

ORDINANCE NO. \_\_\_\_\_ - 2016

AN ORDINANCE AMENDING ARTICLE 23A-5: EXPANSION AREA RESIDENTIAL 1 (EAR-1) ZONE TO ALLOW SCHOOLS FOR ACADEMIC INSTRUCTION AS A PRINCIPAL USE IN THE EXPANSION AREA RESIDENTIAL-1 (EAR-1) ZONE. (CHRISTIAN ACADEMY OF THE BLUEGRASS, INC.).

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WHEREAS, the Lexington-Fayette Urban County Planning Commission has considered a text amendment to Article 23A-5 of the Zoning Ordinance to allow for schools for academic instruction as a principal use in the Expansion Area Residential-1 (EAR-1) zone. Planning Commission did recommend APPROVAL of the staff alternative text by a vote of 8-0; 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.

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

Section 1 – That Article 23A-5 of the Zoning Ordinance of the Lexington-Fayette Urban County Government is hereby amended by adding the following subsections:

ARTICLE 23A – EXPANSION AREAS ZONING CATEGORIES AND RESTRICTIONS

*23A-5 EXPANSION AREA RESIDENTIAL 1 (EAR-1) ZONE*

**23A-5(b) Principal Uses**

1. Single family, two-family, multi-family, and townhouse dwellings.
2. Community Residences.
3. Golf Courses and common open spaces.
4. Churches and Sunday schools when located adjacent to a street that has the functional classification of collector/boulevard or arterial.

**23A-5(c) Accessory Uses**

7. Child care facilities and schools for academic instruction when accessory to a church on the same property.

**23A-5(d) Conditional Uses**

5. Schools for academic instruction, except as permitted herein, but only when located on a lot adjacent to a street that has the functional classification of collector/boulevard or arterial.

Section 2 – 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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