

PLANNING COMMISSION MINUTES
December 3, 2020

PUBLIC HEARING

CASE NO. 20-ZONE-0020

*Note: This case was heard out of order. It was heard second on the agenda. Before a vote was taken, Commissioner Seitz recused herself and did not vote.

Request: Change-in-Zoning from R-4, single-family residential to R-5, single-family; R-6, multi-family; and OR-1, office-residential with detailed district development plan and variances - NIGHT HEARING REQUEST

Project Name: Hurstbourne Commons
Location: 8127 Watterson Trail
Owner: John A. Paddock
Applicant: RJ Thieneman
Representative: Dinsmore & Shohl, LLP
Jurisdiction: Louisville Metro
Council District: 11 - Kevin Kramer

Case Manager: Joel P. Dock, AICP, Planner II

Notice of this public hearing appeared in The Courier-Journal, a notice was posted on the property, and notices were sent by first class mail to those adjoining property owners whose names were supplied by the applicants.

The staff report prepared for this case was incorporated into the record. The Commissioners received this report in advance of the hearing, and this report was available to any interested party prior to the public hearing. (The staff report is part of the case file maintained in Planning and Design Services offices, 444 S. 5th Street.)

Agency Testimony:

00:15:43 Joel Dock said he did not have any new information to present. He said it is his understanding that this will be continued to the January 7, 2020 Planning Commission public hearing.

The following spoke in support of this request:

Cliff Ashburner, Dinsmore & Shohl, 101 S 5th St #2500, Louisville, KY 40202

Summary of testimony of those in support:

00:17:07 Cliff Ashburner, the applicant's representative, was present but said he had nothing else to add.

The following spoke in opposition to this request:

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No one spoke.

00:18:14 Commissioners' deliberation.
In response to a question from Commissioner Peterson, Commissioner Jarboe clarified aspects of the Governor's directives regarding in-person meeting policies during the current State of Emergency.

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

00:19:31 On a motion by Commissioner Brown, seconded by Commissioner Carlson, the following resolution was adopted:

RESOLVED, the Louisville Metro Planning Commission does hereby **CONTINUE** this case to the **January 7, 2021** Planning Commission public hearing.

The vote was as follows:

YES: Commissioners Lewis, Peterson, Brown, Mims, Howard, Carlson, Daniels, Sistrunk, and Jarboe.

RECUSED: Commissioner Seitz.

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October 1, 2020

PUBLIC HEARING

20-ZONE-0020

Request: Public hearing continuance. Application to be sent back to LD&T to an undetermined date with required notification. Change-in-Zoning from R-4, single-family residential to R-5, single-family; R-6, multi-family and OR-1, office-residential with detailed district development plan and variances

Project Name: Hurstbourne Commons
Location: 8127 Watterson Trail
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Jurisdiction: Louisville Metro
Council District: 11 – Kevin Kramer
Case Manager: Joel P. Dock, AICP, Planner II

NOTE: COMMISSIONER SEITZ RECUSED

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The staff report prepared for this case was incorporated into the record. The Commissioners received this report in advance of the hearing, and this report was available to any interested party prior to the public hearing. (Staff report is part of the case file maintained in Planning and Design Services offices, 444 S. 5th Street.)

Agency Testimony:

00:17:57 Mr. Dock stated this case was set for a night hearing for October 13, 2020. No notice has been sent. The applicant informed staff that they want to continue this case to a LD&T meeting, in which notice will be provided. The applicant will continue working with KYTC regarding possible roadway improvements.

The following spoke in favor of this request:

Cliff Ashburner, Dinsmore and Shohl, LLP, 101 South 5th Street, Suite 2500, Louisville, Ky. 40202

Summary of testimony of those in favor:

00:19:34 Mr. Ashburner stated he received late comments from KYTC regarding the entrance on Hurstbourne Pkwy. and in order to have adequate time to work with KYTC

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and Meijer on the precise configuration of that entrance, the public hearing needs to be delayed. The first LD&T meeting in November would be preferred.

00:21:37 Mr. Dock stated many citizens as well as the council person are under the impression this case would be continued to a date uncertain and new notices would be sent for an LD&T date. Mr. Ashburner agrees to send new notification for the LD&T meeting. Mr. Davis said November 12, 2020 is the first LD&T date.

Deliberation

00:27:23 Planning Commission deliberation.

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On a motion by Commissioner Carlson, seconded by Commissioner Peterson, the following resolution was adopted.

RESOLVED, that the Louisville Metro Planning Commission does hereby **CONTINUE** this case to a date uncertain and schedule it for the November 12, 2020 LD&T meeting to allow the applicant time to work out access issues and to set a new night hearing date.

The vote was as follows:

YES: Commissioners Brown, Carlson, Daniels, Howard, Lewis, Mims, Peterson and Jarboe

NOT PRESENT AND NOT VOTING: Commissioner Seitz