



# Louisville Metro Government

## Legislation Details (With Text)

**File #:** O-417-17      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Withdrawn  
**File created:** 11/20/2017      **In control:** Planning, Zoning and Annexation Committee  
**On agenda:** 1/30/2018      **Final action:** 1/30/2018  
**Title:** AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON REZONING, CONDITIONAL USE PERMIT, MAJOR SUBDIVISION, AND PLAN CERTAIN, CATEGORY 2B AND 3 DEVELOPMENT PLAN APPLICATIONS FOR RESIDENTIAL DEVELOPMENT IN THE SYSTEM DEVELOPMENT CHARGE AREA.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. O-417-17 V.1 113017 Temporary Moratorium on Rezoning and Development Plan Applications in System Development Charge Area.pdf, 2. O-417-17 V.1 113017 EXHIBIT A - Map of System Development Charge Areas.pdf, 3. O-417-17 REFERENCE System Development Charges for Roadways Report.pdf

Date	Ver.	Action By	Action	Result
1/30/2018	1	Planning, Zoning and Annexation Committee	withdrawn	
1/25/2018	1	Metro Council	assigned	
12/5/2017	1	Planning/Zoning, Land Design and Development Committee	held	
11/30/2017	1	Metro Council	assigned	

### ORDINANCE NO. \_\_\_\_\_, SERIES 2017

**AN ORDINANCE IMPOSING A TEMPORARY MORATORIUM ON REZONING, CONDITIONAL USE PERMIT, MAJOR SUBDIVISION, AND PLAN CERTAIN, CATEGORY 2B AND 3 DEVELOPMENT PLAN APPLICATIONS FOR RESIDENTIAL DEVELOPMENT IN THE SYSTEM DEVELOPMENT CHARGE AREA.**

**SPONSORED BY: COUNCIL MEMBER JULIE DENTON**

**WHEREAS**, the Legislative Council of the Louisville/Jefferson County Metro Government (“Council”) acknowledges that the System Development Charge Areas (“SDC Areas”), as hereinafter defined, are areas of substantial growth and development which do not have sufficient roadway infrastructure to safely and efficiently handle any further development that generates additional traffic;

**WHEREAS**, for the purposes of this Ordinance the SDC Areas are shown on Exhibit A attached hereto;

**WHEREAS**, the Council believes that a temporary pause in development will enable the

Louisville Metro Department of Public Works in cooperation with the Kentucky Transportation Cabinet to develop a plan for improving the roadway infrastructure in the SDC Areas in order to accommodate the anticipated growth of traffic volume created by new development;

**WHEREAS**, the Council would like to create a period wherein no new residential development applications, including without limitation, rezoning, conditional use permit, major subdivision and plan certain, category 2B and 3 development plan applications will be accepted while plans are developed to improve the roadway infrastructure in the SDC Areas and to ensure that new development does not overwhelm the roadway capacity;

**WHEREAS**, it is anticipated that such study and planning will take approximately six months to initiate and complete; and

**WHEREAS**, during the pendency of such study and planning, the Council desires to preserve the status quo by preventing changes to the existing land uses.

**NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“COUNCIL”) AS FOLLOWS:**

**SECTION I:** There is hereby imposed a moratorium on the acceptance and further processing by Louisville Metro Planning & Design Services, Louisville/Jefferson County Metro Planning Commission, and Louisville/Jefferson County Metro Board of Zoning Adjustment of any applications for residential rezoning, conditional use permits, major subdivisions, and Plan Certain, Category 2B and 3 development plans in the SDC Areas.

**SECTION II:** The Council hereby requests that the Louisville Metro Department of Public Works in cooperation with the Kentucky Transportation Cabinet undertake a study of the SDC Areas to identify roadways that need improvements to accommodate the anticipated growth of development in the SDC Areas.

**SECTION III:** The Council hereby requests that the Planning Commission, through its staff in Metro Planning and Design Services, study and consider adopting regulations requiring concurrency

in the approval of new development with roadway infrastructure sufficiently adequate to accommodate trips generated by the development proposals.

**SECTION IV:** This Ordinance shall take effect upon passage and approval and shall remain in effect for a period of one hundred eighty (180) calendar days after its effective date unless repealed or extended.

\_\_\_\_\_  
Stephen Ott Metro Council Clerk

H. \_\_\_\_\_ David  
Yates President of the Council

\_\_\_\_\_  
Fischer Mayor

Greg \_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_