



# 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 Barbara Shanklin (D-2)*  
*Committee Member Keisha Dorsey (D-3)*  
*Committee Member Kevin Triplett (D-15)*  
*Committee Member Markus Winkler (D-17)*  
*Committee Member Robin Engel (R-22)*

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Tuesday, August 27, 2019

1:30 PM

Council Chambers

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### Call to Order

Chair Person Flood called the meeting to order at 1:31 p.m.

### Roll Call

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

- Present:** 5 - Chair Person Madonna Flood (D-24), Vice Chair Scott Reed (R-16), Committee Member Kevin Triplett (D-15), Committee Member Markus Winkler (D-17), and Committee Member Robin Engel (R-22)
- Excused:** 1 - Committee Member Barbara Shanklin (D-2)
- Absent:** 1 - Committee Member Keisha Dorsey (D-3)

### Non-Committee Members

Council Member Hollander (D-9)

### Support Staff

Travis Fiechter and Paul Whitty, Jefferson County Attorney's Office.  
Brian Davis, Planning and Design Services

### Clerk

H. Stephen Ott, Clerk

### Pending Legislation

1. [O-264-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM C-2 COMMERCIAL AND R-4 SINGLE-FAMILY RESIDENTIAL TO CM COMMERCIAL MANUFACTURING ON PROPERTY LOCATED AT 6611 SHEPHERDSVILLE ROAD CONTAINING 15.91 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1023).**

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

**Attachments:** [O-264-19 V.1 080819 Case 19ZONE1023 Zoning Chamber C2 to R4 6611 Shepherdsville Rd.pdf](#)  
[19ZONE1023 PC Min 07.18.19.pdf](#)  
[19ZONE1023 LDT min 06.13.19.pdf](#)  
[19ZONE1023 staff rpts.pdf](#)  
[19ZONE1023 appl justification.pdf](#)  
[19ZONE1023 applicants booklet.pdf](#)  
[19ZONE1023 legal desc.pdf](#)  
[19ZONE1023 Plan 07.18.19.pdf](#)  
[19ZONE1023 sound study.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

A motion was made by Chair Person Flood, seconded by Committee Member Engel, that this Ordinance be amended by changing Binding Element #6 to read, "No idling of trucks shall take place within 200' of residential uses between the hours of 10:00 PM and 7:00 AM. The motion to amend carried by a voice vote.

A motion was made by Chair Person Flood, seconded by Committee Member Engel, that this Ordinance be amended by correcting Binding Element #11 to read "the beam" rather than "the filament". The motion to accept the technical correction carried by a voice vote.

A motion was made by Chair Person Flood, seconded by Committee Member Reed, that this Ordinance be amended by changing Binding Element #14 to read "Any change of use on the premises requires a review and approval by the Louisville Metro Council". The motion to amend carried by a voice vote.

A motion was made by Chair Person Flood, seconded by Committee Member Triplett, that this Ordinance be amended by adding Binding Element #15 that says,

A. the Property shall not be used for the storage of;  
(a) radioactive materials which require signage designating such materials as radioactive or hazardous when being transported or stored, or  
(b) other substances which when transported over public roads would require the display of hazardous materials signage on vehicles or trailers

conducting such transportation, or

(c) other substances or materials which are defined, determined or identified as contamination or as hazardous or toxic under any environmental or hazardous materials law, other than in compliance with all applicable laws.

B. The foregoing A. will not preclude;

(a) the use of materials of the type and only in quantities customarily used in connection with the construction, occupancy and operation of industrial warehouse properties similar to the Property provided the same are incidental to or required for the use of the Property and are held, stored and used in full compliance with all applicable environmental or hazardous materials laws or,

(b) above ground fuel storage tanks for use by a tenant or occupant to fuel its own trucks (and not those of any third parties) and the accessing of the Property by trucks transporting such fuel to supply such fuel storage tanks.

The motion to amend carried by a voice vote.

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

2. [O-259-19](#)

**AN ORDINANCE AMENDING THE METRO LAND DEVELOPMENT CODE RELATING TO TREES AND TREE CANOPY (19AMEND1003).**

**Sponsors:** Primary Bill Hollander (D-9) and Primary Madonna Flood (D-24)

**Attachments:** [O-259-19 V.1 082219 Case No 19AMEND1003.pdf](#)

[19AMEND1003.pdf](#)

[19AMEND1003 Davey Urban Tree Canopy Assessment 2015.pdf](#)

[19amend1003 Ordinance 072619.pdf](#)

[19AMEND1003 other min.pdf](#)

[19AMEND1003 pc hearing 07.24.2019 mins.pdf](#)

[19amend1003 Planning Committee minutes.pdf](#)

[19amend1003 Public Comment and Presentations.pdf](#)

[19AMEND1003 staff reports.pdf](#)

[Tree Removal Permit Example.pdf](#)

This item was held.

3. [O-265-19](#)

**AN ORDINANCE APPROVING THE VISION RUSSELL NEIGHBORHOOD PLAN AND APPROVING ITS EXECUTIVE SUMMARY AS AN AMENDMENT TO THE PLAN 2040 COMPREHENSIVE PLAN (CASE NOS. 18NEIGHPLAN1007 & 18NEIGHPLAN1008).**

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

**Attachments:** [O-265-19 V.1 080819 Case 18NEIGHPLAN1007 - 18NEIGHPLAN1008.pdf](#)  
[18NEIGHPLAN1007 & 18NEIGHPLAN1008 PC min.pdf](#)  
[18NEIGHPLAN1007 & 18NEIGHPLAN1008\\_Executive Summary.pdf](#)  
[18NEIGHPLAN1007 & 18NEIGHPLAN1008\\_PCommittee Min.pdf](#)  
[18NEIGHPLAN1007 & 18NEIGHPLAN1008\\_staff rpt.pdf](#)  
[18NEIGHPLAN1007 & 18NEIGHPLAN1008 TransformationPlan FINAL.pdf](#)

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

Ken Baker and Gretchen Milliken, Office of Advanced Planning, spoke to the item.

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

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

4. [O-295-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO OR-1 OFFICE/RESIDENTIAL ON PROPERTY LOCATED AT 2630 WEST BURNETT AVENUE CONTAINING 0.367 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1008).**

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

**Attachments:** [O-295-19 V.1 082219 Case 19ZONE1008.pdf](#)

[19ZONE1008.pdf](#)

[19ZONE1008\\_Appl Justification stmt.pdf](#)

[19ZONE1008\\_Legal Desc.pdf](#)

[19ZONE1008\\_Other Min.pdf](#)

[19ZONE1008\\_PC Mins.pdf](#)

[19ZONE1008\\_Pub Materials.pdf](#)

[19ZONE1008\\_Staff Reports.pdf](#)

[19ZONE1008\\_Approved Plan\\_08.01.2019.pdf](#)

**A motion was made by Committee Member Triplett, seconded by Vice Chair Reed, that this Ordinance be recommended for approval.**

**Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.**

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

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

5. [O-296-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO R-6 MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 107 NORTH JANE STREET CONTAINING 0.23 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1075).**

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

**Attachments:** [O-296-19 V.1 082219 Case 18ZONE1075.pdf](#)

[18ZONE1075.pdf](#)

[18ZONE1075\\_Appl Justification stmt.pdf](#)

[18ZONE1075\\_Aproved Plan\\_08.01.2019.pdf](#)

[18ZONE1075\\_Legal Desc.pdf](#)

[18ZONE1075\\_Other Minutes.pdf](#)

[18ZONE1075\\_PC Min.pdf](#)

[18ZONE1075\\_Pub Materials.pdf](#)

[18ZONE1075\\_Staff Rpts.pdf](#)

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

**Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.**

**Council Member Hollander spoke in favor of the plan and voted "yes".**

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

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

6. [O-298-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO R-5B TWO-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 117 NORTH JANE STREET CONTAINING 0.11 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1074).**

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

**Attachments:** [O-298-19 V.1 082219 Case No 18ZONE1074.pdf](#)

[18ZONE1074.pdf](#)

[18ZONE1074\\_Appl Justification stmt.pdf](#)

[18ZONE1074\\_Approved Plan\\_08.01.2019.pdf](#)

[18ZONE1074\\_Legal Desc.pdf](#)

[18ZONE1074\\_Other Mins.pdf](#)

[18ZONE1074\\_PC Mins.pdf](#)

[18ZONE1074\\_Staff Rpts.pdf](#)

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

**Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.**

**Council Member Hollander spoke in favor of the plan and voted "yes".**

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

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

7. [O-297-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO PEC PLANNED EMPLOYMENT CENTER ON PROPERTY LOCATED AT 3315 COLLINS LANE CONTAINING 3.422 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1077).**

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

**Attachments:** [O-297-19 V.1 082219 Case No 18ZONE1077.pdf](#)

[18ZONE1077.pdf](#)

[18ZONE1077\\_Appl Justification stmt.pdf](#)

[18ZONE1077\\_Approved Plan\\_08.01.2019.pdf](#)

[18ZONE1077\\_Legal Desc.pdf](#)

[18ZONE1077\\_Other minutes.pdf](#)

[18ZONE1077\\_PC Minutes.pdf](#)

[18ZONE1077\\_Staff rpts.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

Committee Member Winkler spoke in favor of the plan.

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

**Yes:** 5 - Flood, Reed, Triplett, Winkler, and Engel

**Excused:** 1 - Shanklin

**Absent:** 1 - Dorsey

## Adjournment

Without objection, Chair Person Flood adjourned the meeting at 2:39 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 September 12, 2019.