

**CITY OF UNION, KENTUCKY
ORDINANCE NO. 2022-12**

AN ORDINANCE OF THE CITY OF UNION, KENTUCKY APPROVING, WITH CONDITIONS, A REQUEST OF RIEGLER BLACKTOP, INC PER DAN RIEGLER (APPLICANT) FOR DR. JAMES WRIGHT (OWNER) FOR A ZONING MAP AMENDMENT FROM UNION COMMERCIAL (UC) TO UNION COMMERCIAL/PLANNED DEVELOPMENT (UC/PD) AND A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN A UC DISTRICT FOR AN APPROXIMATE 2.5 ACRE AREA LOCATED ALONG THE EAST SIDE OF U.S. 42, BETWEEN FROGTOWN ROAD AND CALLIE WAY, BEING THE PROPERTIES LOCATED AT 10350 AND 10358 U.S. 42, UNION, KENTUCKY.

WHEREAS, the City of Union, Kentucky is a member of the county-wide planning unit, having a county-wide planning commission known as the Boone County Planning Commission; and

WHEREAS, the Boone County Planning Commission received a request for a Zoning Map Amendment to the Boone County Zoning Map and such Zoning Map Amendment being a zone change From Union Commercial (UC) To Union Commercial/Planned Development (UC/PD) And A Change In An Approved Concept Development Plan In A UC District For An Approximate 2.5 Acre Area Located Along The East Side Of U.S. 42, Between Frogtown Road And Callie Way, Being The Properties Located At 10350 And 10358 U.S. 42, Union, Kentucky And Providing The Recommendation Be Forwarded To The City Of Union, Kentucky.

WHEREAS, the Boone County Planning Commission as the planning unit for the City of Union, Kentucky was requested to and has conducted a Public Hearing serving as a due process trial-type hearing and made findings recommending approval, with conditions, for the Zoning Map Amendment; and

WHEREAS, the Boone County Planning Commission by Resolution No. R-22-012-A recommended approval of the rezoning described above, with conditions; and

WHEREAS, the recommendation of the Boone County Planning Commission is based upon certain findings and conditions attached to its Resolution, all of which have been reviewed by the City Commission for the City of Union, Kentucky; and

WHEREAS, the Union City Commission desires to affirm and approve the recommendation of the Boone County Planning Commission pursuant to K.R.S. 100.211 within ninety (90) days of the Planning Commission's final action and grant the application of the Zoning Map Amendment, with conditions.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF UNION, KENTUCKY as follows:

SECTION I

That the request for a change in the Zoning Map Amendment being a Zone Change from Union Commercial (UC) To Union Commercial/Planned Development (UC/PD) And A Change In An Approved Concept Development Plan In A UC District For An Approximate 2.5 Acre Area Located Along The East Side Of U.S. 42, Between Frogtown Road And Callie Way, Being The Properties Located At 10350 And 10358 U.S. 42, Union, Kentucky And Providing The Recommendation Be Forwarded To The City Of Union, Kentucky. The Request For A Zone Change shall be and is hereby approved, with conditions, as set forth in the Boone County Planning Commission's Resolution R-22-012-A, which includes, but is not limited to, their Findings of Fact and Description of the real estate which is the subject of this Ordinance and is attached hereto and marked Exhibit "A" and incorporated herein by reference.

SECTION II

If approval for Zoning Map Amendment shall be held invalid, in whole or in part, by any court of proper jurisdiction, such invalidity shall not affect the validity of any of the other zoning regulations, zoning map, or comprehensive plan provisions as they are severable from this

Ordinance and they are intended to have effect regardless of any invalidity relating to this particular Ordinance.

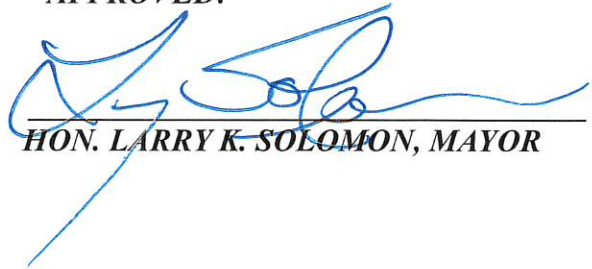
SECTION III

Publication of this Ordinance is hereby authorized to be by summary publication in accordance with Kentucky Law.

FIRST READING this the 2nd DAY OF MAY, 2022

SECOND READING this the 6th DAY OF JUNE, 2022

APPROVED:



HON. LARRY K. SOLOMON, MAYOR

ATTEST:



TAMMY WILHOITE, CITY CLERK

Published: _____