

RESOLUTION NO. _____, SERIES 2020

**A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW
THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO
PRIVATE ROADS.**

SPONSORED BY: COUNCIL MEMBER JAMES PEDEN

WHEREAS, Chapter 7 of the Land Development Code (the “LDC”) regulates the subdivision of land; and

WHEREAS, Sections 6.2.5.E, 7.3.10.A and 7.8.60.C of the LDC provide that subdivisions shall make connections to adjoining public and private roads which stub into the property; and

WHEREAS, The Legislative Council of the Louisville/Jefferson County Metro Government (the “Council”) is concerned about burdening private roads and their owners with the maintenance responsibilities that accompany access to such roads by the broader public; and

WHEREAS, The LDC is inconsistent in its identification of roads, utilizing terms such as “public roads”, “public roadways”, “public streets”, “private roads”, “private roadways”, and “private streets”, none of which are defined terms in Section 1.2.2; and

WHEREAS, The Council believes that such inconsistency of language not only makes the LDC more difficult to search but also risks causing confusion;

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

SECTION I: The Planning Commission should undertake a review of the current Land Development Code and adopt amendments thereto regarding the requirement of subdivisions to connect to private roads.

SECTION II: The Planning Commission shall undertake a review of the current Land Development Code and adopt amendments thereto to provide consistent, clarified language regarding public and private roads/roadways/streets.

SECTION III: This Resolution shall take effect upon its passage and approval.

Sonya Harward
Metro Council Clerk

David James
President of the Council

Greg Fischer
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____

R-082-20 Review LDC RE Private Roads (TF)