

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

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

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

**IN RE: ZOTA 2012-10: DEFINE & REGULATE ADULT DAY CARE CENTERS** – a Zoning Ordinance text amendment to define adult day care centers and to regulate such facilities as a conditional use in the P-1, B-1, B-2, B-2A and P-2 zones.

Having considered the above matter on **July 12, 2012**, at a Public Hearing and having voted **8-1** that this

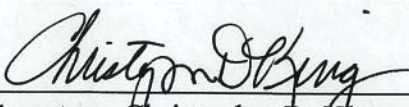
Recommendation be submitted to the Lexington-Fayette Urban County Council, the Urban County

Planning Commission does hereby recommend **APPROVAL OF THE REVISED COMMISSION**

**PROPOSED TEXT**, for the following reasons:

1. The proposed text amendment will make adult day care centers a conditional use in the P-1, B-1, B-2 and P-2 zones when proposed to be closer than 500 feet to a residential zone, which will allow for notification to neighbors and a public hearing before the Board of Adjustment prior to siting an adult day care center in these locations.
2. The proposed adult day care center definition is crafted after four zoning definitions recommended by the American Planning Association, and will allow for a new use in our zoning regulations.
3. The staff alternative text achieves the Council's goal of requiring notification and a public hearing process for siting adult day care centers proposing to locate near existing residential areas, and addresses the Commission's initial concerns with the draft text amendment forwarded to them for their review.

**ATTEST:** This 15<sup>th</sup> day of August, 2012.

  
\_\_\_\_\_  
Secretary, Christopher D. King

**MIKE OWENS**  
CHAIR

At the Public Hearing before the Urban County Planning Commission, this text amendment was presented by **Bill Sallee, Planning Manager**.

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

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

• None

• None

**VOTES WERE AS FOLLOWS:**

AYES: (8) Beatty, Berkley, Brewer, Cravens, Owens, Penn, Plumlee and Mundy

NAYS: (1) Roche-Phillips

ABSENT: (2) Blanton and Wilson

ABSTAINED: (0)

DISQUALIFIED: (0)

Motion for **Approval of the Revised Text of ZOTA 2012-10** carried.

- Enclosures:
- Ordinance initiating this request
  - PC Recommended Text
  - Staff Report
  - Supplemental Staff Report
  - Applicable excerpts of minutes of above public hearing

WLS

ATTEST: This is<sup>th</sup> day of August, 2012.

MIKE OWENS  
CHAIR

  
Secretary, Christopher D. King

At the Public Hearing before the Urban County Planning Commission, the text amendment was presented by Bill Sallee, Planning Manager.

OBJECTIONS

OBJECTIONS

• None

• None