



Louisville Metro Government

601 W. Jefferson Street
Louisville, KY 40202

Action Summary - Final Planning, Zoning and Annexation Committee

Chair Person Madonna Flood (D-24)
Vice Chair Glen Stuckel (R-17)
Committee Member Bill Hollander (D-9)
Committee Member Pat Mulvihill (D-10)
Committee Member Scott Reed (R-16)
Committee Member Vitalis Lanshima (D-21)
Committee Member Robin Engel (R-22)

Tuesday, May 1, 2018

1:30 PM

Council Chambers

Call to Order

Chair Person Flood called the meeting to order at 1:32 p.m.

Roll Call

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

Chair Person Flood left at 2:32 p.m.

Present: 7 - Chair Person Madonna Flood (D-24), Vice Chair Glen Stuckel (R-17), Committee Member Bill Hollander (D-9), Committee Member Vitalis Lanshima (D-21), Committee Member Robin Engel (R-22), Barbara Sexton Smith (D-4), and Cindi Fowler (D-14)

Excused: 2 - Committee Member Pat Mulvihill (D-10), and Committee Member Scott Reed (R-16)

Non-Committee Member(s)

Council Member Barbara Sexton Smith (D-4) and Council Member Cindi Fowler (D-14)

Support Staff

Paul Whitty, Jefferson County Attorney's Office

Clerk(s)

David B. Wagner, Assistant Clerk

Pending Legislation

1. [O-102-18](#)

AN ORDINANCE ADOPTING THE SOUTH DIXIE HIGHWAY MASTER PLAN AND ITS EXECUTIVE SUMMARY AS AMENDMENTS TO THE CORNERSTONE 2020 COMPREHENSIVE PLAN (CASE NOS. 18NEIGHPLAN1000 & 18NEIGHPLAN1001).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [MC Presentation 18NEIGHPLAN1000.pdf](#)

[O-102-18 V.1 042618 South Dixie Highway Master Plan & Executive Summary Adoption 18NEIGHPLAN1000 & 1001.pdf](#)
[18NEIGHPLAN1000 & 1001 - Staff Report.pdf](#)

[18NEIGHPLAN1000 & 1001 - 2018.03.01 Planning Committee Minutes.pdf](#)

[18NEIGHPLAN1000 & 1001 - 2018.03.29 PC Minutes.pdf](#)

[18NEIGHPLAN1000 & 1001 - Executive Summary.pdf](#)

[18NEIGHPLAN1000 & 1001 - South Dixie Highway Master Plan.pdf](#)

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

Mike King, Advanced Planning, spoke to the item and gave a presentation. Council Member Fowler also spoke to the item.

The motion carried by the following vote and the Ordinance was sent to Old Business per the request of Council Member Fowler:

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

2. [O-079-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY AND C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 4627 BARDSTOWN ROAD CONTAINING 4.89 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1049).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17ZONE1049 \(1\).pdf](#)

[17ZONE1049.pdf](#)

[O-079-18 V.1 041218 Zoning change from R4 & C1 to C2 at 4627 Bardstown Rd 17ZONE1049.pdf](#)

[17ZONE1049 - Geotechnical Engineering Investigation.pdf](#)

[17ZONE1049 - Justification Statement.pdf](#)

[17ZONE1049 - Legal Description.pdf](#)

[17ZONE1049 - Pre-App Staff Report.pdf](#)

[17ZONE1049 - Public Materials.pdf](#)

[17ZONE1049 - 2018.02.08 LD&T Minutes.pdf](#)

[17ZONE1049 - 2018.02.08 LD&T Staff Report.pdf](#)

[17ZONE1049 - 2018.02.22 LD&T Minutes.pdf](#)

[17ZONE1049 - 2018.02.22 LD&T Staff Report.pdf](#)

[17ZONE1049 - 2018.03.15 PC Minutes.pdf](#)

[17ZONE1049 - 2018.03.15 PC Staff Report.pdf](#)

[17ZONE1049 - Plan.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Committee Member Engel also spoke to the item.

The motion carried by the following vote and the Ordinance was sent to Old Business:

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

3. [O-101-18](#)

AN ORDINANCE DENYING THE ZONING REQUEST TO CHANGE THE ZONING DESIGNATION FROM R-5 RESIDENTIAL SINGLE FAMILY TO OR OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 4511 SOUTH 3RD STREET CONTAINING 0.18 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1086).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [16ZONE1086.pdf](#)

[O-101-18 V.1 042618 Deny Rezoning from R5 to OR at 4511 S 3rd St](#)

[16ZONE1086.pdf](#)

[16ZONE1086 - 2018.03.01 PC Staff Report.pdf](#)

[16ZONE1086 - 2018.03.29 PC Minutes.pdf](#)

[16ZONE1086 - 2018.03.29 PC Staff Report.pdf](#)

[16ZONE1086 - Justification Statement.pdf](#)

[16ZONE1086 - Legal Description.pdf](#)

[16ZONE1086 - Plan.pdf](#)

[16ZONE1086 - Pre-App Staff Report.pdf](#)

[16ZONE1086 - Public Comments.pdf](#)

[16ZONE1086 - 2018.01.25 LD&T Staff Report.pdf](#)

[16ZONE1086 - 2018.01.25 LDT Minutes.pdf](#)

[16ZONE1086 - 2018.03.01 PC Minutes.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Committee Member Lanshima also spoke to the item.

The motion carried by the following vote and the Ordinance was sent to Old Business:

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

4. [O-103-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI-FAMILY TO R-7 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 1312 EAST WASHINGTON STREET CONTAINING 6,150 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1001).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17zone1001.pdf](#)

[O-103-18 V.1 042618 Rezoning from R6 to R7 at 1312 E Washington](#)

[St 17ZONE1001.pdf](#)

[17ZONE1001 - Findings of Fact.pdf](#)

[17ZONE1001 - Justification Statement.pdf](#)

[17ZONE1001 - Legal Description.pdf](#)

[17ZONE1001 - Plan.pdf](#)

[17ZONE1001 - Pre-App Staff Report.pdf](#)

[17ZONE1001 - 2018.03.08 LD&T Staff Report.pdf](#)

[17ZONE1001 - 2018.03.08 LDT Minutes.pdf](#)

[17ZONE1001 - 2018.03.29 PC Minutes.pdf](#)

[17ZONE1001 - 2018.03.29 PC Staff Report.pdf](#)

[17ZONE1001 - Applicant Booklet.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Council Member Sexton Smith also spoke to the item.

The motion carried by the following vote and the Ordinance was sent to Old Business:

District 4 Council Member Sexton Smith had a vote on this zoning case and voted YES.

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

5. [O-104-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 6101 FEGENBUSH LANE CONTAINING 3.86 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1039).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17ZONE1039.pdf](#)

[O-104-18 V.1 042618 Rezoning from R4 to C1 at 6101 Fegenbush Ln.](#)

[17ZONE1039.pdf](#)

[17ZONE1039 - Legal Description.pdf](#)

[17ZONE1039 - Plan.pdf](#)

[17ZONE1039 - Pre-App Staff Report.pdf](#)

[17ZONE1039 - Statement of Compliance.pdf](#)

[17ZONE1039 - 2018.02.22 LD&T Staff Report.pdf](#)

[17ZONE1039 - 2018.02.22 LDT Minutes.pdf](#)

[17ZONE1039 - 2018.03.29 PC Minutes.pdf](#)

[17ZONE1039 - 2018.03.29 PC Staff Report.pdf](#)

[17ZONE1039 - Applicant Exhibit Book.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

The motion carried by the following vote and the Ordinance was sent to Old Business:

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

6. [O-105-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-7 RESIDENTIAL MULTI-FAMILY TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 4949 TERRY ROAD CONTAINING 0.2 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1070).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17ZONE1070.pdf](#)

[O-105-18 V.1 042618 Rezoning from R7 to C2 at 4949 Terry Rd.](#)

[17ZONE1070.pdf](#)

[17ZONE1070 - 2018.03.29 PC Staff Report.pdf](#)

[17ZONE1070 - Applicant Justification.pdf](#)

[17ZONE1070 - Legal Description.pdf](#)

[17ZONE1070 - Plan.pdf](#)

[17ZONE1070 - Pre-App Staff Report.pdf](#)

[17ZONE1070 - 2018.03.08 LD&T Staff Report.pdf](#)

[17ZONE1070 - 2018.03.08 LDT Minutes.pdf](#)

[17ZONE1070 - 2018.03.29 PC Minutes.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

The motion carried by the following vote and the Ordinance was sent to Old Business:

Yes: 5 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

Prior to discussing Item #7, Chair Person Flood relinquished the chair to Vice Chair Stuckel at 2:32 p.m.

7. [O-106-18](#)

AN ORDINANCE ADOPTING TEXT AMENDMENTS TO CHAPTER 2, PART 8 OF THE LAND DEVELOPMENT CODE FOR THE HIGHVIEW PLANNED DEVELOPMENT DISTRICT AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1055).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17ZONE1055.pdf](#)

[O-106-18 V.1 042618 Amend LDC Chap 2 Part 8 for Highview PDD](#)

[17ZONE1055.pdf](#)

[17ZONE1055 - 2018.03.29 PC Staff Report.pdf](#)

[17ZONE1055 - Highview Neighborhood Plan.pdf](#)

[17ZONE1055 - Highview PDD Land Use and Design Standards.pdf](#)

[17ZONE1055 - 2017.10.05 PC Minutes 17MISC1064.pdf](#)

[17ZONE1055 - 2018.02.22 LD&T Staff Report.pdf](#)

[17ZONE1055 - 2018.02.22 LDT Minutes.pdf](#)

[17ZONE1055 - 2018.03.29 PC Minutes.pdf](#)

A motion was made by Committee Member Engel, seconded by Committee Member Lanshima, that this Ordinance be recommended for approval.

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation.

The motion carried by the following vote and the Ordinance was sent to Old Business per the request of Vice Chair Stuckel:

Yes: 4 - Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

Absent: 1 - Flood

8. [O-108-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-6 RESIDENTIAL MULTI-FAMILY TO R-7 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 7100 LEISURE LANE CONTAINING 10.83 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1069) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-108-18 PROPOSED FAM - Zoning at 7100 Leisure Lane.pdf](#)

[O-108-18 V.2 CAM 050118 Rezoning from R6 to R7 at 7100 Leisure Ln 17ZONE1069.pdf](#)
[17ZONE1069.pdf](#)

[O-108-18 V.1 042618 Rezoning from R6 to R7 at 7100 Leisure Ln 17ZONE1069.pdf](#)
[17ZONE1069 - 2018.03.29 PC Staff Report.pdf](#)

[17ZONE1069 - Pre-App Staff Report.pdf](#)

[17ZONE1069 - Statement of Compliance.pdf](#)

[17ZONE1069 - 2018.03.08 LD&T Staff Report.pdf](#)

[17ZONE1069 - 2018.03.08 LDT Minutes.pdf](#)

[17ZONE1069 - 2018.03.29 PC Minutes.pdf](#)

[17ZONE1069 - Plan \(without agency stamps\).pdf](#)

[17ZONE1069 - Plan with agency stamps.pdf](#)

[17ZONE1069 - Legal Description.pdf](#)

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

Brian Davis, Planning and Design Services, spoke to the item and gave a presentation. Paul Whitty, Jefferson County Attorney's Office, also spoke to the item.

A motion was made by Chair Person Flood, seconded by Committee Member Engel, that this Ordinance be amended by adding the following Binding Element #13: Any change in the existing development plan as it is today, including the old buildings and the new buildings, will require a Planning Commission public hearing, approval by the Planning Commission, and final approval by Metro Council. 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 - Flood, Stuckel, Hollander, Lanshima, and Engel

Excused: 2 - Mulvihill, and Reed

9. [O-387-17](#)

AN ORDINANCE AMENDING SECTION 150.110 OF THE LOUISVILLE/ JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("LMCO") RELATING TO WRECKING OR DEMOLITION OF HISTORIC BUILDINGS OR STRUCTURES (AMENDMENT BY SUBSTITUTION).

Sponsors: Primary S. Brandon Coan (D-8)

Attachments: [O-387-17 PROPOSED CABS 031318 Replacing LMCO 150.110 Demo of Historic Structures \(CM Coan 2-27-2018\).pdf](#)
[O-387-17 V.2 CABS 021318 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)
[O-387-17 PROPOSED CABS 021318 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)
[O-387-17 PROPOSED CABS -TRACKED CHANGES- 120517 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)
[O-387-17 PROPOSED CABS -CLEAN- 120517 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)
[O-387-17 V.1 110917 Replacing LMCO 150.110 Relating to Demo of Historic Structures.pdf](#)

This item remained tabled in committee.

10. [R-038-18](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION TO REVIEW THE STANDARD BINDING ELEMENT REGARDING DEVELOPER FUNDING OF HOMEOWNERS ASSOCIATIONS.

Sponsors: Primary Robin Engel (R-22)

Attachments: [R-038-18 V.1 022218 Planning Commission Review Binding Element Homeowners Association.pdf](#)

This item remained tabled in committee.

11. [O-110-18](#)

AN ORDINANCE ADOPTING THE PLAN 2040 COMPREHENSIVE PLAN (CASE NO. COMP_PLAN_UPDATE_4.16.18).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-110-18 V.1 042618 Plan 2040 - Comprehensive Plan Adoption.pdf](#)
[O-110-18 V.1 042618 ATTACH Plan 2040_Draft_4-12-18.pdf](#)
[PC_Minutes_04.16.18_SpecialMtg.pdf](#)

This item was held in committee.

Adjournment

Without objection, Vice Chair Stuckel adjourned the meeting at 2:39 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 May 10, 2018.