



Louisville Metro Government

Action Summary - Tentative Planning and Zoning Committee

Chair Madonna Flood (D-24)

Vice Chair Scott Reed (R-16)

Committee Member Jecorey Arthur (D-4)

Committee Member Bill Hollander (D-9)

Committee Member Kevin Triplett (D-15)

Committee Member Nicole George (D-21)

Committee Member Robin Engel (R-22)

Tuesday, May 31, 2022

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 1:01 p.m.

Roll Call

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

***NOTE:** All committee and non-committee members present attended in Chambers, except Committee Member Arthur, who attended virtually.

Present: 5 - Committee Member Jecorey Arthur (D-4), Committee Member Bill Hollander (D-9), Committee Member Kevin Triplett (D-15), Committee Member Nicole George (D-21), and Chair Madonna Flood (D-24)

Excused: 2 - Vice Chair Scott Reed (R-16), and Committee Member Robin Engel (R-22)

Non-Committee Member(s)

Council Member Angela Bowens (D-1), Council Member Cassie Chambers Armstrong (D-8), Council Member Rick Blackwell (D-12), and Council Member Anthony Piagentini (R-19)

Support Staff

Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

1. [O-157-22](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 10410 AND 10414 OLD PRESTON HIGHWAY CONTAINING APPROXIMATELY 9.93 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0104).

Attachments: [O-157-22 V.1 042822 Zoning at 10410 & 10414 Old Preston Highway.pdf](#)
[21-ZONE-0104.pdf](#)
[21-ZONE-0104 PC Minutes.pdf](#)
[21-ZONE-0104 Other Minutes.pdf](#)
[21-ZONE-0104 Staff Reports.pdf](#)
[21-ZONE-0104 Legal Description.pdf](#)
[21-ZONE-0104 Statement of Compliance.pdf](#)
[21-ZONE-0104 Applicant Booklet.pdf](#)
[21-ZONE-0104 Applicant Studies.pdf](#)
[21-ZONE-0104 Memo of Understanding.pdf](#)
[21-ZONE-0104 Plan 050222.pdf](#)

A motion was made by Committee Member Triplett, seconded by Committee Member Hollander, that this Ordinance be untabled.

The following spoke to this item:

- Chair Flood
- Travis Fiechter, Jefferson County Attorney's Office
- Joe Reverman, Planning and Design Services

The following was discussed:

- Questions and concerns regarding the Karst Report not being completed
- Concerns about the traffic at the Gene Snyder intersection
- Questions and concerns about determining whether the Kentucky Glade Crest plant blooms in the area

A motion was made by Chair Flood, seconded by Committee Member Arthur, that this Ordinance be tabled.

The motion to table carried by a voice vote.

2. [O-119-22](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 2328 AND 2400 LOWER HUNTERS TRACE AND 2403 CADY COURT CONTAINING APPROXIMATELY 11.27 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0134).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-119-22 V.1 041422 Zoning at 2328 & 2400 Lower Hunters Trace & 2403 Cady Court.pdf](#)
[O-119-22 PROPOSED CABS 053122 Zoning at 2328 & 2400 Lower Hunters Tr & 2403 Cady Ct.pdf](#)
[21-ZONE-0134.pdf](#)
[21-ZONE-0134 Applicant Presentation.pdf](#)
[21-ZONE-0134 Citizen Comments.pdf](#)
[21-ZONE-0134 Justification Statement.pdf](#)
[21-ZONE-0134 Left Turn Lane Warrants.pdf](#)
[21-ZONE-0134 Legal Description.pdf](#)
[21-ZONE-0134 Other Minutes.pdf](#)
[21-ZONE-0134 Plan 030422.pdf](#)
[21-ZONE-0134 Staff Reports.pdf](#)
[21-ZONE-0134 PC Minutes 03.21.22.pdf](#)

A motion was made by Committee Member Arthur, seconded by Committee Member Triplett, that this Ordinance be recommended for approval.

Council Member Blackwell discussed a proposed amendment by substitution.

The following spoke to this item:

- Council Member Blackwell
- Committee Member Hollander
- Chair Flood
- Travis Fiechter, Jefferson County Attorney's Office

The following was discussed:

- Questions and concerns about the density in the area
- The distance from Dixie Highway to get public transportation with Transit Authority of River City is a concern
- Question about whether assets were explored on the site to benefit the community
- Concerns about three-story apartment building in an area mainly zoned R4
- Question about whether a two-story apartment building and patio homes would be better for the location
- Concerns about the small three feet wide sidewalks

A motion was made by Council Member Blackwell, seconded by Committee Member George, that this Ordinance be amended by substitution as shown in

the attached document titled "O-119-22 PROPOSED CABS 053122 Zoning at 2328 & 2400 Lower Hunters Tr & 2403 Cady Ct.pdf".

The motion to amend by substitution failed by the following vote:

District 12 Council Member Blackwell had a vote on this amendment by substitution and voted YES.

Yes: 1 - Flood

No: 4 - Arthur, Hollander, Triplett, and George

Excused: 2 - Reed, and Engel

The following had further discussion on the Ordinance:

- Committee Member Hollander
- Committee Member George
- Travis Fiecheter
- Committee Member Triplett
- Chair Flood
- Joe Reverman, Planning and Design Services

The following was discussed:

- Concerns about traffic in the area
- Concerns about whether the applicant has sought any variances or waivers for the project
- Question about whether a reduction from three stories to two stories would be acceptable with the developer
- Questions about whether they will be lowering the buildings on Lower Hunters Trace
- Question about whether there are opportunities to enhance the overall area
- There was a traffic study conducted to do additional planting to buffer the site from Lower Hunters Trace adjacent to the apartment building
- Question about partnering with the developer for proposed sidewalks
- Concerns and questions about the traffic flow

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

District 12 Council Member Blackwell had a vote on this zoning case and voted NO.

Yes: 4 - Arthur, Hollander, Triplett, and George

No: 1 - Flood

Excused: 2 - Reed, and Engel

3. [O-174-22](#)

AN ORDINANCE RELATING TO THE ZONING AND FORM DISTRICT OF PROPERTY LOCATED AT 6451 LADD AVENUE CONTAINING APPROXIMATELY 0.262 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0078).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-174-22 V.1 051922 Zoning and Form District at 6451 Ladd Avenue.pdf](#)
[21-zone-0078.pdf](#)
[21-ZONE-0078 PC Minutes.pdf](#)
[21-ZONE-0078 LDT Minutes.pdf](#)
[21-ZONE-0078 Staff Report.pdf](#)
[21-ZONE-0078 Applicant Booklet.pdf](#)
[21-ZONE-0078 Justification Statement.pdf](#)
[21-ZONE-0078 Legal Description.pdf](#)
[21-ZONE-0078 Plan.pdf](#)

A motion was made by Committee Member Triplett, seconded by Committee Member Arthur, 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:

- Committee Member George
- Brian Davis
- Joe Reverman, Planning and Design Services
- Chair Flood
- Travis Fiechter, Jefferson County Attorney's Office
- Council Member Bowens

The following was discussed:

- Question about what volume of traffic is expected in the area
- Question about how much the traffic would increase with the industrial property on the other side of the tracks
- Question about the frequency of semi trucks and when they load and unload
- Question about whether the trucks would be using Lees Lane or Cane Run Road
- Question about whether the developers plan to place signs directing trucks down Eureka Avenue
- Question about hours of operation
- Question about whether the intent is that the traffic to be deployed towards Cane Run Road

The motion carried by the following vote and the Ordinance was sent to Old Business:

District 1 Council Member Bowens had a vote on this zoning case and voted YES.

Yes: 5 - Arthur, Hollander, Triplett, George, and Flood

Excused: 2 - Reed, and Engel

4. [O-175-22](#)

AN ORDINANCE RELATING TO THE REVISED DISTRICT DEVELOPMENT PLAN AND ALTERNATE PLAN FOR ACCESS FOR PROPERTY LOCATED AT 8016 SHEPHERDSVILLE ROAD CONTAINING APPROXIMATELY 18.09 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22DDP0001).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-175-22 V.1 051922 Alternate Plan for Access-Rev Dist Dev Plan for 8016 Shepherdsville Rd.pdf](#)
[22-DDP-0001.pdf](#)
[22-DDP-0001 PC Minutes.pdf](#)
[22-DDP-0001 BOZA Minutes.pdf](#)
[22-DDP-0001 Staff Reports.pdf](#)
[22-DDP-0001 Legal Description.pdf](#)
[22-DDP-0001 Booklet.pdf](#)
[22-DDP-0001 Justification Statement.pdf](#)
[22-DDP-0001 Plan.pdf](#)

This item was held in committee.

5. [R-073-22](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE FLOYDS FORK SPECIAL DISTRICT IN CHAPTER 3, PART 1 OF THE LAND DEVELOPMENT CODE ("LDC").

Sponsors: Primary Cassie Chambers Armstrong (D-8), Primary Markus Winkler (D-17), Primary Anthony Piagentini (R-19) and Primary David James (D-6)

Attachments: [R-073-22 PROPOSED FAM 060922 Initiating Review of Floyds Fork DRO.pdf](#)
[R-073-22 V.1 051922 Initiating Review of Floyds Fork DRO.pdf](#)

A motion was made by Committee Member Triplett, seconded by Committee Member Hollander, that this Resolution be recommended for approval.

The following spoke to this item:

- Council Member Chambers Armstrong
- Chair Flood
- Council Member Piagentini

The following was discussed:

- Question and concerns about the environmental aspects in the Development

Review Overlay ("DRO")

- The purpose is to suggest that the recommendations in the South Floyd's Fork Vision Plan be reviewed by Planning Commission in order to determine whether they should be included in the revision of the DRO
- The South Floyd's Fork Vision Plan was passed by Metro Council in 2020
- Planning and Design Services is in support of the review
- Questions and concerns about the language in the DRO

The motion carried by a voice vote and the Resolution was sent to Old Business.

6. [O-507-21](#)**AN ORDINANCE AMENDING THE METRO LAND DEVELOPMENT CODE RELATING TO TRUCK PARKING REQUIREMENTS (CASE NO. 21-LDC-0010).**

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-507-21 PROPOSED FAM 031722 Ordinance Amending LCD Relating to Truck Parking Requirements.pdf](#)
[O-507-21 V.1 101421 Ordinance Amending LCD Relating to Truck Parking Requirements .pdf](#)
[2021-11-02 21 LDC-0010 HeavyTruckParking PlanningCommittee.pdf](#)
[21-LDC-0010 PC Minutes.pdf](#)
[21-LDC-0010 Truck Parking Planning Commission SR 9-10-21 Attachment 2.pdf](#)
[21-LDC-0010 Truck. Parking Planning Commission SR 9-10-21.pdf](#)

This item remained held in committee.

7. [R-013-22](#)**A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE METRO LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO LEGISLATIVE BODY REVIEW OF COMMISSION ACTION ON DEVELOPMENT PLANS AND THE "TWO-YEAR RULE."**

Sponsors: Primary Cindi Fowler (D-14)

Attachments: [R-013-22 V.1 020322 Amend LDC Related To Council Review & 2 Year Rule.pdf](#)

This item remained held in committee.

8. [O-088-22](#)

AN ORDINANCE CREATING A NEW SECTION TO LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES (“LMCO”) CHAPTER 153 REGARDING THE EVIDENCE AND BASIS FOR DECISIONS OF THE LEGISLATIVE COUNCIL OF LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT IN ZONING CASES.

Sponsors: Primary Bill Hollander (D-9)

Attachments: [O-088-22 V.1 030322 Creates a New LMCO Chp 153 Re Evidence and Basis for Decision of Zoning Matters.pdf](#)
[Chapter 30 Fiscal Court.pdf](#)

This item remained held in committee.

9. [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.

Sponsors: Primary Madonna Flood (D-24) and Primary Nicole George (D-21)

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

This item remained held in committee.

10. [O-154-22](#)

AN ORDINANCE RELATING TO THE CLOSURE OF A PORTION OF THE RIGHT-OF-WAY OF FEGENBUSH LANE ADJACENT TO 5905 FEGENBUSH LANE CONTAINING APPROXIMATELY 3.87 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22STRCLOSURE0004).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-154-22 V.1 042822 22STRCLOSURE0004 Closure of a Portion 5905 Fegenbush Ln.pdf](#)
[O-154-22 ATTACH Plat.pdf](#)
[22-STRCLOSURE-0004.pdf](#)
[PC Minutes.pdf](#)
[Other Minutes.pdf](#)
[Staff Reports.pdf](#)
[Legal Description.pdf](#)
[Justification Statement.pdf](#)
[Applicant Booklet.pdf](#)

This item was held in committee.

Adjournment

Without objection, Chair Flood adjourned the meeting at 1:52 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 June 9, 2022.