# ORDINANCE NO. <u>132</u> -2013

AN ORDINANCE AMENDING ARTICLES 1, 8 AND 12 OF THE ZONING ORDINANCE TO MODIFY THE USE OF TATTOO PARLORS AND REHABILITATION HOMES IN THE NEIGHBORHOOD BUSINESS (B-1) ZONE. (URBAN COUNTY PLANNING COMMISSION).

WHEREAS, the Lexington-Fayette Urban County Planning Commission has considered text amendments to Articles 1, 8 and 12 of the Zoning Ordinance to regulate the use of tattoo parlors and rehabilitation homes in the Neighborhood Business (B-1) zone; and

WHEREAS, the Planning Commission did hold a public hearing on this proposed text amendment on September 12, 2013; and

WHEREAS, the Planning Commission did recommend APPROVAL of the alternative 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 8 of the Zoning Ordinance of the Lexington-Fayette
Urban County Government is hereby amended to read as follows:

#### ARTICLE 8: SCHEDULE OF ZONES

### 8-15 PROFESSIONAL OFFICE (P-1) ZONE

### 8-15(b) Principal Uses

20. Rehabilitation homes, but only when more than five hundred (500) feet from a residential zone, school for academic instruction or a child care center.

### 8-15(d) Conditional Uses

5. Rehabilitation homes, when located closer than five hundred (500) feet from a residential zone, school for academic instruction or a child care center.

## 8-16 NEIGHBORHOOD BUSINESS (B-1) ZONE

## 8-16(b) Principal Uses

16. Rehabilitation homes, but only when more than five hundred(500) feet from a residential zone, school for academic instruction or a child care center.

### 8-16(d) Conditional Uses

10. Rehabilitation homes, but only when located closer than five hundred (500) feet from a residential zone, school for academic instruction or a child care center.

### 8-17 DOWNTOWN BUSINESS (B-2) ZONE

8-17(d) Conditional Uses

6. Rehabilitation homes, when located closer than five hundred (500) feet from a residential zone, school for academic instruction or a child care center.

### 8-19 LEXINGTON CENTER BUSINESS (B-2B) ZONE

8-19(d) Conditional Uses

11. Tattoo parlors.

Section 2 – That Article 12 of the Zoning Ordinance of the Lexington-Fayette
Urban County Government is hereby amended to read as follows:

## ARTICLE 12: PLANNED SHOPPING CENTER (B-6P) ZONE

#### 12-5 CONDITIONAL USES

f. Rehabilitation homes, when located closer than five hundred (500) feet from a residential zone, school for academic instruction or a day care center.

Section 3 -That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: November 7, 2013

/s/ Jim Gray	
MAYOR	

ATTEST:

/s/ Meredith Nelson
Clerk of Urban County Council
Published: November 14, 2013-1t

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