



Lexington-Fayette Urban County Government

200 E. Main St
Lexington, KY 40507

Legislation Details (With Text)

File #: 0844-17 **Version:** 1 **Name:** PLN-MAR-17-00019
Type: Ordinance **Status:** Second Reading
File created: 7/25/2017 **In control:** Urban County Council
On agenda: 9/12/2017 **Final action:** 9/12/2017
Enactment date: **Enactment #:** O-135-2017

Title: An Ordinance changing the zone from a Single Family Residential (R-1B) zone to a Highway Service Business (B-3) zone, for 4.66 net (6.29 gross) acres, for property located at 2300 Paris Pike. (J. Roger Jones, III; Council District 12). Approval 7-1 OBJECTORS (To Be Heard By September 20, 2017) [Div. of Planning, Duncan] Public Hearing on September 12, 2017 at 5:00 p.m.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Final Report, 2. Application, 3. Justification, 4. Map, 5. Staff Report, 6. Minutes, 7. 00582524.pdf, 8. ORDINANCE - 135-2017 - complete.pdf

Date	Ver.	Action By	Action	Result
8/17/2017	1	Urban County Council	Received First Reading	

An Ordinance changing the zone from a Single Family Residential (R-1B) zone to a Highway Service Business (B-3) zone, for 4.66 net (6.29 gross) acres, for property located at 2300 Paris Pike. (J. Roger Jones, III; Council District 12). Approval 7-1 OBJECTORS (To Be Heard By September 20, 2017) [Div. of Planning, Duncan] **Public Hearing on September 12, 2017 at 5:00 p.m.**

[An Ordinance changing the zone from a Single Family Residential (R-1B) zone to a Highway Service Business (B-3) zone, for 4.66 net (6.29 gross) acres, for property located at 2300 Paris Pike, including a request for a conditional use permit. (J. ROGER JONES, III: Council District 12). Approval 7-1 OBJECTORS (To Be Heard By September 20, 2017) [Div. of Planning, Duncan]]

WHEREAS, at a Public Hearing held on June 22, 2017 a petition for a zoning ordinance map amendment for property located at 2300 Paris Pike Road from a Single Family Residential (R1-B) zone to a Highway Service Business (B-3) zone for 4.66 net (6.29 gross) acres, was presented to the Urban County Planning Commission; said Commission recommending conditional approval of the zone change by a vote of 7-1; and

WHEREAS, this Council agrees with the recommendation of the Planning Commission; and

WHEREAS, the recommendation form of the Planning Commission is attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the Zoning Ordinance of the Lexington-Fayette Urban County Government be amended to show a change in zone for property located at 2300 Paris Pike Road from a Single Family Residential (R1-B) zone to a Highway Service Business (B-3) zone for 4.66 net (6.29 gross) acres, being more fully described in Exhibit "A" which is attached hereto and incorporated herein by reference.

Section 2 - That the granting of this zone change is made subject to the following use restrictions as conditions of granting the zone change:

Under the provisions of Article 6-7 of the Zoning Ordinance, the following land use restrictions shall apply for the subject property via conditional zoning:

Prohibited Uses

- a. Establishments and lots for the display, rental, sale, service, and minor repair of farm equipment, contractor equipment, automobiles, motorcycles, trucks, boats, travel trailers, and mobile homes.
- b. Cocktail lounges and nightclubs.
- c. Car wash establishments.
- d. Pawnshops.
- e. Adult arcades, massage parlors, adult bookstores, adult video stores, adult cabarets, adult dancing establishments, adult entertainment establishments, and sexual entertainment centers.
- f. Advertising signs, also known as billboards, as regulated by Article 17 of the Zoning Ordinance.

These restrictions are necessary and appropriate for the subject property in order to restrict the most intense land uses on the property that could have a negative impact on adjacent agricultural and residential land uses and the aesthetic condition of the Paris Pike corridor.

Section 3 - That the Lexington-Fayette Urban County Planning Commission is directed to show the amendment on the official zone map atlas and to make reference to the number of this Ordinance.

Section 4 - That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL