



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 Keisha Dorsey (D-3)
Committee Member Kevin Triplett (D-15)
Committee Member Markus Winkler (D-17)
Committee Member Nicole George (D-21)
Committee Member Robin Engel (R-22)

Tuesday, July 14, 2020

1:00 PM

Council Chambers

Call to Order

Chair Flood called the meeting to order at 1:02 p.m.

Roll Call

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

***NOTE: All committee members and non-committee members present attended virtually.**

Present: 7 - 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), Committee Member Nicole George (D-21), and Committee Member Robin Engel (R-22)

Non-Committee Member(s)

Council Member Sexton Smith (D-4) and Council Member Stuart Benson (R-20)

Support Staff

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

Clerk(s)

Cheryl Woods, Assistant Clerk
Lisa Franklin-Gray, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

1. [O-163-20](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 6517 DIXIE HIGHWAY CONTAINING APPROXIMATELY 0.886 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE0088) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-163-20 V.2 CAM 061620 - Rezoning at 6517 Dixie Hwy](#)

[19ZONE0088.pdf](#)

[19-ZONE-0088.pdf](#)

[O-163-20 V.1 042320 Rezoning at 6517 Dixie Hwy 19ZONE0088.pdf](#)

[19-ZONE-0088 PC Minutes.pdf](#)

[19-ZONE-0088 LDT Minutes.pdf](#)

[19-ZONE-0088 Staff Rpts.pdf](#)

[19-ZONE-0088 Legal Desc.pdf](#)

[19-ZONE-0088 Appl Justification.pdf](#)

[19-ZONE-0088 Plan 030520.pdf](#)

This item was held in committee.

2. O-340-19**AN ORDINANCE APPROVING THE SOUTH FLOYDS FORK VISION PLAN AND APPROVING ITS EXECUTIVE SUMMARY AS AN AMENDMENT TO THE PLAN 2040 COMPREHENSIVE PLAN (CASE NO. 19AREAPLAN0002).**

Sponsors: Primary Madonna Flood (D-24)

Attachments: O-340-19 V.1 101019 South Floyds Fork Vision Plan
19AREAPLAN0002.pdf
ATTACH 19AREAPLAN0002 south_floyds_fork_plan.pdf
ATTACH 19AREAPLAN0002
south_floyds_fork_executive_summary.pdf
071420 Presentation - South Floyds Fork.pdf
102919 South Floyds Fork Metro Council.pdf
19AREAPLAN0002_Public Materials.pdf
19AREAPLAN_Minutes.pdf
19AREAPLAN0002_Legal Description.pdf
19AREAPLAN0002 South Floyds Fork Vision Plan PC Staff
Report.pdf
19AREAPLAN0002 south_floyds_fork_appendix.pdf

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

Michael King, Economic Development, gave a presentation on the South Floyd's Fork Vision Plan ("the Plan").

The following spoke to this item:

- Committee Member Winkler
- Michael King
- Committee Member Triplett
- Chair Flood
- Committee Member Engel
- Council Member Benson
- Committee Member George

The following was discussed:

- History and purpose of the Development Review Overlay (DRO)
- Unable to develop flood plain area
- Cost of ancillary services and how they are recouped
- Potential environmental concerns
- Concerns of property owners include water quality and tree canopy
- Some concerns were previously addressed on a reactionary basis due to little or no regulation and the Plan may help to be proactive
- Two-year process to develop this Plan
- Executive Summary, page XXIV, items 29.A., B., and C., regarding promotion of diversity of housing type and expanding incentives for affordable housing development
- Possible amendments to the Planning Commission's recommendations for 4.B. and 5.A. (*see Clerk's Note below)

***Clerk's Note:** The copy of the South Floyds Fork Vision Plan provided to the Metro Council does not include the changes recommended by the Planning Commission. The language that has been recommended by the Planning Commission includes the following:

- Page 93, 4.B., should read as follows: 4.B. Roadways should be buffered from tree clearing. Rather than prohibit logging practices entirely in the area, this recommendation would maintain a buffer of trees and vegetation between public roadways and logging operations. This would reduce the visual impact of tree clearing on roadways and other scenic areas.

- Page 94, 5.A., should read as follows: Establish a 50 foot natural/vegetative buffer in new development adjacent to permanently protected land.

- Page 103, 21.A., should read as follows: 21.A. Maintain and protect a minimum of 50% tree canopy within the planning area.

- Page 106, 27.A., should read as follows: 27.A. Support and encourage dark sky compliant lighting on all new public and private development throughout the area.

A motion was made by Committee Member Engel, seconded by Committee Member Triplett, to amend the South Floyd's Fork Vision Plan as follows:

- Return to the original language for 4.B., on page 93, by adding "Wherever possible" before "Roadways should be buffered from tree clearing. Rather than prohibit logging practices entirely in the area, this recommendation would maintain a buffer of trees and vegetation between public roadways and logging operations. This would reduce the visual impact of tree clearing on roadways and other scenic areas."

The following spoke on the proposed amendment to 4.B. and discussed the reason the language was changed:

- Committee Member Winkler
- Committee Member George
- Council Member Benson
- Chair Flood

The motion to amend carried by a voice vote.

A motion was made by Committee Member Engel, seconded by Committee Member Dorsey, to amend the South Floyd's Fork Vision Plan as follows:

- Return to the original language for 5.A., on page 94, by:
 - striking: "Establish a 50 foot natural/vegetative buffer in new development adjacent to permanently protected land."
 - adding: "Consider establishing 'common sense' buffer standards between when new development is proposed adjacent to permanently protected active agricultural uses. Property owners should work together to develop adequate buffers in these cases."

The following spoke on the proposed amendment to 5.A.:

- Michael King
- Council Member Benson
- Committee Member Winkler
- Committee Member Engel
- Chair Flood
- Committee Member George
- Committee Member Dorsey
- Vice Chair Reed

The following was discussed regarding the proposed amendment to 5.A.:

- 50-foot buffer is too much and the distance for the buffer should be considered for each situation
- Delicate water shed in the area that needs to be protected, and one of the last places of conservation in Jefferson County
- Language it more regulatory and too intrusive
- Question about "permanently protected land"
- The intent of the language change from "permanently protected active agricultural uses" to "permanently protected land"
- The purpose of a vision plan versus regulations
- Use of the term "common sense" and the statement about having "property owners...work together"
- Who suggested the change to the language
- Entire communities have been impacted by unregulated freedom of property owners
- Need to use a scientific-based approach and provide an equitable parameter across the board for preservation
- This guideline addresses new development, and protects both the land owner and adjacent land owner
- Whether "permanently protected land" was defined in the plan
- Removing "agriculture" makes the language broader, and the reason for this change
- Request that another amendment be proposed that addresses the concerns being discussed

The motion to amend failed by the following vote:

Yes: 2 - Reed, and Engel

No: 5 - Flood, Dorsey, Triplett, Winkler, and George

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

3. [O-370-19](#)

AN ORDINANCE AMENDING SECTION 6.1.3 OF THE LOUISVILLE METRO LAND DEVELOPMENT CODE (“LDC”) REGARDING ACCESS ROADWAYS FOR RESIDENTIAL DEVELOPMENTS (CASE NO. 19-LDC-0001).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-370-19 V.1 110719 Amend LDC 6.1.3 for Access Roadways for Residential Developments 19LDC0001.pdf](#)
[O-370-19 V.1 110719 ATTACH Amend LDC 6.1.3 19LDC0001.pdf](#)
[19-LDC-0001 Staff Report.pdf](#)
[2019.10.17 Amended PC Minutes Case No. 19-LDC-0001.pdf](#)

This item was held in committee.

4. [R-031-20](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO NEIGHBORHOOD MEETINGS.

Attachments: [R-031-20 071420 Sponsorship Withdrawn.pdf](#)
[R-031-20 V.1 022020 Request PC Review LDC for Neighborhood Meetings.pdf](#)

Sponsorship withdrawn.

5. [O-164-20](#)

AN ORDINANCE RELATING TO THE ALTERNATIVE PLAN FOR CONNECTIVITY FOR, AND THE ZONING OF, PROPERTIES LOCATED AT 7000 RIDGE CREEK ROAD, 6601 SUNNY HILL ROAD, AND 7191 SOUTH HURSTBOURNE PARKWAY CONTAINING APPROXIMATELY 16.55 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19ZONE1029).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [19ZONE1029.pdf](#)

[O-164-20 V.1 042320 Rezoning at 7000 Ridge Creek Rd, 6601 Sunny Hill Rd & 7191 S Hurstbourne Pkwy 19ZONE1029.pdf](#)
[19-ZONE-1029 PC Minutes.pdf](#)
[19-ZONE-1029 Other Minutes.pdf](#)
[19-ZONE-1029 Staff Reports.pdf](#)
[19-ZONE-1029 Legal Description.pdf](#)
[19-ZONE-1029 Applicant Booklet.pdf](#)
[19-ZONE-1029 Applicant Booklet Pg 2.pdf](#)
[19-ZONE-1029 Justification Statement.pdf](#)
[19-ZONE-1029 Public Materials.pdf](#)
[19-ZONE-1029 Approved Plan.pdf](#)
[19-ZONE-1029 Amended Minutes.pdf](#)

This item was held in committee.

Adjournment

Without objection, Chair Flood adjourned the meeting at 2:38 p.m.