



# 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, October 1, 2019

1:30 PM

Council Chambers

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### Call to Order

Chair Person Flood called the meeting to order at 1:34 p.m.

### Roll Call

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

Committee Member Dorsey arrived at 2:17 p.m.

**Present:** 6 - Chair Person Madonna Flood (D-24), Vice Chair Scott Reed (R-16), Committee Member Keisha Dorsey (D-3), 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)

### Non-Committee Member(s)

Council Member Barbara Sexton Smith (D-4) and Council Member Bill Hollander (D-9)

### Support Staff

Travis Fiechter, Jefferson County Attorney's Office  
Laura Ferguson, Jefferson County Attorney's Office

### Clerk(s)

David B. Wagner, Assistant Clerk  
Sharon Jones, Assistant Clerk

**Pending Legislation**

1. [O-315-19](#)

**AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-6 RESIDENTIAL MULTI-FAMILY AND C-N NEIGHBORHOOD COMMERCIAL ON PROPERTY LOCATED AT 6875 S. HURSTBOURNE PARKWAY CONTAINING 23.01 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18ZONE1071)(AS AMENDED).**

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

- Attachments:** [O-315-19 V.2 CAM 100119 Case 18ZONE1071 Change Zoning R4 to R6 & CN 6875 S Hurstbourne Parkway.pdf](#)  
[18ZONE1071.pdf](#)  
[O-315-19 V.1 091219 Case 18ZONE1071 Change Zoning R-4 to R-6 6875 S Hurstbourne Parkway.pdf](#)  
[18ZONE1071 Applicant studies.pdf](#)  
[18ZONE1071 Justificatin Stmt.pdf](#)  
[18ZONE1071 Legal Discription.pdf](#)  
[18ZONE1071 Other Minutes.pdf](#)  
[18ZONE1071 Public Hearing Mins.pdf](#)  
[18ZONE1071 Public Materials.pdf](#)  
[18ZONE1071 Staff Reports.pdf](#)  
[18ZONE1071 APPROVED Development Plan.pdf](#)

A motion was made by Committee Member Winkler, seconded by Committee Member Triplett, that this Ordinance be untabled. The motion carried without objection.

The following spoke to the item:

- Chair Person Flood
- Brian Davis, Planning and Design Services, who also gave a presentation
- Travis Fiechter, Jefferson County Attorney's Office

A motion was made by Chair Person Flood, seconded by Committee Member Triplett, that this Ordinance be amended by inserting "or temporary certificate of occupancy" after "occupancy" in Line 4 of Binding Element #3. 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 inserting Binding Element #8 as follows:

- The R-6 portion is restricted to 199 units until connection to Downs Farm is completed and approved by Public Works which must include the final grade of asphalt being completed.

The motion to amend carried by a voice vote.

A motion was made by Chair Person Flood, seconded by Committee Member Winkler, that this Ordinance be amended by inserting Binding Element #9 as follows:

- The area designated as CN shall be prohibited from residential use and must remain commercial neighborhood serving.

The motion to amend carried by a voice vote.

A motion was made by Chair Person Flood, seconded by Committee Member Winkler, that this Ordinance be amended by inserting Binding Element #10 as follows:

- The apartment community shall be capped at 304 units as approved by the Planning Commission and as mentioned at the public hearing.

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 inserting Binding Element #11 as follows:

- Any changes in the development plan shall require a public hearing at the Planning Commission and final approval by the Metro Council.

The motion to amend carried by a voice vote.

The following spoke to the item:

- Committee Member Engel
- Committee Member Triplett
- Committee Member Winkler
- Council Member Sexton Smith

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

**Yes:** 4 - Reed, Triplett, Winkler, and Engel

**Present:** 1 - Flood

**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](#)

A motion was made by Committee Member Winkler, seconded by Committee Member Triplett, that this Ordinance be untabled. The motion carried without objection.

The following spoke to the item:

- Chair Person Flood
- Julia Williams, Planning and Design Services
- Brian Bingham, Metropolitan Sewer District
- David Johnson, Metropolitan Sewer District
- Wes Sydnor, Metropolitan Sewer District
- Committee Member Winkler
- Committee Member Engel
- Council Member Hollander

A motion was made by Committee Member Winkler, seconded by Committee Member Triplett, that this Ordinance be tabled. The motion to table carried by a voice vote.

## Adjournment

Without objection, Chair Person Flood adjourned the meeting at 2:27 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 October 10, 2019.