



Action Summary - Final
Ad Hoc Committee on Land
Development Code

Chair Person James Peden (R-23)
Vice Chair Bill Hollander (D-9)
Committee Member Cheri Bryant Hamilton (D-5)
Committee Member Glen Stuckel (R-17)
Committee Member Madonna Flood (D-24)

Monday, June 20, 2016

3:00 PM

Council Chambers

Call to Order

Chair Person Peden called the meeting to order at 3:04 p.m.

Roll Call

Chair Person Peden introduced the committee members present. A quorum was established.

Committee Member Cheri Bryant Hamilton (D-5) arrived at 3:07pm and left at 3:25pm

- Present:** 4 - Chair Person James Peden (R-23), Vice Chair Bill Hollander (D-9), Committee Member Cheri Bryant Hamilton (D-5), and Committee Member Madonna Flood (D-24)
- Excused:** 1 - Committee Member Glen Stuckel (R-17)

Support Staff

Jon Baker and Paul Whitty, Jefferson County Attorney's Office

Clerk

H. Stephen Ott, CKMC

Pending Legislation

1. O-122-16

AN ORDINANCE AMENDING THE FOLLOWING SECTION OF CHAPTERS 1, 2 AND 4 OF THE LAND DEVELOPMENT CODE PERTAINING TO SHORT TERM RENTALS OF DWELLING UNITS-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1002). (AMENDED)

Sponsors:Primary James Peden (R-23)

Attachments: Short Term Rental Zoning Comparative Table 052316
Short Term Rental Use Requirement Comparative Table 052316
16AMEND1002 File
16AMEND1002 Booklet
16AMEND1002 Short Term Rental LDC Amendment Planning
Commission SR
ORD 217 2015 O-131-15 LMCO 115 Short Term Rental - Amended
by Sub -BH as of 120815 amnd by pbwbkn121015 (2)
PC_Minutes_04 11 16_NH
O-122-16 Ordinance 16AMEND1002 Short Term Rental LDC
Amendment 4-26
ATTACH Comparative table with other cities - Haberman
ATTACH Comparing similar uses - Peden

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

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

A motion was made by Chairperson Peden, seconded by Committee Member Hollander, that Exhibit A of the Ordinance be amended as follows:

Under 4.2.61, D. - Change "This provision cannot be waived." to "This provision shall not be waived or adjusted."

Under 4.2.61, G. - Replace, "The dwelling unit shall have an appropriate amount of parking available for guests." with "There shall be a sufficient amount of parking available for the host and guests, as determined by the Board of Zoning Adjustment. The amount and location of parking shall be based on the land uses and density of the immediate vicinity. Any parking surface that is added to accommodate the short term rental use shall be removed when the short term rental use is terminated".

Under 4.2.61, - Add new section "I." which reads, "If the property is subject to two (2) or more substantiated civil and/or criminal complaints, the Board of Zoning Adjustment may revoke the approval pursuant to section 11.5A.6".

Under 4.3.20, D. - Insert after "...residence or duplex..." the following, "unless the dwelling unit is located on property zoned C-R, C-N, C-1, C-2 or C-3 and the property meets all of the following criteria:

1. The property is within 200' of a TARC route;
2. The property is within .75 miles of a public park; and
3. The property is within one mile of a National Register District or Local Preservation District.

And change "This provision cannot be waived." to "This provision shall not be waived or adjusted".

Under 4.3.20, G. - Replace, "The dwelling unit shall have an appropriate amount of parking available for guests." with "There shall be a sufficient amount of parking available for the host and guests, as determined by the Planning Director. The amount and location of parking shall be based on the land uses and density of the immediate vicinity. In the event that a complaint(s) is filed concerning the lack of adequate parking, the Planning Director may require that the host submit a parking study to Planning & Design Services. If the parking study concludes that there is inadequate parking available to the host and guests, the host shall either a) increase the amount of parking or b) discontinue the short term rental use.

Under 4.3.20, G. - Add new section "J." which reads, "If the property is subject to two (2) or more substantiated civil and/or criminal complaints, the Planning Director may revoke the approval."

The motion to amend carried by a voice vote.

A motion was made by Committee Member Flood, seconded by Vice Chair Hollander, that this Ordinance as amended be recommended for approval. The motion to approve carried by the following vote and the Ordinance as amended was sent to Old Business:

Yes: 3 - Peden, Hollander, and Flood

Excused: 2 - Hamilton, and Stuckel

2. [O-93-16](#)

AN ORDINANCE AMENDING SECTION 5.12.2 OF THE LAND DEVELOPMENT CODE PERTAINING TO OUTDOOR AMENITIES / FOCAL POINT(S) - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [16AMEND1003 Ad Hoc LDC Staff Presentation REV 050916](#)

[Outdoor Amenities Waiver Locations](#)

[JEF05101-11x17](#)

[MIN870111x17](#)

[NAT0783011x17](#)

[NCR0611211x17](#)

[OBR08814-11x17](#)

[PLA13001-11x17](#)

[16AMEND1003 Public Hearing Minutes](#)

[16AMEND1003 Other Minutes](#)

[16AMEND1003 Staff Reports](#)

[O-93-16 Ordinance 16AMEND1003](#)

This item remained Held.

3. [O-113-16](#)

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 6 AND 9 OF THE LAND DEVELOPMENT CODE, INCLUDING APPENDIX 6E, PERTAINING TO MOBILITY AND PARKING STANDARDS-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A-WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [O-113-16 ATTACH Exhibit A](#)

[ATTACH from 042516 14AMEND1003 TRAN 04 12
2016 Change to 16](#)

This item remained Held.

4. [O-399-15](#)

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE LAND DEVELOPMENT
CODE AS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS
FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).**

Sponsors: Primary James Peden (R-23)

Attachments: [14amend1003 Attachment 9 Landscaping Item 3_030515 \(1\)](#)

[041116 ATTACH 14AMEND1003_TRAN Substantive Only Item 16
revised](#)

[14AMEND1003 PC Staff Presentation TRAN 03 07 16](#)

[14AMEND1003 Attachment #8 - Transportation Sub-committee
Report](#)

[14AMEND1003_TRAN Draft Ordinance Attachment](#)

[LDC Chapters 5 and 6 for TRAN Items REV 3 7 16](#)

[032116 ATTACH PCUP Item 27 - KRS definitions for health care
providers](#)

[032116 ATTACH PCUP Item 25 - Pyramid Structure of Zoning
Districts in the LDC](#)

[14AMEND1003 PCUP Remaining Items as of 2 22](#)

[O-399-15 14AMEND1003 PC Index Amended 2015 10 27 MC
ACTION ONLY](#)

This item remained Held.

Adjournment

Without objection, Chair Person Peden adjourned the meeting at 4:02 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 23, 2016.**