



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, February 27, 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.

Committee Member Lanshima arrived at 1:38 p.m.

Present: 7 - 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), and Committee Member Robin Engel (R-22)

Non-Committee Member(s)

Council Member S. Brandon Coan (D-8)

Support Staff

Paul Whitty, Jefferson County Attorney's Office
John Carroll, Jefferson County Attorney's Office
Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

David B. Wagner, Assistant Clerk

Pending Legislation

1. [O-032-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-5 RESIDENTIAL SINGLE FAMILY ON PROPERTY LOCATED AT 6015 LOVERS LANE CONTAINING 9.77 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 16ZONE1052) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-032-18 V.2 CAM 022718 Zoning change from R4 to R5 at 6015 Lovers Ln 16ZONE1052.pdf](#)
[16ZONE1052.pdf](#)
[O-032-18 V.1 022218 Zoning change from R4 to R5 at 6015 Lovers Ln 16ZONE1052.pdf](#)
[16ZONE1052 - Karst Survey.pdf](#)
[16ZONE1052 - Legal Description.pdf](#)
[16ZONE1052 - Plan.pdf](#)
[16ZONE1052 - Pre-App Staff Report.pdf](#)
[16ZONE1052 - 2017.12.14 LD&T Minutes.pdf](#)
[16ZONE1052 - 2017.12.14 LD&T Staff Report.pdf](#)
[16ZONE1052 - 2018.02.01 PC Minutes.pdf](#)
[16ZONE1052 - 2018.02.01 PC Staff Report.pdf](#)
[16ZONE1052 - Justification Statement.pdf](#)

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

Joe Reverman, Planning and Design Services, spoke to the item and gave a presentation. Committee Member Engel and 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 #11: If blasting is done on the site, developer shall provide copies of all reports required by state blasting regulations to affected property owners.

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: 7 - Flood, Stuckel, Hollander, Mulvihill, Reed, Lanshima, and Engel

2. [O-033-18](#)

AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 9808, 9818, 9818R HILLOCK DRIVE AND 8018 AND 8102 OLD BARDSTOWN ROAD CONTAINING 0.699 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1042) (AS AMENDED).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [O-033-18 V.2 CAM 022718 Zoning change from R4 to C1 at 9808-9818R Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf](#)
[17ZONE1042.pdf](#)

[O-033-18 PROPOSED CAM 022718 Zoning change from R4 to C1 at 9808-9818R Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf](#)

[O-033-18 V.1 022218 Zoning change from R4 to C1 at 9808-9818R Hillock Dr & 8018-8102 Bardstown Rd 17ZONE1042.pdf](#)
[17ZONE1042 - 2018.02.01 PC Minutes.pdf](#)

[17ZONE1042 - 2018.02.01 PC Staff Report.pdf](#)

[17ZONE1042 - Justification Statement.pdf](#)

[17ZONE1042 - Legal Description.pdf](#)

[17ZONE1042 - Plan.pdf](#)

[17ZONE1042 - Pre-App Staff Report.pdf](#)

[17ZONE1042 - Public Materials.pdf](#)

[17ZONE1042 - 2017.12.14 LD&T Minutes.pdf](#)

[17ZONE1042 - 2017.12.14 LD&T Staff Report.pdf](#)

[17ZONE1042 - 2018.01.11 LD&T Staff Report.pdf](#)

[17ZONE1042 - 2018.01.11 LDT Minutes.pdf](#)

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

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

A motion was made by Committee Member Engel, seconded by Committee Member Hollander, that this Ordinance be amended by adding the following Binding Element #12: Prior to the issuance of a Certificate of Occupancy, the developer shall construct a sidewalk within the area to be dedicated to right-of-way between the relocated eastern boundary of the property and the new Old Bardstown Road western right-of-way line, as shown on the approved development plan. The sidewalk shall be designed and constructed to accommodate the roadway realignment and comply with current Metro Public Works sidewalk standards.

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: 7 - Flood, Stuckel, Hollander, Mulvihill, Reed, Lanshima, and Engel

3. [O-034-18](#)

AN ORDINANCE CHANGING THE ZONING FROM M-3 INDUSTRIAL TO EZ-1 ENTERPRISE ZONE AND CHANGING THE FORM DISTRICT FROM TRADITIONAL NEIGHBORHOOD TO DOWNTOWN ON PROPERTIES LOCATED AT 237-243, 249-251, 255-257, 261, 267-275, AND 270 NORTH CAMPBELL STREET; 250, 350, 375, AND 1080 ADAMS STREET; 214, 225-229, 249-257, 261-265, AND 271 MILL STREET; 200, 203/203R CABEL STREET; AND 275 NORTH SHELBY STREET CONTAINING 32 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 17ZONE1050).

Sponsors: Primary Madonna Flood (D-24)

Attachments: [17ZONE1050.pdf](#)

[O-034-18 V.1 022218 Zoning change from M3 to EZ1 and FD change from TN to DT for lots on N Campbell, Adams, Mill, Cabel and N Shelby St 17ZONE1050.pdf](#)
[17ZONE1050 - Findings of Fact.pdf](#)
[17ZONE1050 - Legal Description.pdf](#)
[17ZONE1050 - Plan.pdf](#)
[17ZONE1050 - Pre-App Staff Report.pdf](#)
[17ZONE1050 - Statement of Compliance.pdf](#)
[17ZONE1050 - Traffic Study.pdf](#)
[17ZONE1050 - 2018.01.11 LD&T Staff Report.pdf](#)
[17ZONE1050 - 2018.01.11 LDT Minutes.pdf](#)
[17ZONE1050 - 2018.02.01 PC Minutes.pdf](#)
[17ZONE1050 - 2018.02.01 PC Staff Report.pdf](#)
[17ZONE1050 - Applicant Booklet.pdf](#)

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

Joe Reverman, 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: 7 - Flood, Stuckel, Hollander, Mulvihill, Reed, Lanshima, and Engel

4. [R-029-18](#)

A RESOLUTION REQUESTING THE LOUISVILLE METRO PLANNING COMMISSION, THROUGH ITS STAFF WITH PLANNING & DESIGN SERVICES, TO INITIATE THE ZONING AND FORM DISTRICT MAP AMENDMENT PROCESS AS RECOMMENDED BY THE SOUTHEAST METRO REGIONAL CENTER PLANNING STUDY.

Sponsors: Primary Robin Engel (R-22) and Additional Stuart Benson (R-20)

Attachments: [R-029-18 V.1 022218 Request PC to initiate zoning map amendments for SE Metro Regional Center study.pdf](#)
[R-029-18 V.1 022218 ATTACH Exhibit A.pdf](#)
[R-029-18 V.1 022218 ATTACH Planning Study.pdf](#)

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

Committee Member Engel spoke to the item.

The motion carried by a voice vote and the Resolution was sent to the Consent Calendar.

5. [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 was held in committee.

6. [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](#)

A motion was made by Vice Chair Stuckel, seconded by Committee Member Hollander, that this Ordinance be untabled. The motion carried without objection.

Council Member Coan and Dave Marchal, Develop Louisville, spoke to the item.

A motion was made by Vice Chair Stuckel, seconded by Committee Member Engel, that this Ordinance be tabled. The motion to table carried by a voice vote.

Chair Person Flood announced Louisville Metro Government department representatives have been invited to speak to this item at the next regularly scheduled Planning, Zoning and Annexation Committee meeting.

7. [O-375-17](#)

AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES ("LMCO") SECTION 164.30 ET SEQ., THE SYSTEM DEVELOPMENT CHARGE, TO REQUIRE INCREASED CONTRIBUTIONS AND ELIMINATE THE SUNSET PROVISION.

Sponsors: Primary Julie Denton (R-19)

Attachments: [O-375-17 V.1 102617 System Development Charge Increase.pdf](#)

This item was held in committee.

8. [R-168-17](#)

A RESOLUTION REQUESTING THE PLANNING COMMISSION TO REVIEW THE LAND DEVELOPMENT CODE REGULATIONS WITH REGARD TO THE PRESERVATION OF TREES AND TO INCREASE THE PERIMETER TREE PRESERVATION REQUIREMENTS.

Sponsors: Primary Julie Denton (R-19)

Attachments: [R-168-17 V.1 102617 Request PC to Review LDC Tree Preservation Requirements Increase.pdf](#)

This item was held in committee.

9. [R-189-17](#)

A RESOLUTION REQUESTING THE LOUISVILLE/JEFFERSON COUNTY PLANNING COMMISSION TO ADOPT A REGULATION PROVIDING FOR APPEALS TO THE METRO COUNCIL IN SUBDIVISION CASES.

Sponsors: Primary Julie Denton (R-19)

Attachments: [R-189-17 V.1 113017 PC Regulation for Appeals to MC Subdivision Cases.pdf](#)

This item was held in committee.

Adjournment

Without objection, Chair Person Flood adjourned the meeting at 2:16 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 March 8, 2018.