



# Louisville Metro Government

601 W. Jefferson Street  
Louisville, KY 40202

## Action Summary - Tentative Planning, Zoning and Annexation Committee

*Chair Person Madonna Flood (D-24)*  
*Vice Chair Glen Stuckel (R-17)*  
*Committee Member Bill Hollander (D-9)*  
*Committee Member Pat Mulvihill (D-10)*  
*Committee Member Scott Reed (R-16)*  
*Committee Member Vitalis Lanshima (D-21)*  
*Committee Member Robin Engel (R-22)*

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Tuesday, March 13, 2018

1:30 PM

Council Chambers

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### 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 Lanshima arrived at 1:37 p.m. Committee Member Reed left at 2:29 p.m.

**Present:** 6 - Chair Person Madonna Flood (D-24), Vice Chair Glen Stuckel (R-17), Committee Member Bill Hollander (D-9), Committee Member Pat Mulvihill (D-10), Committee Member Scott Reed (R-16), and Committee Member Vitalis Lanshima (D-21)

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

### Non-Committee Member(s)

Council Member Barbara Sexton Smith (D-4), Council Member S. Brandon Coan (D-8), and Council Member Stuart Benson (R-20)

### Support Staff

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

### Clerk(s)

David B. Wagner, Assistant Clerk  
Lisa Franklin Gray, Assistant Clerk

## Pending Legislation

1. [O-044-18](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 12411 AND 12415 TAYLORSVILLE ROAD CONTAINING 1.04 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1031).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [16zone1031.pdf](#)

[O-044-18 V.1 030818 Zoning change from R4 to C1 at 12411-12415](#)

[Taylorsville Rd 16ZONE1031.pdf](#)

[16ZONE1031 - 2018.02.15 PC Minutes.pdf](#)

[16ZONE1031 - 2018.02.15 PC Staff Report.pdf](#)

[16ZONE1031 - Applicant Booklet.pdf](#)

[16ZONE1031 - Justification Statement.pdf](#)

[16ZONE1031 - Legal Description.pdf](#)

[16ZONE1031 - Plan.pdf](#)

[16ZONE1031 - Pre-App Staff Report.pdf](#)

[16ZONE1031 - 2017.12.14 LD&T Minutes.pdf](#)

[16ZONE1031 - 2017.12.14 LD&T Staff Report.pdf](#)

[16ZONE1031 - 2018.01.18 PC Minutes.pdf](#)

[16ZONE1031 - 2018.01.18 PC Staff Report.pdf](#)

**This item was held in committee.**

2. [O-045-18](#)

**AN ORDINANCE CHANGING THE ZONING FROM PEC PLANNED EMPLOYMENT CENTER TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 1408-1412 TUCKER STATION ROAD CONTAINING 6.72 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1083).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [16zone1083.pdf](#)

[O-045-18 V.1 030818 Zoning change from PEC to OR1 at 1408-1412](#)

[Tucker Station Rd 16ZONE1083.pdf](#)

[16ZONE1083 - Justification Statement.pdf](#)

[16ZONE1083 - Karst Survey.pdf](#)

[16ZONE1083 - Legal Description.pdf](#)

[16ZONE1083 - Plan.pdf](#)

[16ZONE1083 - Pre-App Staff Report.pdf](#)

[16ZONE1083 - 2018.01.11 LD&T Staff Report.pdf](#)

[16ZONE1083 - 2018.01.11 LDT Minutes.pdf](#)

[16ZONE1083 - 2018.02.15 PC Minutes.pdf](#)

[16ZONE1083 - 2018.02.15 PC Staff Report.pdf](#)

[16ZONE1083 - Applicant Booklet.pdf](#)

A motion was made by Vice Chair Stuckel, seconded by Committee Member Reed, that this Ordinance be recommended for approval.

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

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

District 20 Council Member Benson had a vote on this zoning case and voted YES.

**Yes:** 6 - Flood, Stuckel, Hollander, Mulvihill, Reed, and Lanshima

**Excused:** 1 - Engel

3. [O-046-18](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO OR OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 13913 SHELBYVILLE ROAD CONTAINING 0.67 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1027).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [17ZONE1027.pdf](#)

[O-046-18 V.1 030818 Zoning change from R4 to OR at 13913](#)

[Shelbyville Rd 17ZONE1027.pdf](#)

[17ZONE1027 - 2018.02.15 PC Staff Report.pdf](#)

[17ZONE1027 - Justification Statement.pdf](#)

[17ZONE1027 - Legal Description.pdf](#)

[17ZONE1027 - Plan.pdf](#)

[17ZONE1027 - Pre-App Staff Report.pdf](#)

[17ZONE1027 - 2018.01.11 LD&T Staff Report.pdf](#)

[17ZONE1027 - 2018.01.11 LDT Minutes.pdf](#)

[17ZONE1027 - 2018.02.15 PC Minutes.pdf](#)

**A motion was made by Vice Chair Stuckel, seconded by Committee Member Reed, 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, Stuckel, Hollander, Mulvihill, Reed, and Lanshima

**Excused:** 1 - Engel

4. [O-047-18](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI-FAMILY TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 842 MULBERRY STREET CONTAINING 4,319.86 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1040).**

**Sponsors:** Primary Madonna Flood (D-24)

**Attachments:** [17ZONE1040.pdf](#)

[O-047-18 V.1 030818 Zoning change from R6 to OR1 at 842 Mulberry](#)

[St 17ZONE1040.pdf](#)

[17ZONE1040 - Legal Description.pdf](#)

[17ZONE1040 - Plan.pdf](#)

[17ZONE1040 - Pre-App Staff Report.pdf](#)

[17ZONE1040 - 2018.01.25 LD&T Minutes.pdf](#)

[17ZONE1040 - 2018.01.25 LD&T Staff Report.pdf](#)

[17ZONE1040 - 2018.02.15 PC Minutes.pdf](#)

[17ZONE1040 - 2018.02.15 PC Staff Report.pdf](#)

[17ZONE1040 - Justification Statement.pdf](#)

**A motion was made by Vice Chair Stuckel, seconded by Committee Member Mulvihill, that this Ordinance be recommended for approval.**

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

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

**District 4 Council Member Sexton Smith had a vote on this zoning case and voted YES.**

**Yes:** 6 - Flood, Stuckel, Hollander, Mulvihill, Reed, and Lanshima

**Excused:** 1 - Engel

5. [O-387-17](#)

**AN ORDINANCE AMENDING SECTION 150.110 OF THE LOUISVILLE/ JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("LMCO") RELATING TO WRECKING OR DEMOLITION OF HISTORIC BUILDINGS OR STRUCTURES (AMENDMENT BY SUBSTITUTION).**

**Sponsors:** Primary S. Brandon Coan (D-8)

**Attachments:** [O-387-17 PROPOSED CABS 031318 Replacing LMCO 150.110 Demo of Historic Structures \(CM Coan 2-27-2018\).pdf](#)  
[O-387-17 V.2 CABS 021318 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)  
[O-387-17 PROPOSED CABS 021318 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)  
[O-387-17 PROPOSED CABS -TRACKED CHANGES- 120517 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)  
[O-387-17 PROPOSED CABS -CLEAN- 120517 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)  
[O-387-17 V.1 110917 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)

A motion was made by Vice Chair Stuckel, seconded by Committee Member Lanshima, that this amended Ordinance be untabled. The motion carried without objection.

The following spoke to the item:

- Council Member Coan
- Dave Marchal, Develop Louisville
- Jeff O'Brien, Develop Louisville
- Paul Whitty, Jefferson County Attorney's Office

A motion was made by Committee Member Hollander, seconded by Committee Member Mulvihill, that this amended Ordinance be tabled. The motion to table carried without objection.

6. [R-038-18](#)

**A RESOLUTION REQUESTING THE PLANNING COMMISSION TO REVIEW THE STANDARD BINDING ELEMENT REGARDING DEVELOPER FUNDING OF HOMEOWNERS ASSOCIATIONS.**

**Sponsors:** Primary Robin Engel (R-22)

**Attachments:** [R-038-18 V.1 022218 Planning Commission Review Binding Element Homeowners Association.pdf](#)

This item was held in committee.

7. [O-375-17](#)

**AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (“LMCO”) SECTION 164.30 ET SEQ., THE SYSTEM DEVELOPMENT CHARGE, TO REQUIRE INCREASED CONTRIBUTIONS AND ELIMINATE THE SUNSET PROVISION.**

**Sponsors:** Primary Julie Denton (R-19)

**Attachments:** [O-375-17 V.1 102617 System Development Charge Increase.pdf](#)

This item was held in committee.

8. [R-168-17](#)

**A RESOLUTION REQUESTING THE PLANNING COMMISSION TO REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO THE PRESERVATION OF TREES AND TO INCREASE THE PERIMETER TREE PRESERVATION REQUIREMENTS.**

**Sponsors:** Primary Julie Denton (R-19)

**Attachments:** [R-168-17 V.1 102617 Request PC to Review LDC Tree Preservation Requirements Increase.pdf](#)

This item was held in committee.

9. [R-189-17](#)

**A RESOLUTION REQUESTING THE LOUISVILLE/JEFFERSON COUNTY PLANNING COMMISSION TO ADOPT A REGULATION PROVIDING FOR APPEALS TO THE METRO COUNCIL IN SUBDIVISION CASES.**

**Sponsors:** Primary Julie Denton (R-19)

**Attachments:** [R-189-17 V.1 113017 PC Regulation for Appeals to MC Subdivision Cases.pdf](#)

This item was held in committee.

## Adjournment

Without objection, Chair Person Flood adjourned the meeting at 2:45 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 22, 2018.