 743, 745, 747 AND 749 S 23rd STREET AND 2217, 2219, 2221, 2223 AND 2225 MAPLE STREET CONTAINING APPROXIMATELY 0.068 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22STRCLOSURE0026).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-021-23 V.1 021623 22STRCLOSURE0026 Unnamed Alleys Adj 739, 741, 743, 745, 747 and 749 S. 23rd St and 2217, 2219, 2221, 2223 and 2225 Maple St.pdf](#)
[22-STRCLOSURE-0026.pdf](#)
[22-STRCLOSURE-0026_PC Minutes_01.19.23.pdf](#)
[22-STRCLOSURE-0026_Legal Desc.pdf](#)
[22-STRCLOSURE-0026_Plat_01.19.23.pdf](#)
[22-STRCLOSURE-0026_Staff Rpts.pdf](#)

A motion was made by Committee Member Chambers Armstrong, seconded by Committee Member Batshon, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation (see attached).

Chair Flood stated this is in District 4 Council Member Jecorey Arthur's district and he is in support of this road closure.

The motion carried by the following vote and the Ordinance was sent to the Consent Calendar:

Yes: 7 - Baker, Chambers Armstrong, Chappell, Reed, Ruhe, Flood, and Batshon

Excused: 1 - Engel

3. [O-113-22](#)

AN ORDINANCE CREATING A NEW SECTION TO LOUISVILLE/ JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (“LMCO”) CHAPTER 153 REGARDING THE PROCESSING OF APPLICATIONS FOR ZONING MAP AMENDMENTS IF THERE ARE DELINQUENT TAXES OR VALID LIENS HELD BY LOUISVILLE METRO GOVERNMENT THAT ARE UNPAID (AS AMENDED).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-113-22 V.2 CAM 083022 New Sec of LMCO 153 Regard Zoning App and Delinquent Taxes.pdf](#)
[O-113-22 V.1 041422 New Sec of LMCO 153 Regard Zoning App and Delinquent Taxes.pdf](#)
[O-113-22 PROPOSED CAM 083022 New Sec of LMCO 153 Regard Zoning App and Delinquent Taxes.pdf](#)

This item remained held in committee.

4. [O-013-23](#)

AN ORDINANCE RELATING TO THE REVISED DISTRICT DEVELOPMENT PLAN FOR PROPERTY LOCATED AT 11905 DIXIE HIGHWAY CONTAINING APPROXIMATELY 2.19 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22DDP0078).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-013-23 V.1 020223 Revised DDP for 11905 Dixie Hwy.pdf](#)
[22-DDP-0078.pdf](#)
[22-DDP-0078_PC Min_01.05.23.pdf](#)
[22-DDP-0078_Other PC Min_12.15.22.pdf](#)
[22-DDP-0078_legal desc.pdf](#)
[22-DDP-0078_staff rpts.pdf](#)
[22-DDP-0078_Ltr of Explanation.pdf](#)
[22-DDP-0078_Plan_01.05.23.pdf](#)
[11095-orell storage- PRESENTATION - 20221214.pdf](#)

This item remained held in committee.

5. [R-009-23](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE METRO LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO APPLICATIONS FOR CERTAIN REVISED DEVELOPMENT PLANS.

Sponsors:Primary Cindi Fowler (D-14)

Attachments: [R-009-22 V.1 021623 Amend LDC Related Certain Revised Detailed District Development Plan Applications.pdf](#)

This item was held in committee.

6. [R-015-23](#)**A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE LOUISVILLE METRO LAND DEVELOPMENT CODE (“LDC”) RELATING TO NOTICES.**

Sponsors: Primary Anthony Piagentini (R-19)

Attachments: [R-015-23 V.1 021623 Review LDC RE Notices.pdf](#)

This item was held in committee.

7. [O-019-23](#)**AN ORDINANCE RELATING TO THE ZONING OF AND ALTERNATIVE PLAN FOR CONNECTIVITY FOR PROPERTIES LOCATED AT 4700 S HURSTBOURNE PARKWAY AND PARCEL ID NOS 004405130000 AND 004404680000 CONTAINING APPROXIMATELY 19.70 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0012) (AMENDMENT BY SUBSTITUTION).**

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-019-23 V.2 CABS 022123 Zoning and Alternative Plan for Connectivity at 4700 S Hurstbourne Pkwy.pdf](#)
[O-019-23 V.1 021623 Zoning and Alternative Plan for Connectivity at 4700 S Hurstbourne Pkwy.pdf](#)
[O-019-23 PROPOSED CABS 022123 Zoning and Alternative Plan for Connectivity at 4700 S Hurstbourne Pkwy.pdf](#)
[22-ZONE-0012.pdf](#)
[22-ZONE-0012 PC Minutes 01.17.23.pdf](#)
[22-ZONE-0012 Other Minutes.pdf](#)
[22-ZONE-0012 Legal Desc.pdf](#)
[22-ZONE-0012 Staff Rpts.pdf](#)
[22-ZONE-0012 Appl FOF.pdf](#)
[22-ZONE-0012 Appl Justification Stmt 01.17.23.pdf](#)
[22-ZONE-0012 Appl Presentation 01.17.23.pdf](#)
[22-ZONE-0012 Appl Stmt of Compliance.pdf](#)
[22-ZONE-0012 Elevations 051022.pdf](#)
[22-ZONE-0012 EPA Report.pdf](#)
[22-ZONE-0012 Geotech Study.pdf](#)
[22-ZONE-0012 interested party comments 110922.pdf](#)
[22-ZONE-0012 Karst Study.pdf](#)
[22-ZONE-0012 Opposition Presentation 01.17.23.pdf](#)
[22-ZONE-0012 Plan 01.17.23.pdf](#)
[22-ZONE-0012 Traffic Study.pdf](#)

[Clerk's Note: Chair Flood left the room during the discussion of this item.]

A motion was made by Committee Member Batshon, seconded by Committee

Member Chambers Armstrong, that this Ordinance be recommended for approval.

Briand Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation (see attached).

Travis Fiechter, Jefferson County Attorney's Office, explained that the amendment by substitution was being requested in order to change the sponsor from Chair Flood to Vice Chair Reed because Chair Flood needs to abstain.

A motion was made by Committee Member Batshon, seconded by Committee Member Baker, that this Ordinance be amended by substitution as shown in the attached document titled "O-019-23 V.2 CABS 022123 Zoning and Alternative Plan for Connectivity at 4700 S Hurstbourne Pkwy.pdf."

The motion to amend carried by a voice vote.

The motion to recommend for approval carried by the following vote and the amended Ordinance was sent to Old Business:

Yes: 6 - Baker, Chambers Armstrong, Chappell, Reed, Ruhe, and Batshon

Excused: 1 - Engel

8. [O-020-23](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 4900 S HURSTBOURNE PARKWAY, 5119 AND 5201 BARDSTOWN ROAD AND PARCEL ID NOS 005002700000 AND 005002710000 CONTAINING APPROXIMATELY 28.42 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0076) (AMENDMENT BY SUBSTITUTION).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-020-23 V.2 CABS 022123 Zoning at 4900 S Hurstbourne Pkwy5119 & 5201 Bardstown Rd.pdf](#)
[O-020-23 V.1 021623 Zoning at 4900 S Hurstbourne Pkwy5119 & 5201 Bardstown Rd.pdf](#)
[O-020-23 PROPOSED CABS 022123 Zoning at 4900 S Hurstbourne Pkwy5119 & 5201 Bardstown Rd.pdf](#)
[22-ZONE-0076.pdf](#)
[22-ZONE-0076 PC Minutes 01.17.23.pdf](#)
[22-ZONE-0076 Other Minutes.pdf](#)
[22-ZONE-0076 Legal Desc.pdf](#)
[22-ZONE-0076 Staff Rpts.pdf](#)
[22-ZONE-0076 Appl Stmt of Compliance.pdf](#)
[22-ZONE-0076 Applicant Presentation.pdf](#)
[22-ZONE-0076 EPA Report.pdf](#)
[22-ZONE-0076 Geotech Study.pdf](#)
[22-ZONE-0076 interested party comments.pdf](#)
[22-ZONE-0076 Karst Study.pdf](#)
[22-ZONE-0076 Opposition Presentation 01.17.23.pdf](#)
[22-ZONE-0076 Plan 01.17.23.pdf](#)
[22-ZONE-0076 Staff Rpts.pdf](#)

[Clerk's Note: Chair Flood left the room during the discussion of this item.]

A motion was made by Committee Member Batshon, seconded by Committee Member Chambers Armstrong, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation (see attached).

The following spoke to this item:

- Vice Chair Reed
- Brian Davis
- Committee Member Chambers Armstrong

A motion was made by Committee Member Chambers Armstrong seconded by Committee Member Baker, that this Ordinance be amended by substitution as shown in the attached document titled "O-020-23 V.2 CABS 022123 Zoning at

4900 S Hurstbourne Pkwy 5119 & 5201 Bardstown Rd.pdf" in order to change the sponsor so that Chair Flood could abstain.

The motion to amend carried by a voice vote.

The motion to recommend for approval carried by the following vote and the amended Ordinance was sent to Old Business:

Yes: 6 - Baker, Chambers Armstrong, Chappell, Reed, Ruhe, and Batshon

Excused: 1 - Engel

Special Discussion

9. [ID 23-0159](#)

ANNUAL REPORT: Emily Liu and Staff, Planning and Design Services

Attachments: [2022 Annual Report - Metro Council Presentation.pdf](#)
[PDS Chain of Command-Zoning Matters.pdf](#)

Emily Liu, Planning and Design Services, gave a presentation (see attached).

10. [ID 23-0160](#)

ALL THINGS PLANNING AND ZONING: Emily Liu and Staff, Planning and Design Services

The following spoke to this item:

- Emily Liu, Planning and Design Services
- Committee Member Chambers Armstrong
- Chair Flood
- Committee Member Baker

Adjournment

Without objection, Chair Flood adjourned the meeting at 2:15 p.m.

Note: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council meeting on March 2, 2023.