

ORDINANCE NO. 90-2013

AN ORDINANCE CHANGING THE ZONE FROM A HIGH DENISTY APARTMENT (R-4) ZONE TO A LEXINGTON CENTER BUSINESS (B-2B) ZONE, FOR 0.137 NET (0.205 GROSS) ACRES, FOR PROPERTY LOCATED AT 562 WEST SHORT STREET (562 SHORT STREET, LLC; COUNCIL DISTRICT 3).

WHEREAS, at a Public Hearing held on June 27, 2013, a petition for a zoning ordinance map amendment for property located at 562 West Short from a High Density Apartment (R-4) zone to a Lexington Center Business (B-2B) zone, for 0.137 net (0.205 gross) acres, including a dimensional variance, was presented to the Urban County Planning Commission; said Commission recommending conditional approval of the zone change by a vote of 9-0; 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 562 West Short from a High Density Apartment (R-4) zone to a Lexington Center Business (B-2B) zone, for 0.137 net (0.205 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. Civic center and convention facilities
- b. Retail sale of plant, nursery or greenhouse products, or agricultural produce
- c. Hotels or motels
- d. Establishments for the display, rental or sale of automobiles,

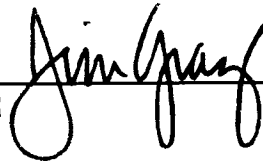
motorcycles, trucks and boats

- e. Amusement enterprises, such as circuses; carnivals; and horse or automobile racing
- f. Outdoor live entertainment
- g. Restaurants, cocktail lounges and nightclubs

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: August 29, 2013

MAYOR 

ATTEST:


CLERK OF URBAN COUNTY COUNCIL

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