



# Louisville Metro Government

601 W. Jefferson Street  
Louisville, KY 40202

## Action Summary - Final Planning/Zoning, Land Design and Development Committee

*Chair Person Madonna Flood (D-24)*  
*Vice Chair Glen Stuckel (R-17)*  
*Committee Member Tom Owen (D-8)*  
*Committee Member Pat Mulvihill (D-10)*  
*Committee Member Kelly Downard (R-16)*  
*Committee Member Marilyn Parker (R-18)*  
*Committee Member Brent Ackerson (D-26)*

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Tuesday, November 29, 2016

11:00 AM

Council Chambers

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### THIS IS CONSIDERED A SPECIAL MEETING

#### Call to Order

Chair Person Flood called the meeting to order at 11:04 a.m.

#### Roll Call

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

Vice Chair Stuckel left at 1:40 p.m.

**Present:** 7 - Chair Person Madonna Flood (D-24), Vice Chair Glen Stuckel (R-17), Committee Member Tom Owen (D-8), Committee Member Pat Mulvihill (D-10), Committee Member Kelly Downard (R-16), Committee Member Marilyn Parker (R-18), and Committee Member Brent Ackerson (D-26)

#### Non-Committee Members

Council Member Jessica Green (D-1), Council Member Mary C. Woolridge (D-3), Council Member Cheri Bryant Hamilton (D-5), Council Member David James (D-6), Council Member Angela Leet (R-7), Council Member Bill Hollander (D-9), Council Member Vicki Aubrey Welch (D-13), Council Member Stuart Benson (R-20), and Council President David Yates (D-25)

#### Support Staff

Paul Whitty, Jefferson County Attorney's Office  
John Carroll, Jefferson County Attorney's Office

#### Clerk

David B. Wagner, Assistant Clerk

## Special Discussion

1. [ID 16-1584](#)

**Public Hearing Pursuant to LMCO 32.260(G) Concerning the Review of the Landmarks Commission Designation of the Building Located at 2833 Tremont Drive, Known as the Powell-Smith House (Kalorama), as a Local Landmark.**

**Attachments:** [102516 HANDOUT LMCO 32.250 Historic Landmarks and Preservation Districts Commission P&Z Action Summary 102516](#)

[112916 Notice of Public Hearing Landmarks 10-27-16](#)

[Emails Sent to Landmarks Staff](#)

[Emails Sent to Metro Council Clerk without Attachments](#)

[Peter Morrin Comments Part 1 and ATTACH](#)

[Peter Morrin Comments Part 2 and ATTACH](#)

[Debra Harlan Comments](#)

[Landmarking Kalorama](#)

[112916 Public Comment Emails - Last Batch.pdf](#)

[112916 16DESGNATION1000\\_MCPresentation.pdf](#)

[112916 Tremont PDF.pdf](#)

[Tina Heavrin Docs.pdf](#)

[Clay Barkley Docs.pdf](#)

[Rachel Kennedy Docs.pdf](#)

[Leslie Cissell Docs.pdf](#)

[Martina Kunnecke Docs.pdf](#)

Chair Person Flood discussed how the Public Hearing would proceed, administered the oath to all persons who signed-in to provide testimony, and opened the Public Hearing.

Cynthia Elmore, Develop Louisville, spoke to the item and gave a presentation.

The following spoke in opposition of the local landmark designation:

- Tina Heavrin, Attorney, who also distributed a document
- Genevieve Clifford, Owner of 2833 Tremont Drive
- Sean Clifford, Owner of 2833 Tremont Drive, who also gave a presentation

The following spoke in favor of the local landmark designation:

- Clay Barkley, Strobo Barkley, PLLC, who also distributed documents
- Rachel Kennedy, Kentucky Heritage Council, who also distributed documents
- Ted Stone, Petitioner
- Jessica Stavros, Citizen
- John David Miles, Petitioner
- Leslie Cissell, Petitioner, who also distributed documents
- Peter Morrin, Petitioner, who also gave a presentation
- Keith Runyon, Citizen

Martina Kunnecke, Neighborhood Planning & Preservation, distributed a handout.

The following gave rebuttal to those who spoke in favor of the local landmark designation:

- Sean Clifford, Owner of 2833 Tremont Drive
- Tina Heavrin, Attorney

Without objection, the committee took a recess at 12:50 p.m.

The committee reconvened at 1:04 p.m.

The following spoke in response to questions and discussion from the committee:

- Perry Lyons, Architect
- Cynthia Elmore, Develop Louisville
- Ted Stone, Petitioner
- John David Miles, Petitioner
- Tina Heavrin, Attorney
- Peter Morrin, Petitioner
- Jessica Stavros, Citizen
- Leslie Cissell, Petitioner
- Genevieve Clifford, Owner of 2833 Tremont Drive

Chair Person Flood closed the Public Hearing.

John Carroll, Jefferson County Attorney's Office, spoke to the item and presented two separate Resolutions for consideration by the committee: one to uphold the Landmarks Commission decision and one to overturn the Landmarks Commission decision.

A motion was made by Committee Member Downard, seconded by Committee Member Parker, that the committee recommend the proposed Resolution to overturn the Landmarks Commission findings be introduced to Metro Council.

The motion carried by the following vote and the proposed Resolution will be introduced to the Metro Council for consideration as a separate agenda item:

**Yes:** 5 - Flood, Mulvihill, Downard, Parker, and Ackerson

**No:** 1 - Owen

**Absent:** 1 - Stuckel

## Pending Legislation

### 2. [O-402-16](#)

**AN ALLEY CLOSURE ORDINANCE OF 626-656 BAXTER AVENUE, 1203-1249 E. BROADWAY AND 1014-1026 ROGERS STREET AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1011).**

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [16streets1011\\_Plan.pdf](#)  
[16STREETS1011\\_Staff\\_Report.pdf](#)  
[16STREETS1011\\_Legal\\_Description.pdf](#)  
[16STREETS1011\\_PC\\_Minutes\\_10.20.16.pdf](#)

This item was held in committee.

3. [O-403-16](#)

**AN ORDINANCE CLOSING ZIB LANE, FRED LANE, FAULKNER LANE, PAUL ROAD, LOTUS AVENUE, COTNEY COURT AND ORCHARD AVENUE WITHIN THE RENAISSANCE BUSINESS PARK AND BEING IN LOUISVILLE METRO (CASE NO. 16STREETS1015).**

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

- Attachments:** [16STREETS1015\\_PC\\_Minutes\\_10.20.16.pdf](#)  
[16STREETS1015\\_plat.pdf](#)  
[16STREETS1015\\_Staff\\_Report.pdf](#)  
[16STREETS1015\\_Legal\\_Description.pdf](#)

This item was held in committee.

4. [O-404-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 5501 LOVERS LANE AND 5502 BILLTOWN ROAD CONTAINING 0.21 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 15ZONE1059).**

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

- Attachments:** [15ZONE1059\\_LD&T\\_Minutes\\_09.22.16.pdf](#)  
[15ZONE1059\\_Legal\\_Description.pdf](#)  
[15ZONE1059\\_PC\\_Minutes\\_10.20.16.pdf](#)  
[15ZONE1059\\_Report\\_Of\\_Geotechnical\\_Engineering\\_Investigation.pdf](#)  
[15ZONE1059\\_Staff\\_Reports.pdf](#)  
[15ZONE1059\\_Development\\_Plan.pdf](#)  
[15ZONE1059\\_Exhibit\\_Book.pdf](#)  
[15ZONE1059\\_Findings\\_Of\\_Fact.pdf](#)  
[15ZONE1059\\_Justification\\_Statement.pdf](#)

This item was held in committee.

5. [O-405-16](#)

**AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL AND OR-2  
OFFICE/RESIDENTIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1125 AND  
1127 LOGAN STREET CONTAINING 0.22 ACRES AND BEING IN LOUISVILLE METRO  
(CASE NO. 16ZONE1018)**

Sponsors: Primary Madonna Flood (D-24)

Attachments: [16ZONE1018\\_Legal\\_Description.pdf](#)  
[16ZONE1018\\_PC\\_Minutes\\_10.20.16.pdf](#)  
[16zone1018\\_Plan.pdf](#)  
[16ZONE1018\\_Staff\\_Reports.pdf](#)  
[16ZONE1018.Findings\\_Of\\_Fact.pdf](#)  
[16ZONE1018\\_Justification\\_Statement.pdf](#)  
[16ZONE1018\\_LD&T\\_Minutes\\_09.22.16.pdf](#)

This item was held in committee.

## Adjournment

Without objection, Chair Person Flood adjourned the meeting at 3:00 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 December 8, 2016.