

ORDINANCE NO. 063, SERIES 2017

**AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON REZONING, CONDITIONAL USE PERMIT, MAJOR SUBDIVISION, AND PLAN CERTAIN, CATEGORY 2B AND 3 DEVELOPMENT PLAN APPLICATIONS IN AN AREA OF LEXINGTON ROAD PENDING A STUDY, REVIEW AND RECOMMENDATION BY THE PLANNING COMMISSION OF LAND USES AND ZONING DESIGNATIONS IN THE AREA (AS AMENDED).**

**SPONSORED BY: COUNCIL MEMBER BILL HOLLANDER**

**WHEREAS**, the Legislative Council of the Louisville/Jefferson County Metro Government ("Council") acknowledges that the Lexington Road area in the Irish Hill neighborhood, as hereinafter defined, contains a variety of zoning classifications and land uses that are conflicting or have the potential to create land uses that are incompatible in terms of intensity, external impacts, building scale and types and otherwise are contrary to a well-planned and cohesive neighborhood;

**WHEREAS**, for the purposes of this Ordinance "Lexington Road Study Area" is defined as all lots abutting Lexington Road between and including from Baxter Avenue to the bridge where Beargrass Creek crosses Lexington Road on the eastern most crossing past Quarry and along the Charlton Street ROW;

**WHEREAS**, the Council believes that a land use study of the Lexington Road Study Area should be undertaken to evaluate current and potential land uses under the existing zoning designations, and recommend any appropriate zoning map amendments for the study area to address conflicting and incompatible land uses;

**WHEREAS**, the Council would like to create a period wherein no new non-residential development applications, including without limitation, rezoning, conditional use permit, major subdivision and plan certain, category 2B and 3 development plan applications will be accepted while undertaking a study of the area to generate

recommendations to create more compatible land uses within the Lexington Road Study Area;

**WHEREAS**, it is anticipated that such a study will take approximately six months to initiate and complete; and

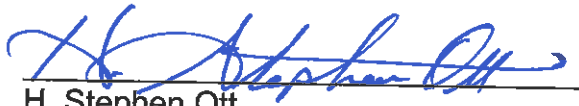
**WHEREAS**, during the pendency of such study, the Council desires to preserve the status quo by preventing changes to the existing land uses.

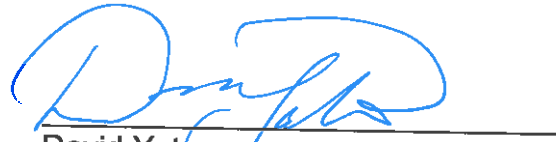
**NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

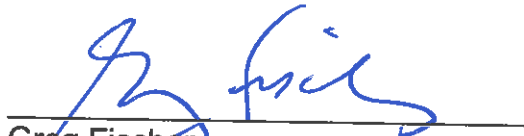
**SECTION I:** There is hereby imposed a moratorium on the acceptance and further processing by Louisville Metro Planning & Design Services, Louisville/Jefferson County Metro Planning Commission, and Louisville/Jefferson County Metro Board of Zoning Adjustment of any applications for rezoning, conditional use permits, major subdivisions, and Plan Certain, Category 2B and 3 development plans in the Lexington Road Study Area.

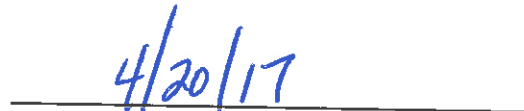
**SECTION II:** The Council hereby requests that the Planning Commission, through its staff in Louisville Metro Planning and Design Services, conduct a land use study in the Lexington Road Study Area to evaluate current and potential land uses under the existing zoning designations, and recommend any appropriate zoning map amendments for the study area to address land uses that are conflicting or have the potential to create land uses that are incompatible in terms of intensity, external impacts, building scale and types and otherwise are contrary to a well-planned and cohesive neighborhood; and that the Planning Commission hold a public hearing and forward its recommendations to the Council within one hundred and fifty (150) days from the effective date of the Ordinance.

**SECTION III:** This Ordinance shall take effect upon passage and approval and shall remain in effect for a period of one hundred eighty (180) calendar days after its effective date unless repealed or extended.

  
H. Stephen Ott  
Metro Council Clerk

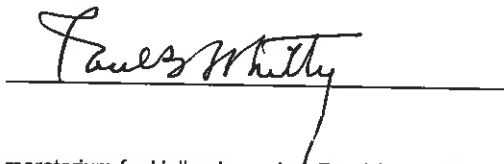
  
David Yates  
President of the Council


  
Greg Fischer  
Mayor

  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: 

**LOUISVILLE METRO COUNCIL  
READ AND PASSED**  
  
April 13, 2017

zoning moratorium for Hollander on Lex Road (3-16-17).rev.031717.docx  
O-106-17 - zoning moratorium for Hollander on Lex Road (amended version) (4-17-17).docx