



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Final Planning and Zoning Committee

Chair Person Madonna Flood (D-24)
Vice Chair Scott Reed (R-16)
Committee Member Barbara Shanklin (D-2)
Committee Member Keisha Dorsey (D-3)
Committee Member Kevin Triplett (D-15)
Committee Member Markus Winkler (D-17)
Committee Member Robin Engel (R-22)

Tuesday, July 16, 2019

1:30 PM

Council Chambers

Call to Order

Chair Person Flood called the meeting to order at 1:33 p.m.

Roll Call

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

Committee Member Engel left at 2:23 p.m.

Present: 6 - Chair Person Madonna Flood (D-24), Committee Member Barbara Shanklin (D-2), Committee Member Keisha Dorsey (D-3), Committee Member Kevin Triplett (D-15), Committee Member Markus Winkler (D-17), and Committee Member Robin Engel (R-22)

Excused: 1 - Vice Chair Scott Reed (R-16)

Non-Committee Member(s)

Council Member Barbara Sexton Smith (D-4), Council Member Bill Hollander (D-9), Council Member Mark H. Fox (D-13), and Council Member James Peden (R-23)

Support Staff

Paul Whitty, Jefferson County Attorney's Office
Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

David B. Wagner, Assistant Clerk

Special Discussion

1. [ID 19-1067](#)

A REVIEW OF THE DECISION OF THE PLANNING COMMISSION APPROVING A REVISED DISTRICT DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 7504, 7506, 7508 BEULAH CHURCH ROAD IN LOUISVILLE METRO.

Attachments: [071619 HANDOUT Pages 50-52 of Highview Neighborhood Plan.pdf](#)

[071619 HANDOUT Compilation of Meeting Minutes Excerpts](#)

[Regarding Development.pdf](#)

[19DEVPLAN1003.pdf](#)

[19DEVPLAN1003_PLAN_4-22-19.pdf](#)

[19DEVPLAN1003_PC Minutes_052319.pdf](#)

[19DEVPLAN1003_PC Staff report_052319.pdf](#)

[Applicant RDDP Justification.pdf](#)

[16ZONE1048_APPROVEDPLAN.pdf](#)

[16ZONE1048_PC Minutes_020217.pdf](#)

[15DEVPLAN1102 APPROVED PLAN.pdf](#)

[14ZONE1057APPROVEDPLAN.pdf](#)

[Mailing of Notice for Review of 19DEVPLAN1003.pdf](#)

[APO Label Matrix for 19DEVPLAN1003 from Brian Davis.pdf](#)

[Email Notice to D23 Notification of Development Proposals.pdf](#)

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Council Member Peden spoke to the item and distributed handouts for reference purposes (see attached). Travis Fiechter, Jefferson County Attorney's Office, also spoke to the item.

Pending Legislation

2. [O-200-19](#)

AN ORDINANCE CLOSING MEHLERS AVENUE AND A PORTION OF BEARGRASS AVENUE AND BEING IN LOUISVILLE METRO (CASE NO. 18STREETS1027).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [18STREETS1027.pdf](#)

[O-200-19 V.1 062519 Closure of Mehlers Ave and portion of Beargrass Ave 18STREETS1027.pdf](#)

[O-200-19 V.1 062519 ATTACH Closure Plat 18STREETS1027.pdf](#)

[18STREETS1027_PC and LDT minutes.pdf](#)

[18STREETS1027 Plat.pdf](#)

[18STREETS1027_staff rpt LDT ONLY.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Council Member Hollander also spoke to the item.

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

Yes: 6 - Flood, Shanklin, Dorsey, Triplett, Winkler, and Engel

Excused: 1 - Reed

3. [O-201-19](#)

AN ORDINANCE CLOSING A PORTION OF HAY COURT AND BEING IN LOUISVILLE METRO (CASE NO. 19STREETS1003).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19STREETS1003.pdf](#)

[O-201-19 V.1 062519 Closure of portion of Hay Ct 19STREETS1003.pdf](#)

[O-201-19 V.1 062519 ATTACH Closure Plat 19STREETS1003.pdf](#)

[19STREETS1003_PC and LDT minutes.pdf](#)

[19STREETS1003 Plat.pdf](#)

[19STREETS1003_staff rpts.pdf](#)

This item was held in committee.

4. [O-181-19](#)

AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1460-1464 DIXIE HIGHWAY CONTAINING 0.21 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1091) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-181-19 V.2 CAM 071619 Rezoning from C1 to C2 at 1460-1464 Dixie Hwy 18ZONE1091.pdf](#)
[18ZONE1091.pdf](#)
[O-181-19 PROPOSED CAM 071619 Rezoning from C1 to C2 at 1460-1464 Dixie Hwy 18ZONE1091.pdf](#)
[O-181-19 V.1 061319 Rezoning from C1 to C2 at 1460-1464 Dixie Hwy 18ZONE1091.pdf](#)
[18ZONE1091_PC Minutes_05.09.19.pdf](#)
[18ZONE1091_LDT Minutes_04.11.19.pdf](#)
[18ZONE1091_staff rpts.pdf](#)
[18ZONE1091_appl justification stmt.pdf](#)
[18ZONE1091 ApprovedPlan_05.09.19.pdf](#)
[18ZONE1091_legal desc.pdf](#)

A motion was made by Committee Member Shanklin, seconded by Committee Member Triplett, that this Ordinance be untabled. The motion carried without objection.

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Committee Member Dorsey also spoke to the item.

A motion was made by Committee Member Dorsey, seconded by Committee Member Engel, that this Ordinance be amended by adding Binding Elements #8 through #10 as shown in the attached document titled 'O-181-19 PROPOSED CAM 071619 Rezoning from C1 to C2 at 1460-1464 Dixie Hwy 18ZONE1091.pdf'. The motion to amend carried by a voice vote.

Paul Whitty, Jefferson County Attorney's Office, stated there was a technical correction needed in Binding Element #9 to correct 'KRS Chapter 242' to 'KRS Chapter 243'.

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

Yes: 6 - Flood, Shanklin, Dorsey, Triplett, Winkler, and Engel

Excused: 1 - Reed

5. [O-202-19](#)

AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO M-2 INDUSTRIAL ON PROPERTY LOCATED AT 1330 AND 1332 TILE FACTORY LANE CONTAINING 0.75 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1087).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [18ZONE1087.pdf](#)

[O-202-19 V.1 062519 Rezoning from C1 to M2 at 1330-1332 Tile Factory Ln 18ZONE1087.pdf](#)

[18ZONE1087_PC Minutes 05.23.19.pdf](#)

[18ZONE1087_LDT Minutes_04.11.19.pdf](#)

[18ZONE1087_staff rpts.pdf](#)

[18ZONE1087_appl justification stmt.pdf](#)

[18ZONE1087_ApplicantsBooklet.pdf](#)

[18ZONE1087_ApprovedPlan_05.23.19.pdf](#)

[18ZONE1087_legal desc.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Paul Whitty, Jefferson County Attorney's Office, also spoke to the item.

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

Yes: 6 - Flood, Shanklin, Dorsey, Triplett, Winkler, and Engel

Excused: 1 - Reed

6. [O-212-19](#)

AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO C-1 AND C-2 COMMERCIAL ON PROPERTY LOCATED AT 7328 SOUTHSIDE DRIVE CONTAINING 0.36 ACRES (TRACT 1) AND 1.35 ACRES (TRACT 2) AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1067).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-212-19 PROPOSED FAM 072519 Rezoning from R5 to C1 & C2 at 7328 Southside Dr 18ZONE1067.pdf](#)
[18ZONE1067.pdf](#)
[O-212-19 V.1 062519 Rezoning from R5 to C1 & C2 at 7328 Southside Dr 18ZONE1067.pdf](#)
[18ZONE1067_PC Min_06.06.19.pdf](#)
[18ZONE1067_LDT Min_05.16.19.pdf](#)
[18ZONE1067_staff rpts.pdf](#)
[18ZONE1067_Appl Exhibit Book .pdf](#)
[18ZONE1067_appl justification stmt.pdf](#)
[18ZONE1067_ApprovedPlan_06.06.19.pdf](#)
[18ZONE1067_citizen emails.pdf](#)
[18ZONE1067_legal desc.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Paul Whitty, Jefferson County Attorney's Office, also spoke to the item.

Chair Person Flood stated there was a technical correction made to the Ordinance prior to this meeting to correct the street address from '7382 Southside Drive' to '7328 Southside Drive'.

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

Yes: 6 - Flood, Shanklin, Dorsey, Triplett, Winkler, and Engel

Excused: 1 - Reed

7. [O-214-19](#)

AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1915 SOUTH HURSTBOURNE PARKWAY CONTAINING 11.6 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1011).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19ZONE1011.pdf](#)

[O-214-19 V.1 062519 Rezoning from C1 to C2 at 1915 S Hurstbourne](#)

[PkwY 19ZONE1011.pdf](#)

[19ZONE1011_PC Min_06.06.19.pdf](#)

[19ZONE1011_LDT Min May and April.pdf](#)

[19ZONE1011_staff rpts.pdf](#)

[19ZONE1011_appl justification stmt.pdf](#)

[19ZONE1011_applicants booklet.pdf](#)

[19ZONE1011_ApprovedPlan_06.06.19.pdf](#)

[19ZONE1011_citizen letters.pdf](#)

[19ZONE1011_legal desc.pdf](#)

[19ZONE1011_news article.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

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

Yes: 6 - Flood, Shanklin, Dorsey, Triplett, Winkler, and Engel

Excused: 1 - Reed

8. [O-217-19](#)

AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 719 LYNN STREET CONTAINING 2.38 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1015).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19zone1015.pdf](#)

- [O-217-19 V.1 062519 Rezoning from R5 to R6 at 719 Lynn St 19ZONE1015.pdf](#)
- [19zone1015_PC Staff Report_060619.pdf](#)
- [19ZONE1015_PLAN_4-16-19.PDF](#)
- [19ZONE1015_Applicants Exhibit Book.pdf](#)
- [19ZONE1015_appl justification stmt.pdf](#)
- [19ZONE1015_Legal Desc.pdf](#)
- [19ZONE1015_Staff Reports.pdf](#)
- [19ZONE1015_LDT Min_05.16.19.pdf](#)
- [19ZONE1015_PC Min_06.06.19.pdf](#)
- [19ZONE1015_Applicant_Booklet.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

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

Yes: 5 - Flood, Shanklin, Dorsey, Triplett, and Winkler

Excused: 1 - Reed

Absent: 1 - Engel

9. [O-199-19](#)**AN ORDINANCE APPROVING A PARKING WAIVER FOR PROPERTY AT 717 E. MARKET STREET AND BEING IN LOUISVILLE METRO (CASE NO. 19PARK1000).**

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19PARK1000.pdf](#)

[O-199-19 V.1 062519 Parking Waiver at 717 E Market St](#)

[19PARK1000.pdf](#)

[O-199-19 V.1 062519 ATTACH Site Plan 19PARK1000.pdf](#)

[19PARK1000 Parking Study.pdf](#)

[19PARK1000_MainFile.pdf](#)

[19PARK1000_SitePlan.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

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

Yes: 5 - Flood, Shanklin, Dorsey, Triplett, and Winkler

Excused: 1 - Reed

Absent: 1 - Engel

10. [O-213-19](#)**AN ORDINANCE APPROVING A TEXT AMENDMENT TO THE LAND DEVELOPMENT CODE RELATING TO HEALTH CLUBS AND SIMILAR USES AND BEING IN LOUISIVLLE METRO (CASE NO. 19AMEND1004).**

Sponsors: Primary Madonna Flood (D-24)

Attachments: [071619 19AMEND1004 HealthClub Presentation 7-16-19.pdf](#)

[O-213-19 V.1 062519 LDC Amendments for Health Clubs 19AMEND1004.pdf](#)

[O-213-19 V.1 062519 ATTACH LDC Amendments 19AMEND1004.pdf](#)

[19AMEND1004_PC Min_06.06.19.pdf](#)

[19AMEND1004_PC Min_03.21.19.pdf](#)

[19AMEND1004_Staff_Report_CF.pdf](#)

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

Joe Haberman, Planning and Design Services, spoke to the item and gave a presentation.

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

Yes: 5 - Flood, Shanklin, Dorsey, Triplett, and Winkler

Excused: 1 - Reed

Absent: 1 - Engel

Adjournment

Without objection, Chair Person Flood adjourned the meeting at 2:37 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 July 25, 2019.