

ORDINANCE NO. _____-2022

AN ORDINANCE AMENDING SECTION 1-11 OF THE ZONING ORDINANCE TO INCLUDE BARBER SHOPS AND BEAUTY PARLORS AS PERMITTED USES AS A HOME BASED BUSINESS. (URBAN COUNTY COUNCIL).

WHEREAS, the Lexington-Fayette Urban County Council has initiated a text amendment to Article 1-11 of the Zoning Ordinance to allow barber shops and beauty parlors to be included in the definition of a home based business; and

WHEREAS, the Planning Commission has reviewed and considered a text amendment to Article 1-11 of the Zoning Ordinance to allow barber shops and beauty parlors to be included in the definition of a home based business. The Planning Commission did recommend APPROVAL of the text by a vote of 7-0; 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 by reference herein.

BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Article 1-11 of the Zoning Ordinance of the Lexington-Fayette Urban County Government is hereby amended to include barber shops and beauty parlors in the definition of Home-based business as follows:

Sec. 1-11. - Definitions.

Home-based business means a gainful occupation or profession carried on in a residence that involves:

- a) Customers or clients coming to the residence; and/or
- b) The use of materials or equipment that are potentially disturbing to surrounding properties due to noise, odors, flammability or some other risk factor.

Examples include, but are not limited to, individual music instruction; athletic training; counseling services; and upholstery work.

The term "home-based businesses" shall not include offices for escort services; massage parlors, automobile and small engine repair; medical or dental offices; palm reading or fortune telling; catering or food-handling requiring a commercial kitchen; and uses, other than upholstery, which are first permitted in the B-4, I-1 or I-2 zone.

Section 2 – That this Ordinance shall become effective upon the date of its

passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

CLERK OF URBAN COUNTY COUNCIL

PUBLISHED:

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