

## Pollock, Heather M.

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**From:** Artie Buschemeyer <arbuschemeyer@gmail.com>  
**Sent:** Thursday, March 10, 2022 12:29 PM  
**To:** Pollock, Heather M.  
**Subject:** Short term rental 613 Briar Hill Rd

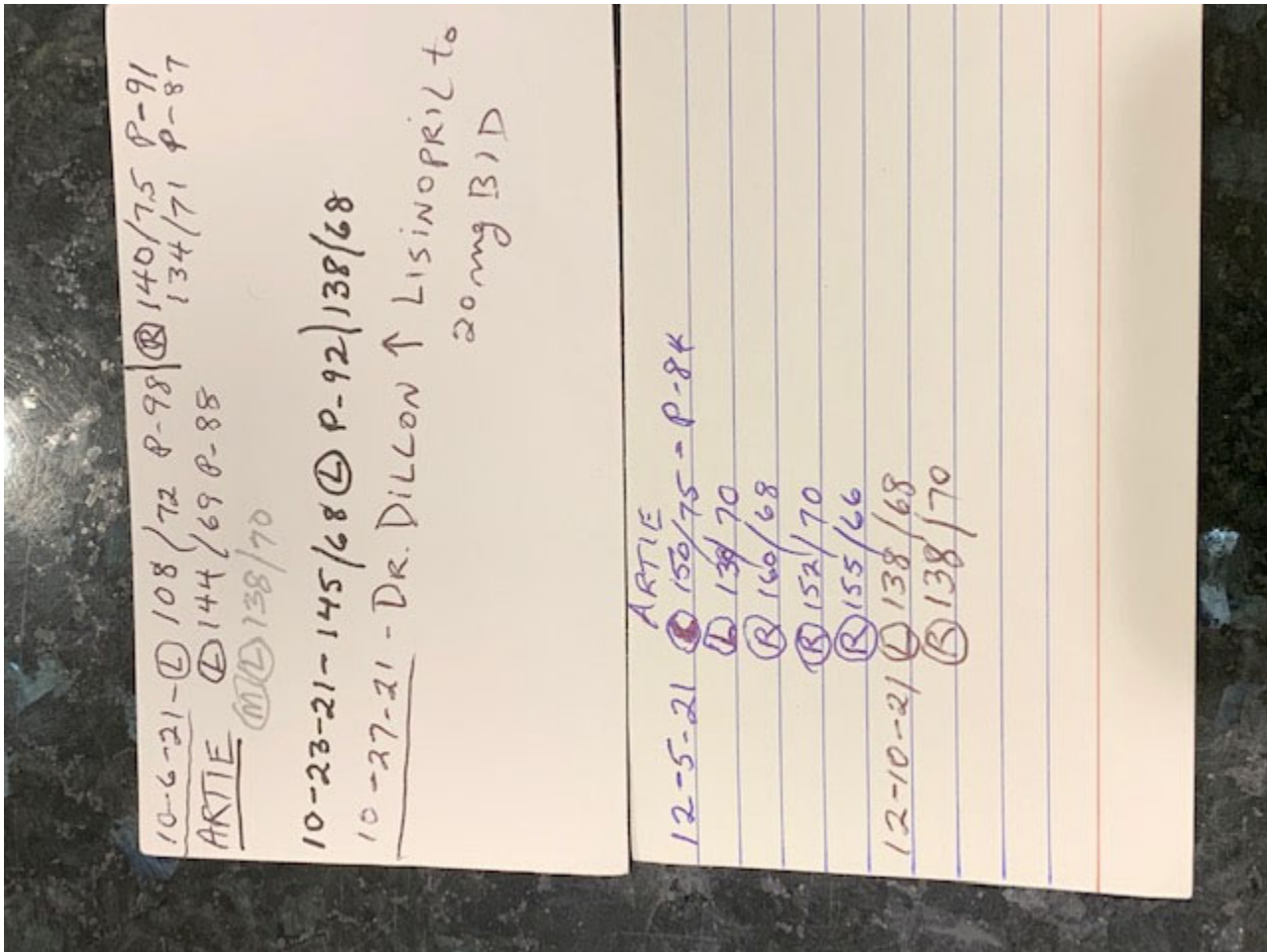
**Categories:** Completed

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Dear Ms. Pollock,

We are sending you this email to inform you that my husband and I are totally opposed to having an AIR B&B on Briar Hill Rd. This is a family oriented neighborhood consisting of single family homes. It is not the proper neighborhood for a short term rental property. We are referring to case # 22-CUPPA-0043 located at 613 Briar Hill Rd.

Cooper and Artha Buschemeyer  
511 Briar Hill Rd  
H- 502-895-0770  
Cell-502-552-2751. Cooper  
Cell-502-552-0898



Sent from my iPhone

## Pollock, Heather M.

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**From:** Haberman, Joseph E  
**Sent:** Thursday, August 4, 2022 11:59 AM  
**To:** Pollock, Heather M.  
**Cc:** Davis, Brian  
**Subject:** FW: Public Hearing Item Comment Form [#110]

**Categories:** Print Email

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**From:** Louisville Metro <no-reply@wufoo.com>  
**Sent:** Thursday, August 4, 2022 11:57 AM  
**To:** Haberman, Joseph E <Joseph.Haberman@louisvilleky.gov>  
**Cc:** Davis, Brian <Brian.Davis@louisvilleky.gov>  
**Subject:** Public Hearing Item Comment Form [#110]

<b>Name *</b>	B Anonymous
<b>Address *</b>	<input type="checkbox"/> Briar Hill Rd. Louisville, KY 40206 United States
<b>What is the case number of the development application? *</b>	22-CUP-0142
<b>Comments *</b>	I'm against having a large house in our neighborhood turned into an Airbnb. Concerned about increased traffic, parties, noise. I'm opposed to this proposal.
<b>Would you like the Louisville Metro case manager to contact you to discuss your comments? *</b>	No

▪

## **Pollock, Heather M.**

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**From:** Jeanne Baldwin <jeannekbaldwin@gmail.com>  
**Sent:** Wednesday, August 3, 2022 1:08 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS case #22-CUP-0142

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Dear Heather,

I am against the rezoning of 613 Briar Hill Road to a short term rental(air bnb).PDS case #22-CUP-0142.

I have lived at 605 Briar Hill for 29 years. I am very concerned about the misbehavior and noise of short term renters. Plus, I feel this will pave the way for additional short term rentals in the area. Additionally , If these owners sell the Short term rental will be passed to the next owner who may not care what happens on our street.

Our neighborhood has a deed stating all lots in the subdivision “be used for residential purpose only.” This clearly violates the rules of our subdivision.

Please deny this zoning change.

Thank you.

Jeanne Baldwin  
605 Briar Hill Road  
Louisville, KY 40206

Sent from my iPad

## Pollock, Heather M.

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**From:** Richard Beatty <dickandc@twc.com>  
**Sent:** Monday, June 27, 2022 2:09 PM  
**To:** Pollock, Heather M.  
**Cc:** ahamilton2152@gmail.com; ckbutler@aol.com  
**Subject:** PDS Case # 22-CUP-0142

**Categories:** Print Email, Respond

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Heather Pollock

Planner

Planning and Design Services

Dept. of Development, Louisville

444 South Fifth St., Suite 300

Louisville, KY 40202

Dear Ms. Pollock:

We are writing in regard to PDS Case #22-CUP-0142, related to the Forwith home at 613 Briar Hill Road. We have resided at 600 Cloverlea Road, an adjoining property, for 36 years. We are very concerned at the prospect of the Forwith property becoming available for short-term rentals. Our reasons are as follows:

1. Short-term renters come to town to have a good time. A good portion of them will be in the mood to party, especially in the evening after their daytime activities are over. We are concerned that the party mood may result in an unpleasant and disruptive situation for our quiet neighborhood.

2. The house in question has the capability of providing 6 bedrooms. That would yield a bigger crowd, more likely to be motivated to have a good time with more noise and more alcohol as a possibility.
  
3. The property in question has a backyard with a deck, BBQ grill, etc., that backs up to our own property. We have a stream, Beals Branch, that runs through our yard, that is an attraction for the young and old of the neighborhood, who are generally respectful of our property and our privacy. We are concerned that renters—strangers—may also be drawn to the stream, possibly with cocktails, etc. That effectively turns our yard into a public park. We really don't want that environment to spill over into our yard, and it is only natural that it would, especially if there are children involved, who will automatically run to the stream, with the adults to follow.
  
4. This is a completely residential neighborhood, close to schools and oriented to families, which has been very desirable simply for that reason. It is our feeling that allowing even one short-term rental may result in a permanent change to the character of the neighborhood. In addition, it opens the door to additional rental properties of that sort. We fear that this would not only change the character and desirability of the neighborhood, but also affect the value of our, and other, properties.
  
5. It is our understanding that the deed restrictions of the Briar Hill subdivision limit the neighborhood to residential use only. Would not allowing short-term rentals actually break that restriction? I can see no justification for breaking a restriction that has always applied to all residents equally, just to satisfy the wishes of one set of owners, who are leaving the neighborhood and may have less interest in preserving the home values of their former neighbors.

Thank you for your kind attention. If you have any questions, please respond to this email or call us at 502-893-0326.

Respectfully,

Richard and Lucretia Beatty

## Pollock, Heather M.

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**From:** Chris Beilman <hcbeilman@gmail.com>  
**Sent:** Thursday, March 10, 2022 12:36 PM  
**To:** Pollock, Heather M.  
**Cc:** Anita Beilman  
**Subject:** RE: 613 Briar Hill Road Zoning to Allow Airbnb

**Categories:** Completed

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Heather,

We do NOT want the house to become an Airbnb. Please vote NO to change the zoning of this property.

Thank you,

Chris and Anita Beilman  
504 Briar Hill Rd

Begin forwarded message:

**From:** Cmorris174 <[cmorris174@aol.com](mailto:cmorris174@aol.com)>  
**Date:** Mar 10, 2022 at 10:44 AM  
**To:** Ahamilton2152 <[ahamilton2152@gmail.com](mailto:ahamilton2152@gmail.com)>, Alisonbrehm <[alisonbrehm@twc.com](mailto:alisonbrehm@twc.com)>, Amyzink <[amyzink@aol.com](mailto:amyzink@aol.com)>, Anitabeilman <[anitabeilman@gmail.com](mailto:anitabeilman@gmail.com)>, Arbuschemeyer <[arbuschemeyer@gmail.com](mailto:arbuschemeyer@gmail.com)>, Betseydaniel <[betseydaniel@yahoo.com](mailto:betseydaniel@yahoo.com)>, Beverlytjones <[beverlytjones@bellsouth.net](mailto:beverlytjones@bellsouth.net)>, Maddoxbms <[maddoxbms@hotmail.com](mailto:maddoxbms@hotmail.com)>, Rhweekly <[rhweekly@bellsouth.net](mailto:rhweekly@bellsouth.net)>, Elstner <[elstner@gmail.com](mailto:elstner@gmail.com)>, Bkarem1 <[bkarem1@gmail.com](mailto:bkarem1@gmail.com)>, Candiceluyk <[candiceluyk@gmail.com](mailto:candiceluyk@gmail.com)>, Ckbutler <[ckbutler@aol.com](mailto:ckbutler@aol.com)>, Celstner <[celstner@gmail.com](mailto:celstner@gmail.com)>, KCarter@hilliard.com <[kcarter@hilliard.com](mailto:kcarter@hilliard.com)>, Hcbeilman <[hcbeilman@gmail.com](mailto:hcbeilman@gmail.com)>, Wcbusch <[wcbusch@yahoo.com](mailto:wcbusch@yahoo.com)>, Corey Knopf <[corey.e.knopf@gmail.com](mailto:corey.e.knopf@gmail.com)>, Ccmaddox <[ccmaddox@hotmail.com](mailto:ccmaddox@hotmail.com)>, Dscullin44 <[dscullin44@gmail.com](mailto:dscullin44@gmail.com)>, Evie Clare <[evie\\_clare@yahoo.com](mailto:evie_clare@yahoo.com)>, Fred Shuck <[fred.shuck@gmail.com](mailto:fred.shuck@gmail.com)>, Gwjii <[gwjii@juno.com](mailto:gwjii@juno.com)>, Ianluyk@gmail.com <[ianluyk@gmail.com](mailto:ianluyk@gmail.com)>, Jjones <[jjones@vhrlaw.com](mailto:jjones@vhrlaw.com)>, Jaime.alegnani@gmail.com <[jaime.alegnani@gmail.com](mailto:jaime.alegnani@gmail.com)>, Jekarem <[jekarem@gmail.com](mailto:jekarem@gmail.com)>, Jayelavelle <[jayelavelle@hotmail.com](mailto:jayelavelle@hotmail.com)>, Jeannekbaldwin <[jeannekbaldwin@gmail.com](mailto:jeannekbaldwin@gmail.com)>, Jenncorum721 <[jenncorum721@gmail.com](mailto:jenncorum721@gmail.com)>, Jensfey1 <[jensfey1@gmail.com](mailto:jensfey1@gmail.com)>, Gerald@riverhillcapital.com <[gerald@riverhillcapital.com](mailto:gerald@riverhillcapital.com)>, Jalegn01 <[jalegn01@yahoo.com](mailto:jalegn01@yahoo.com)>, JohnLavelleSr@gmail.com <[johnlavellesr@gmail.com](mailto:johnlavellesr@gmail.com)>, Ryan8980@bellsouth.net <[ryan8980@bellsouth.net](mailto:ryan8980@bellsouth.net)>, Kendall@kendallcogan.com <[kendall@kendallcogan.com](mailto:kendall@kendallcogan.com)>, Kcorum17 <[kcorum17@gmail.com](mailto:kcorum17@gmail.com)>, Larryefey <[larryefey@gmail.com](mailto:larryefey@gmail.com)>, Kylady13 <[kylady13@gmail.com](mailto:kylady13@gmail.com)>, Marcia Gering <[marcia.gering@gmail.com](mailto:marcia.gering@gmail.com)>, Marthamartin777 <[marthamartin777@bellsouth.net](mailto:marthamartin777@bellsouth.net)>, Mafw1959 <[maf1959@gmail.com](mailto:maf1959@gmail.com)>, Maryham628 <[maryham628@gmail.com](mailto:maryham628@gmail.com)>, Beccagvazdinskas <[beccagvazdinskas@gmail.com](mailto:beccagvazdinskas@gmail.com)>, Matt1975 <[matt1975@gmail.com](mailto:matt1975@gmail.com)>, Polurgold

<[polurgold@bellsouth.net](mailto:polurgold@bellsouth.net)>, Pamelamccullough <[pamelamccullough@hotmail.com](mailto:pamelamccullough@hotmail.com)>, Fivelibys <[fivelibys@gmail.com](mailto:fivelibys@gmail.com)>, Penny Miller <[penny.miller@twc.com](mailto:penny.miller@twc.com)>, Rblankenbaker <[rblankenbaker@gmail.com](mailto:rblankenbaker@gmail.com)>, Superbec Rb <[superbec.rb@gmail.com](mailto:superbec.rb@gmail.com)>, Robinscullin1 <[robinscullin1@gmail.com](mailto:robinscullin1@gmail.com)>, Sffjdmd <[sffjdmd@gmail.com](mailto:sffjdmd@gmail.com)>, Scogan <[scogan@wave3.com](mailto:scogan@wave3.com)>, Stacilivendale <[stacilivendale@gmail.com](mailto:stacilivendale@gmail.com)>, Stevebrehm <[stevebrehm@twc.com](mailto:stevebrehm@twc.com)>

**Subject: Briar Hill Road**

Good morning:

I guess you saw the email from Sue Forwith about their plans to convert their home into an Airbnb.

This will be put to a zoning vote **next week**. If you have thoughts on the subject please contact:

Case Manager: Heather Pollock at: [heather.pollock@louisvilleky.gov](mailto:heather.pollock@louisvilleky.gov)

Case # 22 CUPPA -0043

Let her know you are opposed to short term rental at 613 Briar Hill Road, 40206.

Time is of the essence as the vote will be on the 16th.

Thank you,

Barbara Morris

601 BHR



## Pollock, Heather M.

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**From:** Haberman, Joseph E  
**Sent:** Thursday, August 4, 2022 11:58 AM  
**To:** Pollock, Heather M.  
**Cc:** Davis, Brian  
**Subject:** FW: Public Hearing Item Comment Form [#109]

**Categories:** Print Email

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**From:** Louisville Metro <no-reply@wufoo.com>  
**Sent:** Thursday, August 4, 2022 11:55 AM  
**To:** Haberman, Joseph E <Joseph.Haberman@louisvilleky.gov>  
**Cc:** Davis, Brian <Brian.Davis@louisvilleky.gov>  
**Subject:** Public Hearing Item Comment Form [#109]

**Name \*** Beverly Jones

**Address \***   
513 Briar Hill Rd  
Louisville, KY 40206  
United States

**Email** [beverlytjones@bellsouth.net](mailto:beverlytjones@bellsouth.net)

**Phone Number** (502) 417-4216

**What is the case number of the development application? \***  
Case # 22-CUP-0142

**Comments \***

I am writing to express support for the Forwith's application. They will be model owners for a short-term rental. Their property is immaculate and I am positive they will keep it maintained. I also trust that they will outline strict policies and enforce those policies related to who can rent, who can access the property, etc. And I am sure they will shut down any

exceptions quickly. I am excited about this opportunity for our neighborhood. My daughter's family is visiting for 10 days. We do not have the space for them, plus they want their own privacy. How wonderful it would be for them to be down the street instead of a Hotel. The Forwith's have received much backlash from residents of our street who are older and very resistant to change. Those folks only read/hear the horror stories of AirBNBs in the media. At the neighborhood meeting, they were concerned about the noise of loud parties. The Forwith's attempted to explain how they would enforce their policies, but were basically shut down by the complaining. Several took this proposal as a personal attack on themselves – not appropriate to use this approach! It is the Forwith's property and they do not need approval of their use of the property as long as it is legal. We currently have families with teenagers on the street – who can sometimes have loud evenings. I can bet the Forwith's tenants will be quieter. A few of the more vocal folks against the proposal live a good block or two from the Forwith's, and Whitehall is much closer to most of Briar Hill than the Forwith's house. We experience parties most every Friday and Saturday nights! AirBNB's are here to stay. It is not a matter of IF we have one close by, it is a matter of when and who opens one. The Forwith's are the folks to whom I would entrust this process.

**Would you**    **No**  
**like the**  
**Louisville**  
**Metro case**  
**manager to**  
**contact you**  
**to discuss**  
**your**  
**comments? \***

■

Heather Pollock  
Louisville Metro Planning and Design Services  
444 S. 5<sup>th</sup> Street  
3<sup>rd</sup> Floor  
Louisville, KY 40202  
April 12, 2022

Dear Ms. Pollock,

We have learned that the owners of the home at 613 Briar Hill Rd wish to obtain a conditional use permit allowing short term rental (Airbnb) of their home. Case # 22-CUPPA-0043

We believe that this change would likely damage the neighborhood for the following reasons:

1. Briar Hill Rd is a quiet, family-oriented neighborhood. There are many retirees and families with young children.
2. 613 is a very large home with numerous bedrooms and family rooms where a large group of people could gather once rented.
3. The back yard is quite large and can accommodate a very large gathering.
4. Owners of Airbnb's in the area have had problems with large parties being held by short term renters with heavy drinking and loud noise (example: Eastover Court)
5. Also, the coming and going and parking congestion from numerous cars is not fitting for the street.
6. The owners of the home will not be on site to monitor the activities of the renters.

We implore Planning and Design Services to encourage the owners of 613 Briar Hill Rd to withdraw the application for a conditional use permit.

Thank you for your assistance in this matter.

Sincerely,

W. Cooper Buschemeyer, Jr. M.D.

Artha M. Buschemeyer

511 Briar Hill Road  
Louisville, KY 40206  
502-895-0770

CC: Julia Williams

**From:** [stpinlou@aol.com](mailto:stpinlou@aol.com)  
**To:** [Pollock, Heather M.](#)  
**Subject:** Case # 22-CUPPA-0043 Pre-app for STR  
**Date:** Friday, April 29, 2022 12:22:44 PM  
**Attachments:** [Atty-LexRd v BriarHill-Restrictions.pdf](#)  
[Atty-LexRd v Briar Hill APO List.pdf](#)

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Heather,

I represent the Lexington Road Preservation Association and many nearby neighbors in opposition to the application from the above property. The applicants have had a neighborhood meeting, and, as I understand it, are now trying to decide whether to proceed with a formal application. If they do, please notify me of the application. Thanks.

Although BOZA will not enforce deed restrictions, I am sending you for the file a copy of the Briar Hill S/D deed restrictions which limit use to "used for residence purposes only".

In addition, I am attaching our list of APO's for the property.

Steve Porter

**Stephen T. Porter**  
Attorney at Law  
2406 Tucker Station Road  
Louisville, KY 40299  
502-905-9991  
[stpinlou@aol.com](mailto:stpinlou@aol.com)

**Pollock, Heather M.**

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**From:** PJC <pamelaclancy57@gmail.com>  
**Sent:** Wednesday, August 3, 2022 10:17 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS Case #22-CUP-0142

**Categories:** Print Email

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Louisville Metro Board of Zoning Adjustment (BOZA)  
c/o Heather Pollock, Planner  
Planning and Design Services  
Department of Develop Louisville  
444 South Fifth Street, Suite 300  
Louisville, KY 40202

RE: PDS Case #22-CUP-0142  
DT: August 4, 2022

I am a homeowner at 613 Cressbrook Drive and am one house and one street away from this home which has an application for Short Term Rental on 613 Briar Hill. I am opposed to this application.

I bought into this neighborhood back in 2008 and expect it to continue to be a residential area where owners live in their homes.

I was shocked to learn that the owners of 613 Briar Hill (PDS Case #22-CUP-0142) are leaving the neighborhood. The owners of 613 Briar Hill sent out a neighborhood notice earlier this spring wanting to get us all onboard with their request. They never said they were moving away. I find this very deceitful and disingenuous. So their plan compounds itself with dishonesty.

Lastly, I do not want this to allow for more short term rentals in my home neighborhood. You know the Deed of Restrictions on this area and I trust you will make the right determination on this request.

Thank you,  
Mrs. Pamela Clancy  
613 Cressbrook Drive  
Louisville, KYT 40206

## Pollock, Heather M.

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**From:** Hollander, Bill H.  
**Sent:** Friday, April 8, 2022 11:31 AM  
**To:** Pollock, Heather M.; diane cooke  
**Cc:** Ethridge, Kyle  
**Subject:** FW: Briar Hill

**Categories:** Completed

Diane –

I am forwarding this to Heather Pollock. The email address you used was incorrect.

Bill



**Councilman Bill Hollander** | Ninth District Councilman  
Louisville Metro Council  
601 W. Jefferson Street | Louisville, KY 40202  
d: (502) 574-1109

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**From:** Hollander, Bill H.  
**Sent:** Friday, April 8, 2022 11:22 AM  
**To:** diane cooke <dimacooke@aol.com>  
**Cc:** Ethridge, Kyle <Kyle.Ethridge@louisvilleky.gov>; heatherpollock@louisvilleky.gov  
**Subject:** RE: Briar Hill

Diane –

This isn't a proposed zoning change. It's a request for a Conditional Use Permit to allow a home to be used as a short-term rental by an owner who does not live in the house. The first step in that request is a neighborhood meeting, scheduled for April 18 at 7 pm at 613 Briar Hill Road. If it proceeds beyond that, there will be a hearing before the Board of Zoning Adjustment (BOZA), which will make the decision. Conditional Use Permits do not come before Metro Council

As in all cases, I urge anyone interested to attend the neighborhood meeting and communicate to BOZA, either in person at a meeting or by email. We'll have the dates for any BOZA meetings and the name of the case manager in our newsletter.

Bill



**Councilman Bill Hollander** | Ninth District Councilman  
Louisville Metro Council  
601 W. Jefferson Street | Louisville, KY 40202  
d: (502) 574-1109

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**From:** diane cooke <[dimacooke@aol.com](mailto:dimacooke@aol.com)>

**Sent:** Friday, April 8, 2022 10:51 AM

**To:** Hollander, Bill H. <[Bill.Hollander@louisvilleky.gov](mailto:Bill.Hollander@louisvilleky.gov)>; [heatherpollock@louisvilleky.gov](mailto:heatherpollock@louisvilleky.gov)

**Subject:** Briar Hill

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Hi Bill

Several neighbors have called about the request for a Zoning change on 613 Briar Hill Road

They are opposed to the zoning change case # 22 CUPPA 0043 for a short term rental.

The neighbors are concerned that the property will be rented out short term and large gathering could potentially take place and many strange people coming and going in the quiet neighborhood that they have so much enjoyed.

We are looking into the deed restrictions for the neighborhood and the possibility that the change is not allowed in this neighborhood.

They are members of the Lexington Road Preservation neighborhood assoc.

We do to request the zoning change be denied.

Thanks

Diane Cooke

Lexington Road Preservation

President

502 724 0920

Hm 502 893 6674

## Pollock, Heather M.

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**From:** Brian Elstner <elstner@gmail.com>  
**Sent:** Friday, March 11, 2022 2:31 PM  
**To:** Pollock, Heather M.  
**Subject:** Re: Opposition to Airbnb at 613 Briar Hill Road

**Categories:** Print Email

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Sorry, this is in regards to Case # 22 CUPPA -0043.

On Fri, Mar 11, 2022, 2:18 PM Brian Elstner <[elstner@gmail.com](mailto:elstner@gmail.com)> wrote:

Hi Ms. Pollock,

I live kitty corner to this address and I have three children. I can tell you first hand that 709 briar hill allowed for Airbnb before it was sold and they had several parties at the house as a result.

613 briar hill is a large house and it will host a much larger number of guests. It simply comes down to a safety issue for my family. More cars and more people that aren't vested in the neighborhood. Quite simply, this puts all children at a higher risk...

This is a residential neighborhood, people should not be able to buy a house and then convert it into an investment property. The family does not need the money as they are building a house elsewhere. Converting this house to an Airbnb in no way benefits this family oriented neighborhood and raises many safety concerns.

Sincerely,

Brian Elstner  
3086 Beals Branch Rd  
773.505.6064



## **Pollock, Heather M.**

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**From:** Pollock, Heather M.  
**Sent:** Friday, June 17, 2022 3:29 PM  
**To:** Ethridge, Kyle  
**Cc:** Hollander, Bill H.; Artie Buschemeyer  
**Subject:** RE: 22-CUPPA-0043 - 613 Briar Hill CUP

Good afternoon,

I was able to speak to Ms. Buschemeyer about this CUPs request and what the next steps will be.

All comments received during the pre-application phase will be included with the documents submitted to the Board for a public hearing. So the residents would not need to write new letters, but they can do so if they would like to update their comments.

The public hearing has not been scheduled for this case yet but I expect it will go before the Board in August as all of our July agendas are full.

It will depend on which date works best for the applicant.

Best,

**Heather Pollock**

**Planner I**

**Planning & Design Services**

**(502)574-8695**

<https://louisvilleky.gov/government/planning-design>

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**From:** Ethridge, Kyle <Kyle.Ethridge@louisvilleky.gov>  
**Sent:** Wednesday, June 15, 2022 1:32 PM  
**To:** Pollock, Heather M. <Heather.Pollock@louisvilleky.gov>  
**Cc:** Hollander, Bill H. <Bill.Hollander@louisvilleky.gov>; Artie Buschemeyer <arbuschemeyer@gmail.com>  
**Subject:** 22-CUPPA-0043 - 613 Briar Hill CUP

Heather,

Good afternoon! We received a call from Artie Buschemeyer, copied on this email, regarding the proposed CUP on Briar Hill. She has a couple questions that we were hoping you could answer.

I understand that a formal application has been filed for Briar Hill, and it has a different case number. Will the older comments sent with the original case number be transferred to the new case, or will residents need to write new letters?

Also, I haven't seen any notifications for a meeting on this property. Is it still in the review stage?

Thanks so much,  
Kyle



**Ms. Kyle Ethridge** | Legislative Assistant  
Office of Councilman Bill Hollander  
601 W. Jefferson Street | Louisville, KY 40202  
d: (502) 574-3908 o: (502) 574-1109

Click [here](#) to sign up for the bi-weekly District 9 weekly eNews, and sign up for the D9 [blog](#) for the latest neighborhood news and alerts!

## **Pollock, Heather M.**

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**From:** Lawrence Fey <larryefey@gmail.com>  
**Sent:** Thursday, March 10, 2022 11:58 AM  
**To:** Pollock, Heather M.  
**Subject:** Case #22-CUPPA-0043 (Zoning Change)

**Categories:** Print Email, Respond, Alert

CAUTION: This email came from outside of Louisville Metro. Do not click links or open attachments unless you recognize the sender and know the content is safe

Hello Ms. Pollock:

We are concerned that a property on our street will be used as a short term rental. We protest the usage of 613 Briar Hill Road as a rental. Please refer to case # 22-CUPPA-0043.

We trust as you consider a zoning change for our street that you will heed the concerns of the residents.

Thank you for considering our concerns.

Lawrence and Jennifer Fey

## Pollock, Heather M.

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**From:** French, Christopher S.  
**Sent:** Wednesday, August 3, 2022 9:04 AM  
**To:** Pollock, Heather M.  
**Subject:** FW: Public Hearing Item Comment Form [#107]

**Categories:** Print Email

Heather, Brian received this comment on your case. Please make sure you are assigned as case manager in Accela. This case is on for August 15 so this comment should be included with the agenda item.

Thank you

**Chris French, AICP**  
Planning & Design Supervisor  
Planning & Design Services  
Department of Develop Louisville  
*LOUISVILLE FORWARD*  
444 South Fifth Street, Suite 300  
Louisville, KY 40202  
(502) 574-5256

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**From:** Davis, Brian <Brian.Davis@louisvilleky.gov>  
**Sent:** Wednesday, August 3, 2022 8:33 AM  
**To:** French, Christopher S. <Christopher.French@louisvilleky.gov>  
**Cc:** Haberman, Joseph E <Joseph.Haberman@louisvilleky.gov>  
**Subject:** FW: Public Hearing Item Comment Form [#107]

No assigned staff in Accela for this one.

**Brian Davis, AICP**  
**Planning Manager**  
**Planning & Design Services**  
**(502) 574-5160**  
[brian.davis@louisvilleky.gov](mailto:brian.davis@louisvilleky.gov)

---

**From:** Louisville Metro <[no-reply@wufoo.com](mailto:no-reply@wufoo.com)>  
**Sent:** Wednesday, August 3, 2022 8:31 AM  
**To:** Haberman, Joseph E <[Joseph.Haberman@louisvilleky.gov](mailto:Joseph.Haberman@louisvilleky.gov)>  
**Cc:** Davis, Brian <[Brian.Davis@louisvilleky.gov](mailto:Brian.Davis@louisvilleky.gov)>  
**Subject:** Public Hearing Item Comment Form [#107]

Name \*

William Fust

Address \*



506 Cloverlea Road  
Louisville, KY 40206  
United States

**Email** [bfust@vintage-vfi.com](mailto:bfust@vintage-vfi.com)

**Phone Number** (502) 727-6084

**What is the case number of the development application? \*** 22-CUP-0142

**Comments \*** We are opposed to a short term rental (Airbnb or VRBO) property in the neighborhood. We are not opposed to a long term rental property in the neighborhood.

**Would you like the Louisville Metro case manager to contact you to discuss your comments? \*** No

**From:** [Hollander, Bill H.](#)  
**To:** [Pollock, Heather M.](#); [diane cooke](#)  
**Cc:** [Ethridge, Kyle](#)  
**Subject:** FW: Briar Hill  
**Date:** Friday, April 8, 2022 11:31:05 AM  
**Attachments:** [image001.png](#)  
[image003.png](#)  
[image005.png](#)

---

Diane –

I am forwarding this to Heather Pollock. The email address you used was incorrect.

Bill

**Councilman Bill Hollander** | Ninth District Councilman  
Louisville Metro Council  
601 W. Jefferson Street | Louisville, KY 40202  
d: (502) 574-1109

Click [here](#) to sign up for the District 9 eNews!

---

**From:** Hollander, Bill H.  
**Sent:** Friday, April 8, 2022 11:22 AM  
**To:** diane cooke <[dimacooke@aol.com](mailto:dimacooke@aol.com)>  
**Cc:** Ethridge, Kyle <[Kyle.Ethridge@louisvilleky.gov](mailto:Kyle.Ethridge@louisvilleky.gov)>; [heatherpollock@louisvilleky.gov](mailto:heatherpollock@louisvilleky.gov)  
**Subject:** RE: Briar Hill

Diane –

This isn't a proposed zoning change. It's a request for a Conditional Use Permit to allow a home to be used as a short-term rental by an owner who does not live in the house. The first step in that request is a neighborhood meeting, scheduled for April 18 at 7 pm at 613 Briar Hill Road. If it proceeds beyond that, there will be a hearing before the Board of Zoning Adjustment (BOZA), which will make the decision. Conditional Use Permits do not come before Metro Council .

As in all cases, I urge anyone interested to attend the neighborhood meeting and communicate to BOZA, either in person at a meeting or by email. We'll have the dates for any BOZA meetings and the name of the case manager in our newsletter.

Bill

**Councilman Bill Hollander** | Ninth District Councilman  
Louisville Metro Council  
601 W. Jefferson Street | Louisville, KY 40202  
d: (502) 574-1109

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**From:** diane cooke <[dimacooke@aol.com](mailto:dimacooke@aol.com)>

**Sent:** Friday, April 8, 2022 10:51 AM

**To:** Hollander, Bill H. <[Bill.Hollander@louisvilleky.gov](mailto:Bill.Hollander@louisvilleky.gov)>; [heatherpollock@louisvilleky.gov](mailto:heatherpollock@louisvilleky.gov)

**Subject:** Briar Hill

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---

Hi Bill

Several neighbors have called about the request for a Zoning change on 613 Briar Hill Road

They are opposed to the zoning change case # 22 CUPPA 0043 for a short term rental.

The neighbors are concerned that the property will be rented out short term and large gathering could potentially take place and many strange people coming and going in the quiet neighborhood that they have so much enjoyed.

We are looking into the deed restrictions for the neighborhood and the possibility that the change is not allowed in this neighborhood.

They are members of the Lexington Road Preservation neighborhood assoc.

We do to request the zoning change be denied.

Thanks

Diane Cooke

Lexington Road Preservation

President

502 724 0920

Hm 502 893 6674

**Pollock, Heather M.**

---

**From:** Tracy Grimes <grimestracy72@yahoo.com>  
**Sent:** Wednesday, August 3, 2022 8:13 PM  
**To:** Pollock, Heather M.  
**Subject:** Re: Case # 21-CUPPA-0214

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[Sent from Yahoo Mail on Android](#)

On Tue, May 17, 2022 at 10:54 AM, Tracy Grimes <grimestracy72@yahoo.com> wrote:

Hello

I received the letter regarding the zone change requested at 8407 Tolls Lane. Myself and other neighbors went to the informal meeting that was held on April 18, 2022. Myself and other neighbors voiced our concerns and turned in a petition with almost 30 signatures against the zoning changes. As our questions and concerns could not be answered at this meeting we are wondering when a more formal meeting will be held and how we will be notified? Also since our neighbor at 8409 Tolls Lane now owns this property we would appreciate if the property could be maintained. As the tall grass cause standing water which will increase the bugs with warmer weather approaches us, not to mention the addition rodent population this causes. There is no other property in our neighborhood that looks like this.

Thanks  
Tracy

[Sent from Yahoo Mail on Android](#)



## **Pollock, Heather M.**

---

**From:** Alex Hamilton <ahamilton2152@gmail.com>  
**Sent:** Monday, June 13, 2022 1:23 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS Case #22-CUP\_0142

**Categories:** Respond, Print Email, Alert

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---

Re: PDS Case # 22-CUP-0142

To the Members of the Board of Zoning Adjustments,

We are homeowners residing at 612 Briar Hill Rd, Louisville, KY 40206. The purpose of this letter is to oppose the conditional use permit (CUP) for a short term rental application at 613 Briar Hill Rd which is across the street from our home.

### **SIX BEDROOM STR IS TOO DISRUPTIVE**

Our street is a quiet residential area. The applicant is proposing to use this property as an absentee short term rental. This is a large home with six bedrooms, a very large backyard, a screened porch and a hot tub. Given the size and the amenities, it is inevitable that this property will be rented to large groups. We are very concerned about the noise, litter, parking problems and general misbehavior that can accompany such short term rentals particularly where the owner is absent and unable to monitor the activities.

The constant turnover of a short term rental only makes these concerns part of a never ending cycle of potential problems. Many short term renters, particularly those in large groups, while perhaps being mindful of property damage, do not concern themselves with noise, litter and disorderly behavior. While the owners can certainly assess renters for any property damage, we and the surrounding neighbors are faced with potential disorderly behavior on a regular basis with little recourse. The owners may attempt to reduce the risk of "problem" short term renters in the marketing of their property but there is, in fact, little that they can do to minimize the risk. The owners may argue that they will prevent future rentals by the same "problem" people but it's too late by then. Of course, most groups that tend to cause problems don't return anyway; think bachelor/bachelorette parties, bourbon trail groups, etc.

### **ABSENTEE OWNERSHIP MAKES THIS A NON-RESIDENTIAL PROPERTY**

As absentee owners, they are effectively converting their residential home to a non-residential, commercial property (small hotel). This is a violation of Briar Hill's deed restrictions which require that homes be for residential purposes only and would be totally out of character for the neighborhood.

### **PERMANENT ZONING CHANGE SETS A TERRIBLE PRECEDENT**

In their first email to neighbors, the owners indicated that part of the reason that they wanted to do this was that they were moving to a new home this fall and that autumn would be a bad time to sell their home, implying

that these short term rentals would only be temporary. This misled a number of neighbors who thought this change would only continue until they sold the property. We understand that, if the CUP is approved, the zoning change stays with the property and can be used by subsequent owners. Thus, this is NOT a temporary undertaking by the owners. This would subject us and the surrounding neighbors to a permanent change in the character of the neighborhood. Subsequent owners could be corporations or other outside parties who have no interest in the neighborhood other than maximizing their profits from short term rentals.

According to the map of approved short term rentals, the **only** absentee STR in the general vicinity is on Cannons Lane close to Lexington Road, a much busier area than Briar Hill. If this CUP is approved, this will open the door to other absentee STRs which do not exist now in Briar Hill and the surrounding neighborhoods.

We urge the Board not to approve the CUP for this property.

Sincerely,  
Alex and Mary Hamilton  
612 Briar Hill Rd.  
Louisville, KY 40206  
(502) 649-5120  
[ahamilton2152@gmail.com](mailto:ahamilton2152@gmail.com) or [maryham628@gmail.com](mailto:maryham628@gmail.com)

## Pollock, Heather M.

---

**From:** Alex Hamilton <ahamilton2152@gmail.com>  
**Sent:** Tuesday, August 2, 2022 5:19 PM  
**To:** Pollock, Heather M.  
**Cc:** Carol Butler; Steve Porter  
**Subject:** PDS Case#22-CUP-0142

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Hi Heather,

We have signed petitions in opposition to this CUP that we would like to submit as part of the record.

I would like to drop off copies of these petitions before the public meeting. Please let me know when and where I can drop them off to you.

To date, we have collected a total of 107 signatures and we understand that there are other signatures being collected. Also, it should be noted that, at this time,

- 6 out of 7 Tier 1 households have signed the petition, and
- 11 out of 13 Tier 2 households have signed the petition.

In addition to the Tier 1 and Tier 2 household signatures, we have collected many more signatures from homes on Briar Hill, Cressbrook Rd, (next street north of Briar Hill) and Cherokee Gardens.

If you have any questions about this, please let me know. Thank you.

Regards, Alex Hamilton

## **Pollock, Heather M.**

---

**From:** KJ Higgs <kellyjohiggs@gmail.com>  
**Sent:** Tuesday, August 2, 2022 5:14 PM  
**To:** Pollock, Heather M.  
**Cc:** ahamilton2152@gmail.com; ckbutler@aol.com  
**Subject:** PDS Case #22-CUP-0142.

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I will be unable to attend the hearing regarding the above case. I would like to express my opposition to the airbnb allowance for the residence on Briar Hill. Our area has restricted this from being allowed and I see no reason to allow any exceptions to the current zoning. Our neighborhood is perfect the way it is and I do not like the idea of a high rate of turnover of new people constantly in the area, nor the problems it could bring along with it. Granting one exception could lead to other homeowners asking for the same and I do not like the idea of rental homes becoming a trend around us. Thank you for allowing me to submit my request to oppose the creation of the rental property and leave the zoning as is.

Kelly Jo Higgs  
604 Cressbrook Drive

## Pollock, Heather M.

---

**From:** Haberman, Joseph E  
**Sent:** Thursday, August 4, 2022 9:29 AM  
**To:** Pollock, Heather M.  
**Cc:** Davis, Brian  
**Subject:** FW: Public Hearing Item Comment Form [#108]

**Categories:** Print Email

For the file.

---

**From:** Louisville Metro <no-reply@wufoo.com>  
**Sent:** Wednesday, August 3, 2022 6:20 PM  
**To:** Haberman, Joseph E <Joseph.Haberman@louisvilleky.gov>  
**Cc:** Davis, Brian <Brian.Davis@louisvilleky.gov>  
**Subject:** Public Hearing Item Comment Form [#108]

**Name \*** Jason Karem

**Address \***   
517 Briar Hill Road  
Louisville, Ky 40206  
United States

**Email** [jekarem@gmail.com](mailto:jekarem@gmail.com)

**What is the** 22-CUP-0142  
**case number**  
**of the**  
**development**  
**application?**

\*

### Comments \*

The Forwith's have been great neighbors of mine for over 20 years. The sense of community they have inspired on our street will be extremely missed. I'm a believer that even though the Forwith's won't physically be living in their Briar Hill home they will still have an emotional investment. That is something that won't leave them after being a part of our neighborhood for over 20 years. I'm very confident in the direction the Forwith's are going in and trust in their judgement to handle their property with the best interest of the street in mind. I also trust that if for whatever reason

this decision puts the street at risk in any way, Sue and Keith will act accordingly to will ensure the safety of their neighbors is upheld.

**Would you**    No

**like the**

**Louisville**

**Metro case**

**manager to**

**contact you**

**to discuss**

**your**

**comments? \***

---

## Pollock, Heather M.

---

**From:** Sarah F Johnson DMD <sffjdmd@gmail.com>  
**Sent:** Wednesday, July 27, 2022 11:40 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS Case #22-CUP\_0142

**Categories:** Respond, Print Email

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Dear Ms Pollock:

RE: PDS Case # 22-CUP-0142

I am writing to oppose the proposed request for 613 Briar Hill Road to be granted a Conditional Use Permit and become a short-term rental property. I have lived at 611 Briar Hill for 25 years and have always enjoyed the peaceful neighborhood and the character of our street. I raised my children on this street and it has always been a quiet and safe place to live.

I believe it is the general consensus amongst both myself and most neighbors nearby that converting 613 to a permanent short-term rental property would almost certainly change the character of our neighborhood in a negative way. Given the house size and the yard size, it is exceedingly unlikely the house would be rented for a quiet couple or a small family. If allowed to be a rental property, it is only a matter of time before a renter chooses to have a large party at this house.

There are numerous examples online and in the news regarding AirBnbs being deceptively rented for a small group or single person and then used for a party of potentially hundreds of people, some of which resulted in police action, damage to neighboring houses, and extensive damage to the property itself, despite the supposed "party ban" put in place by AirBnB. Having the possibility of this happening with each guest would change the character of our neighborhood.

Being immediately next door, I would feel the need to be "on guard" with strangers coming and going constantly. There are many neighborhoods in the area that are higher traffic in which an Airbnb would fit in, but it would be entirely out of character for our street.

Most importantly, the recorded deed restrictions that have existed since our Briar Hill subdivision was developed in the early 1960's, explicitly forbid anything but "residential use" in the subdivision. This would be violated and altered forever, resulting in a potential total change to our neighborhood which would also alter our property values.

Thank you for your time and listening to my concerns. Please do not allow this request to approve the CUP for 613 Briar Hill .

Sarah F Johnson DMD  
611 Briar Hill Road  
Louisville, KY 40206  
502-648-8677  
Sffjdmd@gmail.com

Sent from my iPad



## Pollock, Heather M.

---

**From:** JACKSON & BEVERLY JONES <beverlytjones@bellsouth.net>  
**Sent:** Wednesday, March 16, 2022 3:12 PM  
**To:** Pollock, Heather M.; Sue Forwith  
**Subject:** 613 Briar Hill Road - CASE # 22 CUPPA-0043

**Categories:** Print Email, Respond

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---

Dear Heather,

This email may be too late for the hearing today. I have been swamped at work and just got to this.

I know there has been some push back concerning the proposed AirBNB at 613 Briar Hill Rd

Our family has no problems with it. I believe the people that are opposed have been influenced by a few national media stories that tell the worst about Air BNBs. We have had several family and friends stay at Air BNBs while visiting Louisville. Activity and events can be highly monitored at the homes and I believe the Forwiths will do an excellent job in determining who can stay in their home. I personally would like to use it for family events in coming years.

I do not see any reason NOT to allow this license. The only reason some folks are against it is purely a matter of they don't like change.

Beverly Jones  
513 Briar Hill Rd

502.417.4216

## Pollock, Heather M.

---

**From:** Leigh <leighbomar@gmail.com>  
**Sent:** Wednesday, August 3, 2022 12:48 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS case#22-CUP-0142

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---

Dear Heather

We are adamantly opposed to allowing an air bnb to operate in our neighborhood at 613 Briar Hill road. This is a lovely, quiet, safe neighborhood. We are concerned about a constant turnover of short term rentals that could cause problems with noise litter parking problems and general misbehavior.

When Briar Hill subdivision was built in 1962, the developers officially filed a Deed of Restrictions (Book 3741, Pages 109-111) at the Jefferson County Courthouse, requiring that all lots in the subdivision be *"used for residential purposes only."*

If BOZA grants this CUP, 613 Briar Hill Road will no longer be a "residence." It will become a Short-Term Rental property, with no residents or property owners present during rentals, and this will violate Briar Hill subdivision's Deed of Restrictions.

Please help us fight against this. We want to keep our lovely neighborhood free of short term rentals

Thank you,  
Hal and Leigh Bomar  
601 Cressbrook Drive  
Louisville, KY 40206

502 417-3343  
[Leighbomar@gmail.com](mailto:leighbomar@gmail.com)

**From:** [Bill Maddox](#)  
**To:** [Pollock, Heather M.](#)  
**Subject:** Application for Conditional Use Permit #22-CUPPA-0043  
**Date:** Friday, April 29, 2022 6:48:42 PM

---

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Good Afternoon Ms. Pollock,

My name is Bill Maddox and I am a resident at 604 Briar Hill Rd. which is in the same neighborhood as the CUP that is being applied for in Case #22. I want to voice my opposition to this application and any others that would be sought in this residential area.

It is my understanding that ,if granted, the permit would remain with the address no matter who might own the home. While we know the current owners who would likely police their renters for excess noise and partying there is no neighborhood control guaranteed when or if the property is sold to another individual. This control is not something many of the neighbors would want to give up since our area is currently very quiet and very family oriented.

It has also come to our attention that our deed restrictions in this area specifically state that lots will be used for "residential purposes only". This restriction should preclude any homes being used for short term rental/business purposes. I hope this will be considered in the discussion when making your decision.

It also concerns us that if Case #22 is granted for 613 Briar Hill then it will become easier to grant others in the area should they choose to apply. This is definitely not what we want the future of this neighborhood to look like!

Thank you for the opportunity to submit my feelings regarding this application.

Sincerely,  
Bill Maddox

March 12, 2022  
607 Briar Hill Road  
Louisville KY 40206

Heather Pollock  
444 South Fifth Street, 3<sup>rd</sup> Floor  
Louisville KY 40202

Dear Ms. Pollock,  
We have become aware that the owners of the home at 613 Briar Hill Road are in the process of applying for a license for a short term rental at that address (Case # 22-CUPPA-0043). We are strongly opposed to granting such a license. Our neighborhood is a quiet, residential area with families having young children, and many retirees on the street as well. It has come to our attention that the license is to operate the house as an Airbnb. The possibility of multiple guests staying in this house as well as additional visitors who may visit but not stay in the house will be disruptive to the culture of the neighborhood. We urge the Planning and Design services to deny the issuance of the license. We are copying Ms. Julia Williams on this letter as well. Thank you for your consideration.

Sincerely,

*Daniel Scullin*  
*Robin Scullin*

Daniel & Robin Scullin  
607 Briar Hill Road  
Louisville KY 40206  
502-451-8325

RECEIVED

MAR 14 2022

PLANNING & DESIGN  
SERVICES

April 2, 2022

To Our 1st & 2nd tier neighbors:

Sue & Keith Forwith plan to submit a Conditional Use Permit application to request conditional use of 613 Briar Hill Rd, Louisville KY 40206 for a short-term rental.

In accordance with the procedures of Louisville Metro Planning and Design Services, we have been directed to invite you to discuss this proposal before an application can be filed. This will be an informal meeting to give you the opportunity to review the proposed plan and discuss the proposal with the Forwiths. This meeting will be held in addition to the established public meeting procedures of the Planning Commission and/or the Board of Zoning Adjustment.

The **meeting** to discuss this Conditional Use Permit will be held on: **Monday, April 18 at 7pm** at the Forwith's home, 613 Briar Hill Rd, Louisville KY 40206.

At this meeting, we will explain the process, our plans for the use of the home, and then discuss any concerns you have. We encourage you to attend this meeting and to share your thoughts.

Thank you.



Sue & Keith Forwith

502-468-7310

RECEIVED  
APR 04 2022  
PLANNING &  
DESIGN SERVICES

Heather Pollock  
Louisville Metro Planning and Design Services  
444 S. 5<sup>th</sup> Street  
3<sup>rd</sup> Floor  
Louisville, KY 40202  
April 12, 2022

Dear Ms. Pollock,

We have learned that the owners of the home at 613 Briar Hill Rd wish to obtain a conditional use permit allowing short term rental (Airbnb) of their home. Case # 22-CUPPA-0043

We believe that this change would likely damage the neighborhood for the following reasons:

1. Briar Hill Rd is a quiet, family-oriented neighborhood. There are many retirees and families with young children.
2. 613 is a very large home with numerous bedrooms and family rooms where a large group of people could gather once rented.
3. The back yard is quite large and can accommodate a very large gathering.
4. Owners of Airbnb's in the area have had problems with large parties being held by short term renters with heavy drinking and loud noise (example: Eastover Court)
5. Also, the coming and going and parking congestion from numerous cars is not fitting for the street.
6. The owners of the home will not be on site to monitor the activities of the renters.

We implore Planning and Design Services to encourage the owners of 613 Briar Hill Rd to withdraw the application for a conditional use permit.

Thank you for your assistance in this matter.

Sincerely,

  
W. Cooper Buschemeyer, Jr. M.D.

  
Artha M. Buschemeyer

511 Briar Hill Road  
Louisville, KY 40206  
502-895-0770

CC: Julia Williams

Louisville Metro Planning and Design Services  
444 South 5<sup>th</sup> Street  
3<sup>rd</sup> Floor  
Louisville, KY 40202  
Attn. Ms. Heather Pollock and Ms. Julia Williams

I am writing this letter from the position of the oldest living and longest resident of Briar Hill Rd. I have recently learned that the owners of the home at 613 Briar Hill Rd intend to use the residence for short-term rentals (Airbnb). This change to the use of the home will be devastating to the character of the neighborhood.

My husband and I raised six children in our home at 510 Briar Hill Rd. We were very fortunate to be in a neighborhood where our children could play outside and walk to school at Holy Spirit and Sacred Heart Academy. There are many young children living very near to the home at 613 Briar Hill Rd. Weekday and weekend rentals by strangers of unknown backgrounds could endanger the children playing and visiting their friends. Our street is busy enough when cars are coming and going to area schools twice a day during the week. In addition, we have the expected traffic of construction work trucks, yard maintenance and commercial delivery trucks during the week and on weekends. An Airbnb favorable to large numbers of people would add a good bit of traffic and congestion to our neighborhood. I am also very concerned about the type of rentals which are likely to happen in a large home such as 613 Briar Hill Rd. Large groups of people could gather there for wild parties with heavy drinking. This problem has plagued other neighborhoods in the area. This would endanger our children and elderly residents.

Many people have asked to rent my large, historic home for wedding receptions, but I have steadfastly refused to do anything that would harm our neighbors and reduce our property values. I am, frankly, very surprised that the Forwards would choose to ignore the potential harm to their neighbors and to the neighborhood. I have always regarded them to be wonderful, friendly neighbors, but this decision seems to be out of character for them.

Homes in this area are usually sold very quickly and at premium prices above the asking price. This would seem to be the more favorable way to resolve this problem.

Sincerely,



Elizabeth R. Howard  
510 Briar Hill Rd  
Louisville, KY 40206  
502-893-3427

**RECEIVED**

**APR 20 2022**

**PLANNING & DESIGN  
SERVICES**

**Pollock, Heather M.**

---

**From:** Martha Martin <marthamartin777@bellsouth.net>  
**Sent:** Thursday, March 10, 2022 10:52 AM  
**To:** Pollock, Heather M.  
**Cc:** 'Gerald Martin'  
**Subject:** Case # 22-CUPPA-0043

**Categories:** Completed

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Dear Heather,

We are residents of Briar Hill Road.

We understand our neighbors at **618 Briar Hill Road** have requested a rezoning of their home to use it as an **Airbnb**. Their request is **Case # 22-CUPPA-0043**.

We are against having a commercial property on our residential street which includes many families with young children.

We hope the Metro Planning and Design Service will take this into consideration when making its decision.

Thank you,

Martha and Gerald Martin  
516 Briar Hill Road  
40206



## Pollock, Heather M.

---

**From:** cmorris174@aol.com  
**Sent:** Friday, April 15, 2022 11:41 AM  
**To:** Pollock, Heather M.  
**Subject:** Case # 22 CUPPA-0043

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To whom it may concern:

As residents of Briar Hill Road, we are opposed to the short term rental application for 613 Briar Hill Road, 40206.

This would change the whole fabric of our neighborhood. We are concerned over the unknown 'short term renters' that would use this property and how it would reflect on our property values.

Even though the owners hope to control the 'short term renters', there is no way to guarantee that only civilized individuals will use their house.

And should the owners decide to sell, the change in zoning would stay with the property and there would be no way to monitor the 'renters' who might use 613.

Thank you.

Barbara & Clay Morris  
601 Briar Hill Rd.  
40206  
cmorris174@aol.com  
502-897-9332

## Pollock, Heather M.

---

**From:** cmorris174@aol.com  
**Sent:** Thursday, August 4, 2022 12:02 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS Case #22-CUP-0142

**Categories:** Print Email

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Heather:

We are opposed to the change in the zoning application for Briar Hill Road. PDS Case #22-CUP-0142

This is a long standing neighborhood with residents who take pride in their homes and yards. Turning even one house into a short term rental is a crack in the foundation of this street. This change would be for the property and even though the present owners expect to provide the proper 'supervision' for the people renting their home, if they are no longer the owners, who knows how the rentals will be managed.

Thank you for your consideration.

Barbara & Clay Morris  
601 Briar Hill Rd., 40206

**From:** [Daniel Scullin](#)  
**To:** [Pollock, Heather M.](#); [Williams, Julia](#)  
**Subject:** Objection to Short Term Rental Permit for 613 Briar Hill Road - Case # 22-CUPPA-0043  
**Date:** Saturday, March 12, 2022 12:45:15 PM

---

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Dear Ms. Pollock,

We have become aware that the owners of the home at 613 Briar Hill Road are in the process of applying for a license for a short term rental at that address (Case # 22-CUPPA-0043). We are strongly opposed to granting such a license. Our neighborhood is a quiet, residential area with families having young children, and many retirees on the street as well. It has come to our attention that the license is to operate the house as an Airbnb. The possibility of multiple guests staying in this house as well as additional visitors who may visit but not stay in the house will be disruptive to the culture of the neighborhood. We urge the Planning and Design services to deny the issuance of the license. We are copying Ms. Julia Williams on this email as well. Thank you for your consideration.

Sincerely,  
Danie & Robin Scullin  
607 Briar Hill Road  
Louisville KY 40206  
502-451-8325

**Pollock, Heather M.**

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**From:** gearl@iglou.com  
**Sent:** Thursday, August 4, 2022 9:46 PM  
**To:** Pollock, Heather M.  
**Subject:** 22-CUP-0142 613 Briar Hill Road

**Categories:** Print Email, Alert

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From the information provided in Accela, I cannot discern if this proposed non-host/owner short term rental is within 600 feet of a proposed or existing non-host/owner short term rental. I believe this information should be provided on Accela.

If this proposed non-host/owner occupied short term rental is within 600 feet of an existing non-host/owner short term rental, I object to issuance of a conditional use permit.

Louisville has a 30,000 unit housing shortage. Issuance of a conditional use permit for a non-host/owner occupied short term rental increases the housing shortage. Furthermore, short term rentals, especially multiple short term rentals within 600 feet of each other, DESTROYS the fabric of the neighborhood. The neighborhood is on the path of ceasing to be a community and becoming just a neighborhood of transients.

Our metro council heard the concerns of the constituency regarding short term rentals and the Land Development Code now includes language under Chapter 4, Part 2, Section 63(D) prohibiting non-host/owner short term rentals within 600 feet of another non-host/owner short term rental. I request the Board of Zoning Adjustment follow the language instituted by our elected officials and DENY this conditional use permit.

Ann Ramser  
307 E. Kenwood Drive 40214

**From:** [Lawrence Fey](#)  
**To:** [Pollock, Heather M.](#)  
**Subject:** Re: Case #22-CUPPA-0043 (Zoning Change)  
**Date:** Thursday, April 28, 2022 1:50:01 PM

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To Heather Pollock

Now that my wife and I have attended the neighborhood meeting we are still apposed to any kind of Air Bed & Breakfast business on our street.

Respectfully,

Lawrence & Jennifer Fey

On Mar 11, 2022, at 6:30 PM, Pollock, Heather M.  
<[Heather.Pollock@louisvilleky.gov](mailto:Heather.Pollock@louisvilleky.gov)> wrote:

Greetings,

Thank you for reaching out to us with your concerns about this conditional use permit request. I have saved your comments in the case file and they will be forwarded to the Board of Zoning Adjustment. I have attached a copy of our conditional use permit process so that you can better understand the process. Currently this application is in the pre-application stage.

Heather Pollock  
Planner I  
Planning & Design Services  
Department of Develop Louisville  
LOUISVILLE FORWARD  
444 South Fifth Street, Suite 300  
Louisville, KY 40202  
(502)574-8695  
<https://louisvilleky.gov/government/planning-design>

-----Original Message-----

From: Lawrence Fey <[larryefey@gmail.com](mailto:larryefey@gmail.com)>  
Sent: Thursday, March 10, 2022 11:58 AM  
To: Pollock, Heather M. <[Heather.Pollock@louisvilleky.gov](mailto:Heather.Pollock@louisvilleky.gov)>  
Subject: Case #22-CUPPA-0043 (Zoning Change)

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Hello Ms. Pollock:

We are concerned that a property on our street will be used as a short term rental. We protest the usage of 613 Briar Hill Road as a rental. Please refer to case # 22-CUPPA-0043.

We trust as you consider a zoning change for our street that you will heed the concerns of the residents.

Thank you for considering our concerns.

Lawrence and Jennifer Fey

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<STR CUP Process Guide 1.15.19.pdf>

## Pollock, Heather M.

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**From:** Anne Rockwell <Anne.Rockwell@lfpl.org>  
**Sent:** Thursday, August 4, 2022 5:39 PM  
**To:** Pollock, Heather M.  
**Subject:** PDS Case #22-CUP-0142

**Categories:** Print Email, Respond

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Hello Ms Pollock,

I am expressing my opposition to an AirBnB proposal in my neighborhood. The home at 613 Briar Hill Road will be considered for a conditional use permit; this type of zoning change would open the flood gates to other B&Bs in a non-commercial area of single family residences. There is no need for this. If the current owners don't want to live in this neighborhood themselves, their very attractive home would sell rapidly -- no need to turn it into rental property.

Thank you,

Anne Rockwell

PDS Case #22-CUP-0142

The Library – at the crossroads of knowledge and know-how. Visit [www.LFPL.org](http://www.LFPL.org) to learn more.

## **Pollock, Heather M.**

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**From:** Ruth S. Ryan <ryan8980@bellsouth.net>  
**Sent:** Thursday, March 10, 2022 12:42 PM  
**To:** Pollock, Heather M.  
**Subject:** Case #22 CUPPA-0043

**Categories:** Respond, Print Email, Alert

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Dear Ms. Pollock, I am opposed to the requested zoning change for 613 Briar Hill Road.

I live at 515 Briar Hill Road since twenty years and enjoy being surrounded by respectful long-time owners and families with young children.

This street has no rental property and is not suited to rentals of any kind.

Once a zoning change is made for one applicant, it's difficult to deny future applicants.

Thank you for your consideration.

Ruth S. Ryan  
515 Briar Hill Road  
Louisville, KY 40206  
(502) 895-2882



## Pollock, Heather M.

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**From:** Candice Sawyer-Luijk <candiceluyk@me.com>  
**Sent:** Thursday, March 10, 2022 9:36 PM  
**To:** Pollock, Heather M.  
**Subject:** Case # 22 CUPPA -0043

**Categories:** Completed

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Hi Heather,

Just reaching out about the potential of a house in our neighborhood and on our street being used as an Airbnb (613 Briar Hill Rd). As a current home owner and resident of Briar Hill Road, we do not want an Airbnb property on our street. We purposely moved away from the Highlands area because we wanted to be in a neighborhood with home owners and not temporary renters.

Thank you very much,

Ian and Candice Luijk  
609 Briar Hill Rd

Sent from my iPhone

## Pollock, Heather M.

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**From:** Daniel Scullin <dscullin44@gmail.com>  
**Sent:** Thursday, August 4, 2022 3:43 PM  
**To:** Pollock, Heather M.  
**Subject:** Case #22-CUP-0142

**Categories:** Print Email, Respond

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Dear Ms. Pollock,

This letter is written to address our objection to a proposed short term rental at 613 Briar Hill Road (Case # 22-CUP-0142). We have previously corresponded with you via email to voice our objection to this zoning change. Our objection is for several reasons outlined below.

- The original deed of restrictions for this allotment specifies that the properties therein should be limited to residential only. If BOZA grants this CUP, 613 Briar Hill Road will no longer be a "residence." It will become a Short-Term Rental property, with no residents or property owners present during rentals, and this will violate Briar Hill subdivision's Deed of Restrictions.
- Although the owners state that they plan to strictly limit who comes and goes in the short term rental., they plan to live 20 or more miles away and will have no immediate say as to who can come and go from the short term rental property.
- Our neighborhood is composed of families with young children and retirees. Changing the zoning will forever change the character of the neighborhood and allowing a few others to follow the same short-term rental path further corrupting the intentions of the original developers and disrupting the peaceful, residential nature of the neighborhood.
- We have signed a petition along with the vast majority of our neighbors who are firmly against such a zoning change.

We strongly recommend that BOZA rule against this application.

Sincerely yours,

Daniel C. Scullin

Robin D. Scullin

**Pollock, Heather M.**

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**From:** AMY ZINK <amyzink@aol.com>  
**Sent:** Friday, March 11, 2022 10:11 AM  
**To:** Pollock, Heather M.  
**Subject:** Rental on briar hill

**Categories:** Print Email, Respond

CAUTION: This email came from outside of Louisville Metro. Do not click links or open attachments unless you recognize the sender and know the content is safe

I am opposed to short term rental at 613 Briar Hill road, 40206 Sincerely, Amy Zink , homeowner at 521 Briar Hill

Sent from my iPhone