

Louisville Metro Government



Meeting Agenda – Final

Thursday, November 09, 2023

6:00 PM

THIS MEETING IS BEING HELD VIA VIDEO TELECONFERENCE
Council Chambers/Virtual

Metro Council

*Tammy Hawkins (D-1), Barbara Shanklin (D-2), Kumar Rashad (D-3),
Jecorey Arthur (D-4), Donna L. Purvis (D-5), Phillip T. Baker (D-6), Paula McCraney
(D-7),*

*Ben Reno-Weber (D-8), Andrew Owen (D-9), Pat Mulvihill (D-10),
Kevin Kramer (R-11), Rick Blackwell (D-12), Dan Seum (R-13), Cindi Fowler (D-14),
Jennifer Chappell (D-15), Scott Reed (R-16), Markus Winkler (D-17),
Marilyn Parker (D-18), Anthony Piagentini (R-19), Stuart Benson (R-20), Betsy
Ruhe(D-21),*

*Robin Engel (R-22), Jeff Hudson(R-23), Madonna Flood (D-24), Khalil Batshon (R-
25), Brent Ackerson (D-26)*

President: Markus Winkler (D-17)

President Pro Tem: Paula McCraney (D-7)

5. ID 23-0340 Regular: Planning and Zoning Committee – October 31, 2023



Louisville Metro Government

Action Summary - Tentative

Planning and Zoning Committee

Chair Madonna Flood (D-24)

Vice Chair Scott Reed (R-16)

Committee Member Phillip T. Baker (D-6)

Committee Member Ben Reno-Weber (D-8)

Committee Member Jennifer Chappell (D-15)

Committee Member Betsy Ruhe (D-21)

Committee Member Robin Engel (R-22)

Committee Member Khalil Batshon (R-25)

October 31, 2023

1:00 PM

Council Chambers/Virtual

THIS MEETING IS BEING HELD VIA VIDEO TELECONFERENCE

Call to Order

Chair Flood called the meeting to order at 1:04 p.m.

Roll Call

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

NOTE: All committee members and non-committee members present attended in Chambers, except Committee Member Reno-Weber and Vice Chair Reed, who attended virtually.

Present: 8 - Chair Madonna Flood (D-24), Vice Chair Scott Reed (R-16), Committee Phillip T. Baker (D-6), Committee Member Ben Reno-Weber (D-8), Committee Member Jennifer Chappell (D-15), Committee Member Betsy Ruhe (D-21), Committee Member Robin Engel (R-22), and Committee Member Khalil Batshon (R-25)

Non-Committee Members(s)

Council Member Kumar Rashad (D-3), Council Member Jecorey Arthur (I-4) and Council Member Anthony Piagentini (R-19)

Support Staff

Travis Fiechter, Jefferson County Attorney's Office

Clerk(s)

Cheryl Woods, Assistant Clerk
Sonya Harward, Clerk

Pending Legislation

1. **O-234-23** AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 5024 AND 5026 SOUTH 3RD STREET AND 307 WEST KINGSTON AVENUE CONTAINING APPROXIMATELY 0.429 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 23ZONE0065).

10/17/23 Planning and Zoning Committee Tabled
10/31/23 Planning and Zoning Committee Recommended for Approval
Action Required By: December 21, 2023

Sponsors: Madonna Flood (D-24)

A motion was made by Committee Member Engel, seconded by Committee Member Baker, that this Ordinance be untabled.

The following spoke to this item:
- Committee Member Ruhe

Travis Fiechter, Jefferson County Attorney's Office, read into the record proposed Binding Elements 8 and 9.

A motion was made by Committee Member Ruhe and Committee Member Baker, that this Ordinance be amended as shown in the attached document titled "O-234-23 V.2 CAM 103123 Zoning at 5024 and 5026 S. 3rd Street and 307 W Kingston Ave.pdf."

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 (D-24), Reed (R-16), Baker (D-6), Reno-Weber (D-8), Ruhe (D-21), Engel (R-22), Batshon (R-25)

Absent: 1 - Chappell

2. **O-244-23** AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 9408 AND 9500 OLD BARDSTOWN ROAD CONTAINING APPROXIMATELY 9.28 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 22ZONE0105).

10/31/23 Planning and Zoning Committee Recommended for Approval
Action Required By: January 5, 2023

Sponsors: Madonna Flood (D-24)

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

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

The following spoke to this item:

- Committee Member Engel
- Brian Davis
- Chair Flood
- Committee Member Baker

Travis Fiechter, Jefferson County Attorney's Office, read into the record a proposed amendment.

A motion was made by Chair Flood, seconded by Committee Member Engel, that this Ordinance be amended as shown in the attached document titled "O-244-23 V.2 CAM 103123 Zoning at 9408 and 9500 Old Bardstown Road.pdf."

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: 8 – Reed (R-16), Engel (R-22), Flood (D-24), Baker (D-6), Reno-Weber (D-8), Chappell (D-15), Ruhe (D-21), Batshon (R-25)

3. O-245-23 AN ORDINANCE RELATING TO THE ZONING OF PROPERTIES LOCATED AT 7009 S. WATTERSON TRAIL AND 7909 AND 7913R GLASER LANE CONTAINING APPROXIMATELY 8.37 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 23ZONE0063).

10/31/23 Planning and Zoning Committee Recommended for Approval
Action Required By: January 5, 2023

Sponsors: Madonna Flood (D-24)

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

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

The following spoke to this item:

- Vice Chair Reed
- Brian Davis

Chair Flood stated she spoke to Council Member Hudson and he is in support of this item.

Travis Fiechter, Jefferson County Attorney's Office, read into the record a proposed amendment.

A motion was made by Chair Flood, seconded by Committee Member Chappell, that this Ordinance be amended as shown in the attached document titled "O-245-23 V.2 CAM 103123 Zoning at 7009 Watterson Trail, 7909 and 7913R Glaser Lane.pdf."

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: 8 – Flood (D-24), Reed (R-16), Baker (D-6), Reno-Weber (D-8), Chappell (D-15), Ruhe (D-21), Engel (R-22), Batshon (R-25)

4. O-246-23 AN ORDINANCE RELATING TO THE CHANGE OF THE STREET NAME OF THE PORTION OF STUART AVENUE NORTH OF FURY WAY TO VIRGINIA AVENUE AND BEING IN LOUISVILLE METRO (CASE NO. 23STRNAME0001).

10/31/23 Planning and Zoning Committee Recommended for Approval
Action Required By: April 2024

Sponsors: Madonna Flood (D-24)

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

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

The following spoke to this item:

- Committee Member Chappell
- Brian Davis
- Council Member Arthur

Chair Flood, stated she spoke with Council Member Fowler and she is in support of this item.

The motion carried by the following vote and the Ordinance was sent to the Consent Calendar.

Yes: 8 – Flood (D-24), Reed (R-16), Baker (D-6), Reno-Weber (D-8), Chappell (D-15), Ruhe (D-21), Engel (R-22), Batshon (R-25)

5. O-247-23 AN ORDINANCE RELATING TO THE REVISED DISTRICT DEVELOPMENT PLAN FOR PROPERTY LOCATED AT 6001 OUTER LOOP CONTAINING APPROXIMATELY 15.16 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 23DDP0078).

10/31/23 Planning and Zoning Committee Tabled
Action Required By April 2024

Sponsors: Madonna Flood (D-24)

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

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

A motion was made by Chair Flood, seconded by Committee Member Baker, that this Ordinance be tabled.

The motion to table carried by a voice vote.

6. **O-071-23** AN ORDINANCE CREATING A NEW CHAPTER OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("LMCO") PROTECTING COMMUNITIES IN LOUISVILLE METRO FROM DISPLACEMENT, TO BE KNOWN AS THE ANTI-DISPLACEMENT LAW, AND AMENDING LMCO 92.15.

10/26/23 Metro Council Reintroduced
10/31/2023 Planning and Zoning Committee Recommended for Approval
Action Required By: April 2023

Sponsors: Jecorey Arthur, Kumar Rashad, Ben Reno-Weber

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

The following spoke to this item:

- Council Member Arthur
- Council Member Rashad
- Committee Member Reno-Weber

Travis Fiechter, Jefferson County Attorney's Office, read a proposed amendment into the record.

The following spoke to this item:

- Committee Member Batshon

A motion was made by Committee Member Baker, seconded by Committee Member Reno-Weber, that this Ordinance be amended in section 169.05(7) to strike "their neighborhood" and add "any Displacement Area" and sections 169.05(8) and 169.05(16) as shown in the attached document titled "O-071-23 V.6 CAM Creating a New Chapter of the LMCO Known as the Anti-Displacement Law.pdf."

The motion to amend carried by a voice vote.

Council Member Arthur read a proposed amendment as shown in section 169.05(7) to strike "ten (10) consecutive" and add "seven (7) collective" in the attached document titled "O-071-23 V.6 CAM 103123 Creating a New Chapter of the LMCO Known as the Anti-Displacement Law.pdf."

A motion was made by Committee Member Reno-Weber, seconded by Committee Member Chappell, that this Ordinance be amended as read by Council Member Arthur

The motion to amend carried by a voice vote.

The following spoke to this item:

- Council Member Arthur
- Committee Member Chappell
- Chair Flood

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

Yes: 5 – Flood (D-24), Baker (D-6), Reno-Weber (D-8), Chappell (D-15), Ruhe (D-21)

Present: 3 – Reed (R-16), Engel (R-22), Batshon (R-25)

7. R-099-23 A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE BOND PROCESS IN CHAPTER 7, PART 2 OF THE LAND DEVELOPMENT CODE.

9/19/2023 Planning and Zoning Committee Held
10/3/2023 Planning and Zoning Committee Held
10/17/2023 Planning and Zoning Committee Held
10/31/2023 Planning and Zoning Committee Recommended for Approval
Action Required By: March 2024

Sponsors: Anthony Piagentini (R-19)

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

The following spoke to this item:

- Council Member Piagentini
- Chair Flood

A motion was made by Chair Flood, seconded by Committee Member Batshon, that this Resolution be amended as shown in the attached document titled “R-099-23 V.2 CAM 103123 Initiating Review of the Land Development Code RE Bond Process.pdf.”

The motion to amend carried by a voice vote.

The motion to recommend for approval carried by a voice vote and the amended Resolution was sent to Old Business.

8. R-114-23 A RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW THE LAND DEVELOPMENT CODE REGARDING THE AMOUNT OF MONEY A DEVELOPER MUST LEAVE IN AN HOMEOWNERS ASSOCIATION'S ACCOUNT BEFORE TURNING CONTROL OVER TO THE HOMEOWNERS.

Sponsorship has been withdrawn.

Sponsors: SPONSORSHIP WITHDRAWN

Adjournment

Without objection, Chair Flood adjourned the meeting at 2:06 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 November 9, 2023.