

**CITY OF UNION, KENTUCKY  
ORDINANCE NO. 2022-15**

**AN ORDINANCE OF THE CITY OF UNION, KENTUCKY APPROVING, WITH CONDITIONS, A REQUEST OF ARLINGHAUS I, LLC PER BOB SCHRODER (APPLICANT) FOR CAROL RAY AND PAUL MEDIN (OWNERS) FOR A ZONING MAP AMENDMENT FROM RURAL SUBURBAN ESTATES (RSE) DISTRICT TO SUBURBAN RESIDENTIAL ONE (SR-1) DISTRICT FOR AN APPROXIMATE .35 ACRE AREA LOCATED ALONG THE NORTH SIDE OF HATHAWAY ROAD BETWEEN OLD UNION ROAD AND SPRUCE LANE, UNION, KENTUCKY AND A REQUEST OF ARLINGHAUS I, LLC PER BOB SCHRODER (APPLICANT AND OWNER) FOR A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN AN AGRICULTURAL ESTATE/UNION TOWN OVERLAY(A-2UTO) DISTRICT FOR AN APPROXIMATE 14 ACRE AREA LOCATED AT THE TERMINUS OF WESTFIELD LANE, 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 Request Of Arlinghaus I, LLC Per Bob Schroder (Applicant And Owner) For A Change In An Approved Concept Development Plan In An Agricultural Estate/Union Town Overlay (A-2/UTO) District For An Approximate 14 Acre Area Located At The Terminus Of Westfield Lane, Union, Kentucky and a change from Rural Suburban Estates (RSE) District to Suburban Residential One (SR-1) District for an approximate .35 acre area located along the north side of Hathaway Road between Old Union Road and Spruce Lane, 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-22-014-A

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 Request Of Arlinghaus 1, LLC Per Bob Schroder (Applicant And Owner) For A Change In An Approved Concept Development Plan In An Agricultural Estate/Union Town Overlay (A-2/UTO) District For An Approximate 14 Acre Area Located At The Terminus Of Westfield Lane, Union, Kentucky .

The Request For A Zoning Map Amendment shall be and is hereby approved, with conditions, as set forth in the Boone County Planning Commission's Resolution R-22-014-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**

That the request for a change in the Zoning Map Amendment being a Request Of Arlinghaus 1, LLC Per Bob Schroder (Applicant) for a change from Rural Suburban Estates (RSE) District to Suburban Residential One (SR-1) District for An Approximate .35 Acre Area Located Along The North Side Of Hathaway Road Between Old Union Road And Spruce Lane, Union, Kentucky .

The Request For A Zoning Map Amendment from Rural Suburban Estates (RSE) District

to Suburban Residential One (SR-1) District shall be and is hereby approved, with conditions, as set forth in the Boone County Planning Commission's Resolution R-22-014-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 III**

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.

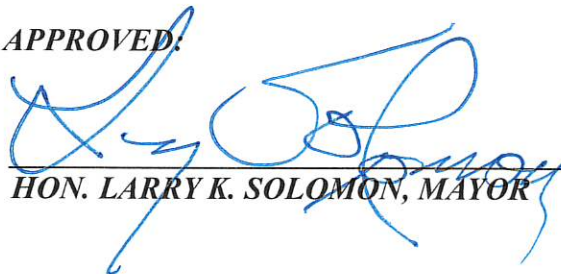
### **SECTION IV**

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

***FIRST READING this the 6<sup>th</sup> DAY OF JULY, 2022***

***SECOND READING this the 1<sup>st</sup> DAY OF AUGUST, 2022***

***APPROVED:***



***HON. LARRY K. SOLOMON, MAYOR***

***ATTEST:***



**TAMMY WILHOITE, CITY CLERK**