

**BYLAWS  
LOUISVILLE METRO PLANNING COMMISSION**

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**ARTICLE VI  
Meetings**

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Section 7. Special Public Hearing Considerations During State of Emergency

- A. The following shall apply during periods in which in-person public hearings and meetings are prohibited or discouraged by a State of Emergency declared either by the Office of the Governor of Kentucky or Office of the Mayor of Louisville Metro.
- B. Evening Hearing Petitions.
  - 1. The Petition for Evening Public Hearing Downtown (which requires 200 signatures) or the Petition for Evening Public Hearing at Convenient Location (which requires 300 signatures) may still be submitted to Planning & Design Services (PDS) for consideration as permitted and outlined by applicable statute or ordinance.
  - 2. If PDS receives either of these petitions, a hearing date will not be scheduled so long as the number of people permitted at gatherings as specified in the current executive order issued by the Kentucky Governor is 50 or fewer people.
  - 3. When the number of people permitted at gatherings increases to 51 or more, PDS staff will schedule a Land Development & Transportation Committee meeting to schedule the public hearing date. Staff will work with the petitioner and applicants to find a suitable location that can accommodate the required social distancing measures.
  - 4. Online petitions may be accepted so long as the petition includes an electronic signature, the signee's full name and address (including ZIP code), and otherwise meet the requirements for signatures on said petition.
  - 5. Submittal of a petition will not halt the review process. Agency reviews and review before the Land Development & Transportation Committee may take place subsequent to petition submittal.
- C. Any rezoning case that proposes 100 or more housing units or 100,000 or more square feet of development shall be subject to the following:

*NOTE: PDS Staff has developed the following options for discussion/consideration.*

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*Option 1:*

1. Public hearings for cases that meet either of the thresholds above shall not be scheduled until at least 51 people are permitted at gatherings as specified in the current executive order issued by the Kentucky Governor.

**OR**

*Option 2:*

1. Any documented opposition (i.e. email, letter, petition) submitted to PDS shall be cause for not scheduling a virtual public hearing.
2. Documented opposition shall include the name and address of the person submitting the documentation.
3. Documented opposition shall be submitted at least fifteen (15) days prior to the scheduled public hearing date.
4. When the number of people permitted at gatherings increases to 51 or more, PDS staff will schedule a Land Development & Transportation Committee meeting to schedule the public hearing date. Staff will work with the petitioner and applicants to find a suitable location that can accommodate the required social distancing measures.
5. Agency reviews and review before the Land Development & Transportation Committee may take place subsequent to submittal of documented opposition.

**OR**

*Option 3:*

1. Residents may submit the Petition for In-Person Public Hearings to request a case be delayed until such time that an in-person public hearing can be safely and securely conducted. The number of signatures required to request an in-person public hearing shall be based on the current limit on the number of people permitted at gatherings as specified in the current executive order issued by the Kentucky Governor. For example, if the current executive order limits gatherings to ten (10) people or fewer, then eleven (11) signatures would be required on the petition.
2. Planning & Design Services shall verify that at least the number of signatures required on the petition are from the affected Metro Council District and/or adjacent Metro Council Districts.
3. The petition shall be submitted at least fifteen (15) days prior to the scheduled public hearing date.

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4. When the number of people permitted at gatherings increases to a number greater than the number of signatures submitted on the petition, PDS staff shall schedule a Land Development & Transportation Committee meeting to schedule the public hearing date. Staff will work with the petitioner and applicants to find a suitable location that can accommodate the required social distancing measures.
5. Online petitions may be accepted so long as the petition includes an electronic signature, the signee's full name and address (including ZIP code), and otherwise meets the requirements for signatures on said petition.
6. Agency reviews and review before the Land Development & Transportation Committee may take place subsequent to petition submittal.

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