

Recd by \_\_\_\_\_

Date: \_\_\_\_\_

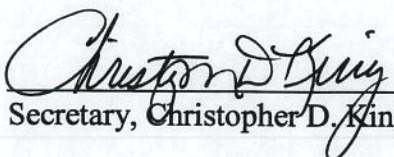
**RECOMMENDATION OF THE**  
**URBAN COUNTY PLANNING COMMISSION**  
**OF LEXINGTON-FAYETTE COUNTY, KENTUCKY**

**IN RE: ZOTA 2012-7: AMEND THE NOTIFICATION REQUIREMENTS FOR CONDITIONAL USE PERMIT APPLICATIONS (6/18/12)\*** – a petition for a Zoning Ordinance text amendment to modify the notification requirements for Conditional Use Permit applications to the Board of Adjustment by increasing the notification area to a distance of 800 feet from the subject property, and requiring notice to the nearest neighborhood association or homeowner’s association, regardless of distance.

Having considered the above matter on **June 14, 2012**, at a Public Hearing and having voted **8-1** that this Recommendation be submitted to the Lexington-Fayette Urban County Council, the Urban County Planning Commission does hereby recommend **APPROVAL** of the Staff Alternative Text, for the following reasons:

1. The staff alternative text amendment is supported by Goal #1 of the 2007 Comprehensive Plan, which endorses providing planning processes which enable widespread citizen participation and benefit the community.
2. The text amendment would increase the notice to nearby property owners, require notice to neighborhood or homeowner’s associations within the required notice area, and would require a sign to be posted on the subject property associated with a conditional use application well in advance of the Board of Adjustment’s public hearings.

**ATTEST:** This 20<sup>th</sup> day of June, 2012.

  
Secretary, Christopher D. King

**MIKE OWENS**  
**CHAIR**

At the Public Hearing before the Urban County Planning Commission, this text amendment was presented by **Ms. Traci Wade, Senior Planner.**

**OBJECTORS** \_\_\_\_\_

**OBJECTIONS** \_\_\_\_\_

- None

- None

**VOTES WERE AS FOLLOWS:**

AYES: (8) Beatty, Blanton, Brewer, Copeland, Owens, Penn, Plumlee, Wilson

NAYS: (1) Cravens

ABSENT: (2) Berkley, Roche-Phillips

ABSTAINED: (0)

DISQUALIFIED: (0)

Motion for **Approval** of **ZOTA 2012-7** carried.

- Enclosures: Text recommended by the Planning Commission
- Resolution for initiation
- Revised Staff Report
- Applicable excerpts of minutes of above public hearing

tw/wls/db

following reasons:

1. The staff alternative text amendment is supported by Goal #1 of the 2007 Comprehensive Plan, which endorses providing planning processes which enable widespread citizen participation and benefit the community.
2. The text amendment would increase the notice to nearby property owners, require notice to be posted on the subject property associated with a conditional use application well in advance of the Board of Adjustment's public hearing.

ATTEST: This 20<sup>th</sup> day of June 2012.

MIKE OWENS  
CHAIR

*[Signature]*  
Secretary, Board of Adjustment

At the Public Hearing before the Urban County Planning Commission, the text amendment was presented by Mr. Frank White, Senior Planner.

OBJECTIONS

OBJECTIONS

Vote

Vote