



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Final Ad Hoc Committee on Land Development Code

Chair Person James Peden (R-23)

Vice Chair Bill Hollander (D-9)

Committee Member Cheri Bryant Hamilton (D-5)

Committee Member Glen Stuckel (R-17)

Committee Member Madonna Flood (D-24)

Monday, November 14, 2016

3:00 PM

Council Chambers

Call to Order

Chair Person Peden called the meeting to order at 3:03 p.m.

Roll Call

Chair Person Peden introduced the committee members present. A quorum was established.

Present: 5 - Chair Person James Peden (R-23), Vice Chair Bill Hollander (D-9), Committee Member Cheri Bryant Hamilton (D-5), Committee Member Glen Stuckel (R-17), and Committee Member Madonna Flood (D-24)

Support Staff

Jon Baker, Jefferson County Attorney's Office

Clerk

David B. Wagner, Assistant Clerk

Pending Legislation

1. [O-383-16](#)

AN ORDINANCE AMENDING SECTION 1.2.2, 4.2.1, 4.2.29, AND TABLE 9.1.2B OF THE LAND DEVELOPMENT CODE PERTAINING TO MEDICAL CLINICS - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1000).

Sponsors: Primary James Peden (R-23)

Attachments: [111416 16AMEND1000 Clinic Presentation](#)

[16AMEND1000 - Staff Report.pdf](#)

[Ordinance 200 2015 Attachment 1.pdf](#)

[Planning Commission Public Hearing 10-6-16_cond_N.PDF](#)

[Planning Commission Public Hearing 10-6-16_full.pdf](#)

[PC_Minutes_10.06.16.pdf](#)

A motion was made by Committee Member Stuckel, seconded by Vice Chair Hollander, that this Ordinance be recommended for approval.

Joe Haberman, Planning and Design Services, spoke to the item and gave a presentation.

Jon Baker, Jefferson County Attorney's Office, and David Davidson, Strauss Troy Co., LPA, spoke to the item.

The motion carried by the following vote and the Ordinance was sent to the Consent Calendar:

Yes: 5 - Peden, Hollander, Hamilton, Stuckel, and Flood

2. [O-306-16](#)

AN ORDINANCE AMENDING SECTION 4.2.61 OF THE LAND DEVELOPMENT CODE TO INCLUDE WITHIN THE LIST OF USES PERMITTED IN CERTAIN ZONING DISTRICTS BY CONDITIONAL USE PERMIT THE SHORT TERM RENTAL OF A CONDOMINIUM UNIT WHERE THE SUBJECT CONDOMINIUM UNIT IS THE PRIMARY RESIDENCE OF THE HOST-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1002).(AS AMENDED).

Sponsors:Primary Julie Denton (R-19)

A motion was made by Committee Member Stuckel, seconded by Vice Chair Hollander, that this Ordinance be recommended for approval.

Joe Haberman, Planning and Design Services, spoke to the item and gave a presentation.

Jon Baker, Jefferson County Attorney's Office, spoke to the item.

A motion was made by Committee Member Flood, seconded by Committee Member Hamilton, that this Ordinance be amended by striking out the following proposed language in the fourth sentence of Section 4.2.61D:

...or, in the alternative, where no official meeting of the condominium association board has taken place, a resolution in unanimous support, signed by all board members, permitting the short term rental of the subject condominium unit.

The motion to amend carried by a voice vote.

A motion was made by Chair Person Peden, seconded by Committee Member Stuckel, that this amended Ordinance be amended by striking out the word "either" in the fourth sentence of Section 4.2.61D and replacing the wording after "wherein" with the following language:

...100% of the owners were notified this subject would be discussed and wherein a majority of the board members voted in favor of permitting/allowing the short term rental of the subject condominium.

The motion to amend carried by a voice vote.

A motion was made by Chair Person Peden, seconded by Committee Member Hamilton, that this amended Ordinance be amended by adding the following sentence after the fourth sentence of Section 4.2.61D:

In addition to notification required by Chapter 11, Part 5A, applicants for short term rental within a condominium shall provide notice of the conditional use public hearing to all condominium owners within the association. Proof of notification shall be by way of affidavit.

The motion to amend carried by a voice vote.

The motion to recommend for approval carried by the following vote and the amended Ordinance was sent to Old Business:

Yes: 5 - Peden, Hollander, Hamilton, Stuckel, and Flood

3. [O-399-15](#)

AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE LAND DEVELOPMENT CODE AS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [080816 Landscaping & Tree Preservation Text Amendments Index](#)
[080816 Landscaping LDC Sub-Committee Final Recommendations](#)
[LDC Round 2 LAND Master Ord as of 080816](#)
[14AMEND1003 PC Staff Presentation LAND 07 25 16](#)
[14AMEND1003 Ad Hoc LDC Staff Presentation LAND](#)
[14amend1003 Attachment 9 Landscaping Item 3 030515 \(1\)](#)
[14AMEND1003 Attachment #9 - Landscaping Sub-committee Report](#)
[O-399-15 14AMEND1003 PC Index Amended 2015 10 27 MC ACTION ONLY](#)

This item was held in committee.

4. [R-155-16](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION HOLD A PUBLIC HEARING AND FORWARD A RECOMMENDATION TO THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT REGARDING A PROPOSED AMENDMENT TO SECTION 6.1.3 OF THE LAND DEVELOPMENT CODE THAT WOULD REQUIRE A STANDARD MINIMUM DISTANCE BETWEEN ACCESS WAYS FOR RESIDENTIAL DEVELOPMENTS WITH AN AGGREGATE OF 200 OR MORE DWELLINGS WHEN TWO OR MORE SEPARATE ACCESS WAYS FROM SAID RESIDENTIAL DEVELOPMENTS CONNECT DIRECTLY TO THE SAME ROADWAY.

Sponsors:Primary Stuart Benson (R-20)

This item was held in committee.

5. [O-279-16](#)

AN ORDINANCE AMENDING SECTION 5.1.12 OF THE LAND DEVELOPMENT CODE PERTAINING TO SUBURBAN INFILL - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1006)

Sponsors:Primary James Peden (R-23)

Attachments: [16AMEND1006 PC Minutes](#)
[16AMEND1006 Staff Reports](#)

This item was held in committee.

6. [O-93-16](#)

AN ORDINANCE AMENDING SECTION 5.12.2 OF THE LAND DEVELOPMENT CODE PERTAINING TO OUTDOOR AMENITIES / FOCAL POINT(S) - APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A (CASE NO. 16AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [16AMEND1003 Ad Hoc LDC Staff Presentation REV 050916](#)

[Outdoor Amenities Waiver Locations](#)

[JEF05101-11x17](#)

[MIN870111x17](#)

[NAT0783011x17](#)

[NCR0611211x17](#)

[OBR08814-11x17](#)

[PLA13001-11x17](#)

[16AMEND1003 Public Hearing Minutes](#)

[16AMEND1003 Other Minutes](#)

[16AMEND1003 Staff Reports](#)

[O-93-16 Ordinance 16AMEND1003](#)

This item was held in committee.

7. [O-113-16](#)

AN ORDINANCE AMENDING THE FOLLOWING SECTIONS OF CHAPTERS 6 AND 9 OF THE LAND DEVELOPMENT CODE, INCLUDING APPENDIX 6E, PERTAINING TO MOBILITY AND PARKING STANDARDS-APPLICABLE SECTIONS ARE MORE SPECIFICALLY SET FORTH BELOW IN EXHIBIT A-WHICH IS PART OF A CONTINUING EFFORT TO UPDATE THE ZONING REGULATIONS FOR LOUISVILLE METRO (CASE NO. 14AMEND1003).

Sponsors:Primary James Peden (R-23)

Attachments: [O-113-16 ATTACH Exhibit A](#)

[ATTACH from 042516 14AMEND1003 TRAN 04 12
2016 Change to 16](#)

This item was held in committee.

Adjournment

Without objection, Chair Person Peden adjourned the meeting at 3:57 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 November 17, 2016.