



Louisville Metro Government

Action Summary - Final Planning and Zoning Committee

Chair Madonna Flood (D-24)

Vice Chair Scott Reed (R-16)

Committee Member Jecorey Arthur (D-4)

Committee Member Bill Hollander (D-9)

Committee Member Kevin Triplett (D-15)

Committee Member Nicole George (D-21)

Committee Member Robin Engel (R-22)

Tuesday, January 25, 2022

1:00 PM

Council Chambers/Virtual

THIS IS CONSIDERED A SPECIAL MEETING

Call to Order

Vice Chair Reed called the meeting to order at 1:01 p.m.

Roll Call

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

***NOTE: All committee members and non-committee members present attended virtually, except Vice Chair Reed, Committee Member Hollander, Committee Member Triplett, Committee Member George, and Council Member Piagentini, who attended in Chambers.**

Present: 6 - Committee Member Jecorey Arthur (D-4), Committee Member Bill Hollander (D-9), Committee Member Kevin Triplett (D-15), Vice Chair Scott Reed (R-16), Committee Member Nicole George (D-21), and Committee Member Robin Engel (R-22)

Excused: 1 - Chair Madonna Flood (D-24)

Non-Committee Member(s)

Council Member Cassie Chambers Armstrong (D-8), and Council Member Anthony Piagentini (R-19)

Support Staff

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

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

1. [O-636-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 9500 GOLDERS GREEN CIRCLE CONTAINING APPROXIMATELY 9.44 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0112) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-636-21 V.2 CAM 120721 Zoning at 9500 Golders Green Circle.pdf](#)
[O-636-21 V.1 120221 Zoning at 9500 Golders Green Circle.pdf](#)
[21-ZONE-0112.pdf](#)
[21-ZONE-0112.pdf](#)
[November 18, 2021 PC Minutes Case 21-ZONE-0112.pdf](#)
[21-ZONE-0112 Other Minutes.pdf](#)
[21-ZONE-0112 Staff Reports.pdf](#)
[21-ZONE-0112 Legal Description.pdf](#)
[21-ZONE-0112 Statement of Compliance.pdf](#)
[21-ZONE-0112 Booklet.pdf](#)
[Pre--app plan SITE PLAN-PRE APP-2021-06-14.pdf](#)

This item was held in committee.

2. [O-678-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 8523 TERRY ROAD AND 6300 WEST PAGES LANE CONTAINING APPROXIMATELY 7.98 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0025).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-678-21 V.1 010622 Zoning at 8523 Terry Road and 6300 West Pages Lane .pdf](#)
[21-ZONE-0025.pdf](#)
[21-ZONE-0025_PC minutes_12.02.21.pdf](#)
[21-ZONE-0025_LDT minutes_two.pdf](#)
[21-ZONE-0025_appl justification stmt.pdf](#)
[21-ZONE-0025_citizen comments.pdf](#)
[21-ZONE-0025_Legal desc.pdf](#)
[21-ZONE-0025_Plan_113021.pdf](#)
[21-ZONE-0025_staff rpts.pdf](#)

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

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

Vice Chair Reed confirmed on behalf of Council Member Fowler that Binding Element #7 states that no used tire sales, bars or taverns are allowed.

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

Yes: 6 - Arthur, Hollander, Triplett, Reed, George, and Engel

Excused: 1 - Flood

3. [O-679-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 11405 HOLGATE DRIVE CONTAINING APPROXIMATELY 0.3207 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0049).

Sponsors:Primary Madonna Flood (D-24)

Attachments: [O-679-21 V.1 010622 Zoning at 11405 Holgate Drive.pdf](#)

[21-ZONE-0049.pdf](#)

[21-ZONE-0049 PC minutes 12.02.21.pdf](#)

[21-ZONE-0049 Other minutes.pdf](#)

[21-ZONE-0049 legal desc.pdf](#)

[21-ZONE-0049 Plan_082321.pdf](#)

[21-ZONE-0049 staff rpts.pdf](#)

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

Brian Davis, Planning and Design Services gave a presentation on the Planning Commission's recommendation.

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

Yes: 6 - Arthur, Hollander, Triplett, Reed, George, and Engel

Excused: 1 - Flood

4. [O-680-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 4520 POPLAR LEVEL ROAD CONTAINING APPROXIMATELY 85.6 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0121).

Sponsors:Primary Madonna Flood (D-24)

- Attachments:** [O-680-21 V.1 010622 Zoning at 4520 Poplar Level Road.pdf](#)
[21-ZONE-0121.pdf](#)
[21-ZONE-0121 PC Minutes 12.02.21.pdf](#)
[21-ZONE-0121 LDT Minutes 11.11.21.pdf](#)
[21-ZONE-0121 Legal Description.pdf](#)
[21-ZONE-0121 Applicant Justification Stmt.pdf](#)
[21-ZONE-0121 Applicants Booklet.pdf](#)
[21-ZONE-0121 Plan 12.02.21.pdf](#)
[21-ZONE-0121 Staff Reports.pdf](#)
[21-ZONE-0121 Traffic Study 11.01.21.pdf](#)

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

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

The following spoke to this item:

- Committee Member George
- Brian Davis

The following was discussed:

- Question and concerns about Binding Element #9 and the request to Kentucky Transportation Cabinet for a signal at the Poplar Level Road entrance and exit before a certificate of occupancy can be issued
- Concerns about the impact of traffic on Durrett Lane

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

Yes: 6 - Arthur, Hollander, Triplett, Reed, George, and Engel

Excused: 1 - Flood

5. [O-681-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 4805-4907 BARDSTOWN ROAD AND 8004 WATTERSON TRAIL CONTAINING APPROXIMATELY 19.29 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0013).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-681-21 V.1 010622 Zoning at 4805-4907 Bardstown Road and 8004 Watterson Trail.pdf](#)
[21-ZONE-0013.pdf](#)
[21-ZONE-0013_PC Minutes_ 112921.pdf](#)
[21-ZONE-0013 Applicants Presentation.pdf](#)
[21-ZONE-0013_Citizen Comments.pdf](#)
[21-ZONE-0013_Justification.pdf](#)
[21-ZONE-0013_Legal Description.pdf](#)
[21-ZONE-0013_Other Minutes.pdf](#)
[21-ZONE-0013_Plan_ 112921.pdf](#)
[21-ZONE-0013_Staff Reports.pdf](#)
[21-ZONE-0013_Traffic Study.pdf](#)
[21-ZONE-0013_Wetland Report.pdf](#)

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

Brian Davis, Planning and Design Services, gave a presentation on the Planning Commission's recommendation.

Committee Member Engle stated that this zoning change was previously in his District 22 and after the rezoning the item is now in District 2, which is Council Member Barbara Shanklin's District. He also stated he is in support of this item.

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

Yes: 6 - Arthur, Hollander, Triplett, Reed, George, and Engel

Excused: 1 - Flood

6. [O-507-21](#)

AN ORDINANCE AMENDING THE METRO LAND DEVELOPMENT CODE RELATING TO TRUCK PARKING REQUIREMENTS (CASE NO. 21-LDC-0010).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-507-21 V.1 101421 Ordinance Amending LCD Relating to Truck Parking Requirements .pdf](#)
[2021-11-02 21 LDC-0010 HeavyTruckParking_PlanningCommittee.pdf](#)
[21-LDC-0010 PC Minutes.pdf](#)
[21-LDC-0010_Truck Parking_Planning Commission SR_ 9-10-21 Attachment 2.pdf](#)
[21-LDC-0010_Truck. Parking_Planning Commission SR_9-10-21.pdf](#)

This item remained held in committee.

7. [O-634-21](#)

AN ORDINANCE RELATING TO THE ZONING OF PROPERTY LOCATED AT 14015 OLD HENRY TRAIL CONTAINING APPROXIMATELY 2.81 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 21ZONE0113). (AMENDMENT BY SUBSTITUTION)

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-634-21 V.2 CABS 010622 Zoning at 14015 Old Henry Trail.pdf](#)

[O-634-21 PROPOSED CABS 010622 Zoning at 14015 Old Henry Trail.pdf](#)

[O-634-21 V.1 120221 Zoning at 14015 Old Henry Trail.pdf](#)

[21-ZONE-0113.pdf](#)

[November 18, 2021 PC Minutes Case No. 21-ZONE-0113.pdf](#)

[21-ZONE-0113 Other Minutes.pdf](#)

[21-ZONE-0113 Staff Reports.pdf](#)

[21-ZONE-0113 Legal Description.pdf](#)

[21-ZONE-0113 Statement of Compliance.pdf](#)

[21-ZONE-0113 Interested Party Comments.pdf](#)

[21-ZONE-0113 Plan 092021.pdf](#)

[Planning Comm Old Henry Road.pdf](#)

[old-henry-road-sub-area-plan-2000.pdf](#)

[O-634-21 21ZONE0113 Rejection.docx](#)

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

The following spoke to this item:

- Vice Chair Reed
- Council Member Piagentini
- Committee Member Engel
- Committee Member Hollander
- Committee Member Arthur
- Committee Member George

The following was discussed:

- Questions and concerns about Ordinance No. 234, Series 2018, which Metro Council passed that re-adopted the then-existing Neighborhood Plans and adopted their Executive Summaries as an amendment to Plan 2040
- Questions and concerns about the restrictions that go into the Neighborhood Plans
- Question and concerns about whether the Sub Area Plan has been followed
- Question about whether the Sub Area Plan rejects high density housing
- Question about whether there are Area or Neighborhood Plans that exist that are not in alignment with comprehensive Plan 2040

A motion was made by Council Member Piagentini, seconded by Committee

Member Engel, that this Ordinance be amended by substitution to override the decision of the Planning Commission as shown in the attached document titled "O-634-21 V.2 CABS 010622 Zoning at 140515 Old Henry Trail.pdf".

The motion to amend by substitution carried by the following vote:

Yes: 4 - Arthur, Reed, George, and Engel

No: 2 - Hollander, and Triplett

Excused: 1 - Flood

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

District 19 Council Member Piagentini had a vote on this zoning case and voted YES.

Yes: 4 - Arthur, Reed, George, and Engel

No: 2 - Hollander, and Triplett

Absent: 1 - Flood

8. [O-637-21](#)

AN ORDINANCE AMENDING THE METRO LAND DEVELOPMENT CODE RELATING TO CHANGES IN THE CHILD CARE REGULATIONS (CASE NO. 21-LDC-0013).

Sponsors: Primary Madonna Flood (D-24), Additional Cassie Chambers Armstrong (D-8) and Additional Jecorey Arthur (D-4)

- Attachments:** [O-637-21 PROPOSED CAM \(1\) 020822 Ordinance Amending LDC Relating to Child Care Regulations.pdf](#)
[O-637-21 PROPOSED CAM \(2\) 020822 Ordinance Amending LDC Relating to Child Care Regulations.pdf](#)
[O-637-21 V.1 120221 Ordinance Amending LDC Relating to Child Care Regulations.pdf](#)
[Metro Council Child Care Changes 111821.pdf](#)
[November 18, 2021 PC Minutes Case 21-LDC-0013.pdf](#)
[21-LDC-0013 Staff Report.pdf](#)
[21-LDC-0013 Additional Staff Info.pdf](#)
[21-LDC-0013 Proposed Findings.pdf](#)
[21-LDC-0013 Comment Forms.pdf](#)
[GLI Letter RE Child Care Zoning Changes \(Arthur\).pdf](#)

A motion was made by Committee Member Arthur, seconded by Committee Member Hollander, that this Ordinance be untabled.

The following spoke to this item:

- Council Member Chambers Armstrong
- Emily Liu, Planning and Designs Services
- Joel Dock, Planning and Design Services
- Vice Chair Reed

- Committee Member George
- Committee Member Triplett
- Committee Member Hollander
- Joe Reverman, Planning and Design Services
- Committee Member Engel
- Committee Member Arthur

A motion was made by Committee Arthur, seconded by Committee Member Engle, that this Ordinance be amended.

The following was discussed:

- The Amendment would make it easier to open child care centers near and where people live and work
- Louisville has lost 8% of its child care facilities since the COVID-19 pandemic began
- West Louisville and Southwest Louisville are experiencing more child care shortages than in other areas in Jefferson County
- The Ordinance would add flexibility to the system for child care in residential and industrial areas with standards to make sure to protect the health of kids
- Questions about on-site child care for employees
- Concerns about parking issues for R-4 and R-5 Single Family Residential zoning areas
- Questions and concerns about whether parking plans will be required for residential areas
- Questions and concerns about the pickup and the drop-off loading standards
- Planning and Designs Services Director can make on-street parking available with the approval of Public Works
- Question and concerns about the standards that Public Works would apply for the use of street parking in residential areas for in-home child care facilities
- Child care facilities are required to be licensed by the State and the State issues a zoning conformation letter
- A Conditional Use Permit is required to operate a child care facility
- Questions and concerns about whether the Metro Council Members would be notified if someone in their District has applied to operate an in-home child care facility
- Concerns about the impact of a in-home child care facility in neighborhoods that are very dense such as a cul de sac for pick-ups and drop-offs
- Questions and concern about whether there can be designated parking areas on public neighborhood streets
- Question about what would be the ramifications for parking outside of the designated areas
- Questions and concerns about the hours of operation
- Questions about whether there is a report with data on parking concerns for in-home child care facilities
- Questions and concerns about how enforcement will be handled for those who are parked too long in pick-up and drop-off areas

A motion was made by Vice Chair Reed, seconded by Committee Member Engel, that this Ordinance be tabled.

The motion to table carried by a voice vote..

Adjournment

Without objection, Vice Chair Reed adjourned the meeting at 2:59 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 February 3, 2022.