

**CITY OF UNION, KENTUCKY  
ORDINANCE NO. 2025-03**

**AN ORDINANCE ADOPTING A ZONING TEXT AMENDMENT TO THE BOONE COUNTY ZONING REGULATIONS TO REGULATE AND DEFINE SOLAR ENERGY SYSTEMS AND BATTERY STORAGE FACILITIES AND IDENTIFY ZONING DISTRICTS WHERE SUCH USES ARE ALLOWED AS AUTHORIZED USES WITHIN THE BOONE COUNTY PLANNING UNIT FOR BOONE COUNTY, KENTUCKY, THE TEXT AMENDMENTS TO THE BOONE COUNTY ZONING REGULATIONS BEING TO ARTICLE 40, SECTION 4000; ARTICLE 5, SECTION 505.1; ARTICLE 5, SECTION 505.2; ARTICLE 5, SECTION 505.3; ARTICLE 5, SECTION 505.4, ARTICLE 5, SECTION 505.5; ARTICLE 31, SECTION 3117; AND ARTICLE 31 SECTION 3118, SUCH AMENDMENT TO BE MADE TO ZONING REGULATIONS MODIFYING THE DEFINITIONS OF “SOLAR ENERGY AND BATTERY STORAGE TEXT AMENDMENTS”.**

*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 Text Amendment to modify the definitions of “Solar Energy and Battery Storage”; and

*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 for the Zoning Text Amendment; and

*WHEREAS*, the Boone County Planning Commission by Resolution No. R-24-036-A recommended approval of a Zoning Text Amendment described above; 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***, a majority of the Union City Commission adopts the recommendation of the Boone County Planning Commission pursuant to K.R.S. 100.211.

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

### **SECTION I**

That the requirements of Chapter 100 of the Kentucky Revised Statutes having been followed, those zoning regulations prepared by the Planning and Development Services of Boone County for a zoning text amendment are hereby adopted and approved as set forth in the Boone County Planning Commission's Resolution R-24-036-A, which includes, but is not limited to, their Findings of Fact and is attached hereto and marked Exhibit "A" and incorporated herein by reference as if fully set out. The text of these zoning regulations was prepared by the Boone County Planning and Zoning Commission and its staff in accordance with the provisions required by KRS Chapter 100 and related to the City of Union Zoning Ordinances.

### **SECTION II**

If this approval for a Zoning Text 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**

Adoption of the Zoning Text Amendment herein shall have no effect on the current Boone County Subdivision Regulations.

**SECTION IV**

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

***FIRST READING this the 17th day of March 2025.***

***SECOND READING this the 7th day of April 2025.***

***APPROVED:***

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

***ATTEST:***

  
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**TAMMY WILHOITE, CITY CLERK**

**Published: \_\_\_\_\_**