

Historic Landmarks and Preservation Districts Commission Minutes

May 17, 2018

A meeting of the Louisville Metro Historic Landmarks and Preservation Districts Commission was held on Thursday, May 17, 2018 at 9:00 a.m. at the Old Jail Building located at 514 W. Liberty Street, Louisville, Kentucky.

Commission Members present:

Bob Vice, Chair
Joanne Weeter
Brandon Coan
Chris Hartman
Jay Stottman (left at approximately 10:33 a.m.)
Amin Omidy
Tamika Jackson
Reba Doutrick
Christopher Fuller
Carrye Jones
Robert Kirchdorfer

Commission Members absent:

Emily Liu
Milton Haskins, Jr.

Staff Members Present:

Joe Reverman, Assistant Director, Planning & Design Services
Joe Haberman, Planning & Design Manager
Cynthia Elmore, Historic Preservation Officer
Becky Gorman, Historic Preservation Specialist
Burcum Keeton, Architectural Projects Coordinator
Savannah Darr, Historic Preservation Specialist
Travis Fiechter, Legal Counsel
Paul Whitty, Legal Counsel
Sue Reid, Management Assistant

The following matters were considered:

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APPROVAL OF MINUTES

MARCH 22, 2018 HISTORIC LANDMARKS AND PRESERVATION DISTRICTS COMMISSION MEETING MINUTES

00:04:17 On a motion by Commissioner Hartman, seconded by Commissioner Omidy, the following resolution was adopted:

RESOLVED, the Louisville Metro Historic Landmarks and Preservation Districts Commission does hereby **APPROVE** the minutes of the meeting conducted on March 22, 2018.

The vote was as follows:

Yes: Commissioners Stottman, Hartman, Omidy, Fuller, Jones, Kirchdorfer, Jackson, Doutrick, Weeter, and Chair Vice

Abstain: Commissioner Coan

Absent: Commissioners Haskins, and Liu

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OLD BUSINESS

LMC_Subcommittee_HPATF

Update on the LMC Subcommittee on the HPATF recommendations

An audio/visual recording of the Historic Landmarks and Preservation Districts Commission meeting related to this case is available on the Planning & Design Services website, or you may contact the Customer Service staff to obtain a copy.

NOTE: Presentation of Agenda Item #3 was included with the presentation of Agenda Item #2

Presentation/Discussion:

00:06:02 Cynthia Elmore provided an overview of the Historic Preservation Advisory Task Force and their recommendations. Ms. Elmore then provided an update on the Landmarks Commission Subcommittee on the HPATF recommendations.

Ms. Elmore discussed the Subcommittee's draft recommendations for revisions to the Landmarks Ordinance. Ms. Elmore stated the bulk of changes are found in the petition and designation process. Ms. Elmore stated staff recommends review of draft recommendations until the next Landmarks Commission meeting which is scheduled for June 21, 2018. Ms. Elmore stated the public will be allowed an opportunity to comment on the draft recommendations as well (see recording for detailed presentation).

00:19:18 Chair Vice thanked everyone who has participated in the process. Chair Vice stated the County Attorney's office has also taken a look at this, and he deferred to Paul Whitty for further comments (see recording for detailed presentation).

00:21:08 Paul Whitty, Assistant County Attorney, stated that in the course of their review, they found an organic flaw in the Ordinance with respect to the composition of the Commission. Mr. Whitty stated that since its inception, the composition of the Commission has included a designee of the Metro Council. However, in 2012 when the Ordinance was revised to include a review by the Metro Council of the Commission's decisions that created what is known in the law as an incompatible office. That is, it puts the member of the Commission that is a member of the Metro Council in a position of passing judgement on his or her own decision, and that is forbidden by not only the Constitution of Kentucky, but also Statute and Case Law. Mr. Whitty stated his recommendation is that this

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OLD BUSINESS

LMC_Subcommittee_HPATF

piece of the composition be deferred to the Metro Council, because it is the President's role in making that appointment. Mr. Whitty stated that appointment is fine, it is the pool of candidates that's the issue. The Commissioners discussed this issue (see recording for detailed presentation).

00:24:52 Commissioner Coan stated he is going to resign effective at the end of today's meeting (see recording for detailed presentation).

NOTE: Agenda Item #2 and Agenda Item #3 were for informational purposes only. Therefore, no vote or action was taken.

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OLD BUSINESS

LMC_Ord_Revisions

Discussion of Draft Landmarks Ordinance Revisions

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NOTE: Please see Agenda Item #2 (beginning Page 3 of these minutes) for comments on this Agenda item.

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NEW BUSINESS LMC_Annual_Report

Landmarks Commission Annual Report

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Presentation/Discussion:

00:38:33 Joe Haberman reviewed the Annual Report for 2017.

Mr. Haberman reviewed the history of the Old Jail Building where the Landmarks meetings are held.

Mr. Haberman explained the Organizational Chart for Planning and Design Services, including boards, commissions and committees.

Mr. Haberman presented numbers for 2017, including applications received. Mr. Haberman provided a brief overview of the Comprehensive Plan (see recording for detailed presentation).

00:54:37 Cynthia Elmore provided additional comments regarding other work performed by staff. Ms. Elmore introduced the Urban Design Staff, and the staff members (Becky Gorman, Savannah Darr, and Burcum Keeton) briefly explained some of the work they perform (see recording for detailed presentation).

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NEW BUSINESS

ARC's_Report_On_Activity

Reports from ARC Chairs/Representatives

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Presentations/Discussions:

01:09:15 West Main Street ARC – no representative was present.

01:09:39 Limerick ARC – Stephen Peterson provided an update on the activities of the Limerick ARC and showed a PDF presentation. Mr. Peterson responded to questions from the Commissioners (see recording for detailed presentation).

01:30:09 Clifton ARC – Jay Stottman provided an update on the activities of the Clifton ARC (see recording for detailed presentation).

01:32:20 Old Louisville ARC – Herb Fink provided an update on the activities of the Old Louisville ARC (see recording for detailed presentation).

01:49:03 Cherokee Triangle ARC – Michael Gross provided an update on the activities of the Cherokee Triangle ARC (see recording for detailed presentation).

01:56:57 Parkland ARC – no representative was present.

01:57:15 Butchertown ARC – Lindsey Stoughton provided an update on the activities of the Butchertown ARC (see recording for detailed presentation).

01:59:57 Individual Landmarks ARC – Herb Shulhafer provided an update on the activities of the Individual Landmarks ARC (see recording for detailed presentation).

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The meeting adjourned at approximately 11:21 a.m.

Chairman

Division Director