

ORDINANCE NO. 47-2014

AN ORDINANCE AMENDING ARTICLE 5-2(a) OF THE ZONING ORDINANCE TO PROVIDE CLARIFICATION ABOUT WHEN A ZONING COMPLIANCE PERMIT IS REQUIRED. (URBAN COUNTY PLANNING COMMISSION).

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WHEREAS, the Lexington-Fayette Urban County Planning Commission has considered text amendments to Article 5-2(a) of the Zoning Ordinance to provide clarification about when a Zoning Compliance Permit is required; and

WHEREAS, the Planning Commission did hold a public hearing on this proposed text amendment on March 27, 2014; and

WHEREAS, the Planning Commission did recommend APPROVAL of the text amendment 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 by reference herein.

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

Section 1 – That Article 5-2(a) of the Zoning Ordinance of the Lexington-Fayette Urban County Government is hereby amended to read as follows:

ARTICLE 5-2 PERMITS REQUIRED FOR CONSTRUCTION, DEMOLITION AND LOCATION OF STRUCTURES-Permits shall be required for the following activities and shall be issued by the designated Division in conformity with the provisions of this Zoning Ordinance.

5-2(a)ZONING COMPLIANCE PERMIT – After January 1, 2012, no building or premises shall be occupied for any use, nor any use be changed, unless a zoning compliance permit has been issued by the Division of Planning. Such permits shall not be required for agricultural uses as defined in KRS, single family or two-family residences; however, this provision shall not be construed as to exempt such uses from the requirements of the Zoning Ordinance, conditional zoning restriction, development plan restrictions, or other similar duly enacted restriction.

Section 2-That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: May 8, 2014

