

ORDINANCE NO. 130 -2013

AN ORDINANCE CHANGING THE ZONE FROM A HIGH DENSITY APARTMENT (R-4) ZONE, WITH CONDITONAL ZONING RESTRICTIONS, TO A HIGH DENSITY APARTMENT ZONE WITH MODIFIED CONDITIONAL ZONING RESTRICTIONS, FOR 0.978 NET (1.108 GROSS) ACRES, FOR PROPERTY LOCATED AT 1167 APPIAN CROSSING WAY (COUNCIL DISTRICT 8).

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WHEREAS, at a Public Hearing held on September 26, 2013, a petition for a zoning ordinance map amendment for property located at 1167 Appian Crossing Way from a High Density Apartment (R-4) zone to a High Density Apartment zone with modified conditional zoning restrictions, for 0.978 net (1.108 gross) acres, was presented to the Urban County Planning Commission; said Commission recommending modified conditional approval of the zone change by a vote of 10-0; 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 1167 Appian Crossing Way from a High Density Apartment (R-4) zone to a High Density Apartment zone with modified conditional zoning restrictions, for 0.978 net (1.108 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 modified use restrictions as conditions of granting the zone change:

- a. A maximum of 24 residential apartment dwelling units and a rental office shall be permitted on the subject property, for a residential density of 24.54 dwelling units per acre; constituting the allowable number and type of residential units in this zone.

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.

