



# Lexington-Fayette Urban County Government

200 E. Main St  
Lexington, KY 40507

## Legislation Details (With Text)

**File #:** 0121-19      **Version:** 1      **Name:** Pensacola Moratorium  
**Type:** Resolution      **Status:** Approved  
**File created:** 1/29/2019      **In control:** Urban County Council  
**On agenda:** 3/7/2019      **Final action:** 3/7/2019  
**Enactment date:** 3/7/2019      **Enactment #:** R-093-2019

**Title:** A Resolution imposing a moratorium on zone map amendment applications and demolition permits for all properties located within the proposed Pensacola Park Area Historic Districts (H-1 overlay zone), more specifically defined as the following properties: 1733-1915 Nicholasville Rd. (odd addresses only, excluding 1847 Nicholasville Rd.); Chesapeake Dr. (no addresses); 96-171 Goodrich Ave.; 101-224 Lackawanna Rd.; 1855-1859 Norfolk Dr.; 101-177 Penmoken Park; 1847-1877 Pensacola Dr. (excluding 1871 Pensacola Dr.); 108-199 Rosemont Garden; 105-175 Suburban Ct.; and 101-166 Wabash Dr.; directing the Div. of Planning to refuse to accept or process applications for a zone change and directing the Div. of Building Inspection to refuse to accept applications for demolition permits for these properties; establishing the purpose of this moratorium is to give the Planning Commission and the Urban County Government time to consider and take final action on an H-1 overlay zone application to be initiated by the Planning Commission for these properties; and setting the duration of the moratorium to be six months or until the Council takes final action on the proposed Pensacola Park Area H-1 overlay zone, whichever event occurs first. [Council Office, Maynard]

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution for proposed moratorium for WGPL H-1 overlay (00642037xAFB4D).pdf, 2. 00642037.pdf, 3. RESOLUTION - 093-2019

| Date      | Ver. | Action By                         | Action                             | Result |
|-----------|------|-----------------------------------|------------------------------------|--------|
| 3/7/2019  | 1    | Urban County Council              | Approved                           | Pass   |
| 2/21/2019 | 1    | Urban County Council              | Reconsidered                       | Pass   |
| 2/21/2019 | 1    | Urban County Council              | Received First Reading             |        |
| 2/21/2019 | 1    | Urban County Council              | Amended                            | Fail   |
| 2/21/2019 | 1    | Urban County Council              | Suspended Rules for Second Reading | Fail   |
| 2/7/2019  | 1    | Urban County Council              | Received First Reading             |        |
| 1/31/2019 | 1    | Urban County Council              | Received First Reading             |        |
| 1/29/2019 | 1    | Urban County Council Work Session | Approved and Referred to Docket    | Pass   |

A Resolution imposing a moratorium on zone map amendment applications and demolition permits for all properties located within the proposed Pensacola Park Area Historic Districts (H-1 overlay zone), more specifically defined as the following properties: 1733-1915 Nicholasville Rd. (odd addresses only, excluding 1847 Nicholasville Rd.); Chesapeake Dr. (no addresses); 96-171 Goodrich Ave.; 101-224 Lackawanna Rd.; 1855-1859 Norfolk Dr.; 101-177 Penmoken Park; 1847-1877 Pensacola Dr. (excluding 1871 Pensacola Dr.); 108-199 Rosemont Garden; 105-175 Suburban Ct.; and 101-166 Wabash Dr.; directing the Div. of Planning to refuse to accept or process applications for a zone change and directing the Div. of Building Inspection to refuse to accept applications for demolition permits for these properties; establishing the purpose of this moratorium is to give the

Planning Commission and the Urban County Government time to consider and take final action on an H-1 overlay zone application to be initiated by the Planning Commission for these properties; and setting the duration of the moratorium to be six months or until the Council takes final action on the proposed Pensacola Park Area H-1 overlay zone, whichever event occurs first. [Council Office, Maynard]

WHEREAS, at the request of several neighbors, a proposed Historic (H-1) overlay zone on properties in the Pensacola Park Area neighborhood is being considered and studied for initiation by the Planning Commission; and

WHEREAS, the Council is considering enactment of a six-month moratorium on applications for a zone change and on applications for demolition permits for these properties to study and evaluate the initiation of H-1 zoning for these properties; and

WHEREAS, a moratorium on zone change applications and demolition permits in this area is necessary and appropriate to protect the existing character and integrity of the Pensacola Park Area while the six-month moratorium is in place to allow the Planning Commission and Urban County Council sufficient time thereafter to consider the feasibility and suitability of applying an H-1 overlay to the properties located in these neighborhoods;

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

Section 1 - That a moratorium is hereby imposed on zone change applications and applications for demolition permits for all properties located within the area of the proposed Pensacola Park Area proposed Historic Districts (H-1 overlay zone), more specifically defined as the following properties: Chesapeake Drive (no addresses); 96-171 Goodrich Avenue; 101-224 Lackawanna Road; 1855-1859 Norfolk Drive; 101-177 Penmoken Park; 1847-1877 Pensacola Drive (excluding 1871 Pensacola Drive); 108-199 Rosemont Garden; 105-175 Suburban Court; and 101-166 Wabash Drive (the "Subject Properties").

Section 2 - That the Division of Planning is directed to refuse to accept or to process applications for a zone change for the Subject Properties and the Division of Building Inspection is directed to refuse to accept

or to process applications for any demolition permits for the Subject Properties for the duration of the moratorium.

Section 3 - That the purpose of this moratorium is hereby established to allow the Planning Commission and Urban County Government sufficient time to consider application of an H-1 overlay zone on the Subject Properties.

Section 4 - That the duration of the moratorium is hereby set for a period of six (6) months or until the Council takes final action on the H-1 overlay zone, whichever event occurs first.

Section 5 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

MAYOR

ATTEST:

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CLERK OF URBAN COUNTY COUNCIL