

ORDINANCE NO. \_\_\_\_\_-2013

AN ORDINANCE CHANGING THE ZONE FROM A PROFESSIONAL OFFICE (P-1) ZONE TO A HIGHWAY SERVICE BUSINESS (B-3) ZONE, FOR 0.6138 NET (0.9857 GROSS) ACRES, FOR PROPERTY LOCATED AT 3270 RICHMOND ROAD (KIRK & CAROL SNYDER; COUNCIL DISTRICT 7).

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WHEREAS, at a Public Hearing held on February 28, 2013, a petition for a zoning ordinance map amendment for property located at 3270 Richmond Road from a Professional Office (P-1) zone to a Highway Service Business (B-3) zone for 0.6138 net (0.9857 gross) acres, was presented to the Urban County Planning Commission; said Commission recommending 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 at 3270 Richmond Road, from a Professional Office (P-1) zone to a Highway Service Business (B-3) zone for 0.6138 net (0.9857 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 use and buffering restrictions are proposed for the subject property via conditional zoning:

PROHIBITED USES:

- a. Adult entertainment establishments, adult bookstores, and adult video stores.
- b. Drive-through window accessory to restaurants.
- c. Cocktail lounges not associated with restaurants.
- d. Nightclubs
- e. Billboards.
- f. Cellular telephone towers.
- g. Amusement parks and fairgrounds.
- h. Outdoor loudspeakers or music.

i. Hotels and motels.

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:

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MAYOR

ATTEST:

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CLERK OF URBAN COUNTY COUNCIL  
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