



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Tentative Planning and Zoning Committee

Chair Person Madonna Flood (D-24)
Vice Chair Scott Reed (R-16)
Committee Member Keisha Dorsey (D-3)
Committee Member Kevin Triplett (D-15)
Committee Member Markus Winkler (D-17)
Committee Member Nicole George (D-21)
Committee Member Robin Engel (R-22)

Tuesday, August 11, 2020

1:00 PM

Council Chambers

Call to Order

Chair Flood called the meeting to order at 1:01 p.m.

Roll Call

Chair Flood introduce the Committee Members and Non- Committee Members present. A quorum was established.

***NOTE: All committee members and non-committee members present attended virtually.**

Present: 7 - Chair Person Madonna Flood (D-24), Vice Chair Scott Reed (R-16), Committee Member Keisha Dorsey (D-3), Committee Member Kevin Triplett (D-15), Committee Member Markus Winkler (D-17), Committee Member Nicole George (D-21), and Committee Member Robin Engel (R-22)

Non-Committee Member(s)

Council Member Barbara Sexton Smith (D-4), Council Member Paula McCraney (D-7), Council Member Bill Hollander (D-9), Council Member Cindi Fowler (D-14), and Council Member James Peden (R-23)

Support Staff

Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Special Discussion

1. [ID 20-1022](#)

Special Public Hearing Considerations During State of Emergency

Jeff O'Brien, Develop Louisville; Emily Liu, Planning and Design

Attachments: [Proposed Bylaw Amendment - August 2020_v3.pdf](#)

Jeff O'Brien, Develop Louisville, gave a presentation.

The following spoke to this item:

- Emily Liu, Planning and Design Services
- Chair Flood
- Council Member Fowler
- Committee Member Dorsey
- Council Member Peden
- Committee Member Engel
- Brian Davis, Planning and Design Services

The following was discussed:

- Increase the threshold of residential units from 100 to 200, to be able to get more people to come voice their opinion to Metro Council and the Planning Commission
- One threshold is when a development is not willing to do virtual meeting
- Limit meeting to be held in 1000 square feet
- Concern around virtual meetings
- Making sure everyone is heard
- In person meetings, off-site concerns with COVID 19
- Concerns about all larger projects not moving forward
- Making sure there is transparency
- Neighborhood meeting and parameters around location of meetings
- Non-traditional communication (land lines)
- Recommend threshold to limit of 100 units
- Will work with County Attorney on equity amendment
- 200 Units triggers the traffic study, and that effects the second entrance
- Traffic Study can have additional flexibility
- Traffic Engineer will work with Public Works to determine the impact for the traffic study
- There are two different types of cases, one is large cases which is 100 units or more that the draft guide line is trying to slow down they are controversial cases, then you have small units that can be controversial or non-controversial
- Question if it considered not to schedule a meeting if there is not strong engagement from the neighborhood

Pending Legislation

2. [O-298-20](#)**AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 917 & 919 FOUNTAIN AVENUE AND 4700 WESTPORT ROAD CONTAINING APPROXIMATELY 0.59 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0094)(AMENDED BY SUBSTITUTION)**

Sponsors: Primary Paula McCraney (D-7)

Attachments: [0-298-20 V.2 CABS 082520 - Zoning at 917 and 919 Fountain and 4700 Westport.pdf](#)
[0-298-20 PROPOSED CABS 081120 - Zoning at 917 and 919 Fountain and 4700 Westport.pdf](#)
[O-298-20 V.1 072320 - Zoning at 917 and 919 Fountain and 4700 Westport.pdf](#)
[19-ZONE-0094.pdf](#)
[19-ZONE-0094 Findings of Fact.pdf](#)
[19-ZONE-0094 Legal Discription.pdf](#)
[19-ZONE-0094 Other Minutes.pdf](#)
[19-ZONE-0094 Public Materials.pdf](#)
[19-ZONE-0094 Staff Reports.pdf](#)
[19-ZONE-0094 Development Plan.pdf](#)
[19-ZONE-0094 Public Hearing Minutes.pdf](#)

A motion was made by Committee Member Winkler, seconded by Committee Member Engel, that this Ordinance be recommended for approval.

The following spoke to this item:

- Council Member McCraney
- Chair Flood
- Committee Member Triplett
- Committee Member George
- Travis Fiechter, Jefferson County Attorney's Office

The following was discussed:

- Ordinance was sent to Metro Council from the Planning Commission with a tie vote of 3 to 3
- There was not a full body present during the Planning Commission
- Ordinance came with no recommendation
- Currently there is one lot with single structure on it
- Ordinance to be sent back to Planning Commission for recommendation.

A motion was made by Committee Member Winkler, seconded by Committee Member Engel, that this Ordinance be amended by substitution (see attached) document titled "0-298-20 V.2 CABS 081120 - Zoning at 917 and 919 Fountain and 4700 Westport.pdf".

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

Yes: 6 - Flood, Dorsey, Triplett, Winkler, George, and Engel

Excused: 1 - Reed

3. [327-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 2962 BRECKENRIDGE LANE CONTAINING APPROXIMATELY 1.23 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0007).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-327-20 V.1 081120 Zoning at 2962 Breckenridge Ln.pdf](#)

[20-ZONE-0007.pdf](#)

[20-ZONE-0007 Other Mins 072820.pdf](#)

[20-ZONE-0007 Staff Reports 072820.pdf](#)

[20-ZONE-0007 Legal Description 072820.pdf](#)

[20-ZONE-0007 Justification Statement 072820.pdf](#)

[20-ZONE-0007 Public Materials 072820.pdf](#)

[20-ZONE-0007 Plan 072820.pdf](#)

[20-ZONE-0007 PC Minutes 073120.pdf](#)

This item was held in committee.

4. [O-328-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 1300 E. WASHINGTON STREET CONTAINING APPROXIMATELY 0.119 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 20ZONE0017).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-328-20 V.1 081120 Zoning at 1300 E. Washington St.pdf](#)

[20-ZONE-0017.pdf](#)

[20-ZONE-0017_Other Minutes_072820.pdf](#)

[20-ZONE-0017_Staff Reports_072820.pdf](#)

[20-ZONE-0017_Legal Description_072820.pdf](#)

[20-ZONE-0017_Applicant Booklet_072820.pdf](#)

[20-ZONE-0017_Applicant Studies_072820.pdf](#)

[20-ZONE-0017_Justification Statement_072820.pdf](#)

[20-ZONE-0017_Public Materials_072820.pdf](#)

[20-ZONE-0017_Plan_072820.pdf](#)

[20-ZONE-0017_PC Minutes_073120.pdf](#)

A motion was made by Committee Member Winkler, seconded by Committee Member Triplett, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

Council Member Sexton Smith stated she had received only one communication from public in favor of Butcher Town Historic Neighborhood.

Committee Member Winkler questioned the need to consider how many units on a single piece of property is reasonable before it falls into other categories of regulation.

Chair Flood talked about the time limit on short term rental before it is considered a mini hotel.

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

5. [O-329-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 308 FRANCK AVENUE CONTAINING APPROXIMATELY 1.244 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0052)(AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-329-20 V.2 CAM 081120 Zoning at 308 Franck Avenue.pdf](#)
[O-329-20 V.1 081120 Zoning at 308 Franck Avenue.pdf](#)
[19-ZONE-0052.pdf](#)
[19-ZONE-0052 Other Minutes 072920.pdf](#)
[19-ZONE-0052 Staff Reports 072920.pdf](#)
[19-ZONE-0052 Legal Description 072920.pdf](#)
[19-ZONE-0052 Public Materials 072920.pdf](#)
[19-ZONE-0052 Plan 072920.pdf](#)
[19-ZONE-0052 PC Minutes 073120.pdf](#)

The motion was made by Committee Member Winkler, seconded by Committee Member Dorsey, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

The following spoke to this item:

- Council Member Hollander
- Chair Flood
- Travis Fiechter, Jefferson County Attorney's Office

The following was discussed:

- Structure concerns from property owners of surrounding properties
- Changes in language
- Copy of the survey to the Property Owners
- Add binding element with changes in language

A motion was made by Council Member Hollander, seconded by Chair Person Flood, that this Ordinance be recommended for approval. amended as follows:

-Amend binding element 2.c. by adding the following sentence: "The engineer shall also provide copies of these documents to the owners of the first tier foundations which were evaluated."

The motion to amend carried by a voice vote.

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

Business:

Yes: 5 - Dorsey, Triplett, Winkler, George, and Engel

Absent: 1 - Reed

6. [O-330-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 4922 CANE RUN ROAD CONTAINING APPROXIMATELY 0.39 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0068).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-330-20 V.1 081120 Zoning at 4922 Cane Run Rd.dox.pdf](#)

[19-ZONE-0068.pdf](#)

[19-ZONE-0068 Other Minutes 072920.pdf](#)

[19-ZONE-0068 Staff Reports 072920.pdf](#)

[19-ZONE-0068 Legal Description 072920.pdf](#)

[19-ZONE-0068 Plan 072920.pdf](#)

[19-ZONE-0068 PC Minutes 073120.pdf](#)

A motion was made by Committee Member Winkler, seconded by Committee Member Dorsey, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

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

Yes: 6 - Flood, Dorsey, Triplett, Winkler, George, and Engel

Excused: 1 - Reed

7. [O-331-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 14015 OLD HENRY TRAIL CONTAINING APPROXIMATELY 2.81 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0095).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-331-20 V.1 081120 Zoning at 14015 Old Henry Trail.pdf](#)

[19-ZONE-0095.pdf](#)

[19-ZONE-0095_Other Minutes_072920.pdf](#)

[19-ZONE-0095_Staff Report_072920.pdf](#)

[19-ZONE-0095_Legal Description_072920.pdf](#)

[19-ZONE-0095_Applicant Booklet_072920.pdf](#)

[19-ZONE-0095_Justification Statement_072920.pdf](#)

[19-ZONE-0095_Public Materials_072920.pdf](#)

[19-ZONE-0095_Plan_072920.pdf](#)

[19-ZONE-0095_PC Minutes_073120.pdf](#)

A motion was made by Committee Member Engel, seconded by Committee Member Winkler, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

Chair Flood read a statement from Council Member Piagentini, who was not present, stating he was in full support of this Ordinance.

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

Yes: 6 - Flood, Dorsey, Triplett, Winkler, George, and Engel

Absent: 1 - Reed

8. [O-164-20](#)

AN ORDINANCE RELATING TO THE ALTERNATIVE PLAN FOR CONNECTIVITY FOR, AND THE ZONING OF, PROPERTIES LOCATED AT 7000 RIDGE CREEK ROAD, 6601 SUNNY HILL ROAD, AND 7191 SOUTH HURSTBOURNE PARKWAY CONTAINING APPROXIMATELY 16.55 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1029).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-164-20 V.1 042320 Rezoning at 7000 Ridge Creek Rd, 6601 Sunny Hill Rd & 7191 S Hurstbourne Pkwy 19ZONE1029.pdf](#)
[19ZONE1029.pdf](#)
[19-ZONE-1029 PC Minutes.pdf](#)
[19-ZONE-1029 Other Minutes.pdf](#)
[19-ZONE-1029 Staff Reports.pdf](#)
[19-ZONE-1029 Legal Description.pdf](#)
[19-ZONE-1029 Applicant Booklet.pdf](#)
[19-ZONE-1029 Applicant Booklet Pg 2.pdf](#)
[19-ZONE-1029 Justification Statement.pdf](#)
[19-ZONE-1029 Public Materials.pdf](#)
[19-ZONE-1029 Approved Plan.pdf](#)
[19-ZONE-1029 Amended Minutes.pdf](#)

This item remained held in committee.

9. [O-370-19](#)

AN ORDINANCE AMENDING SECTION 6.1.3 OF THE LOUISVILLE METRO LAND DEVELOPMENT CODE (“LDC”) REGARDING ACCESS ROADWAYS FOR RESIDENTIAL DEVELOPMENTS (CASE NO. 19-LDC-0001).

Sponsors: Primary Madonna Flood (D-24)

- Attachments:** [O-370-19 V.1 110719 Amend LDC 6.1.3 for Access Roadways for Residential Developments 19LDC0001.pdf](#)
[O-370-19 V.1 110719 ATTACH Amend LDC 6.1.3 19LDC0001.pdf](#)
[19-LDC-0001 Staff Report.pdf](#)
[2019.10.17 Amended PC Minutes Case No. 19-LDC-0001.pdf](#)

This item remained held in committee.

Adjournment

Without objection, Chair Flood adjourned the meeting at 2:52 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 August 20, 2020.