

**RESOLUTION NO. \_\_\_\_\_, SERIES 2020**

**A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO DEVELOPMENT ON STEEP SLOPES.**

**SPONSORED BY: COUNCIL MEMBER JAMES PEDEN**

**WHEREAS**, Section 4.7 of the Land Development Code (the “LDC”) is meant to guide development in steeply sloped or unstable hillside areas; and

**WHEREAS**, Section 4.7.5 of the LDC regulates land disturbing activity on slopes greater than 20%; and

**WHEREAS**, Section 4.7.7 of the LDC allows a development potential transfer for major subdivision development proposals which permanently preserve areas of the site with slopes greater than 20%; and

**WHEREAS**, the Legislative Council of the Louisville/Jefferson County Metro Government (the “Council”) is concerned that the current language and requirements of Chapter 4.7 may not adequately protect steep slopes and may be overly generous in their allowed development potential transfer calculations; and

**WHEREAS**, the Council does not believe that steep slopes which are claimed as “preserved” for purposes of Section 4.7 of the LDC should be allowed on residential lots, but should instead be contained solely in permanently protected open space;

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

**SECTION I:** The Planning Commission shall undertake a review of the current Land Development Code and adopt amendments thereto to strengthen regulations regarding development on steep slopes.

**SECTION II:** Per KRS 100.211 (3), the Planning Commission shall hold at least one (1) public hearing and make a recommendation to Metro Council within sixty (60)

days of its receipt of this Resolution (as modified by Senate Bill 150). If the Planning Commission fails to issue a recommendation within that period, Metro Council reserves the right to move forward without such recommendation.

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

\_\_\_\_\_  
Sonya Harward  
Metro Council Clerk

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David James  
President of the Council

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Greg Fischer  
Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_

R-080-20 Review LDC RE Steep Slopes (TF)