

ORDINANCE 2022-16

AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT, 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 81 ACRE AREA LOCATED ALONG THE NORTH SIDE OF HATHAWAY ROAD, BETWEEN OLD UNION ROAD AND SPRUCE LANE, APPROXIMATELY 2,400 FEET EAST OF SPRUCE LANE, BEING DIRECTLY ACROSS FROM MEIMAN ROAD AND HAVING A PARCEL IDENTIFICATION NUMBER (PIDN) OF 052.00-00-028.03, BOONE COUNTY AND 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-2/UTO) DISTRICT FOR AN APPROXIMATE 14 ACRE AREA LOCATED AT THE TERMINUS OF WESTFIELD LANE, UNION, KENTUCKY.

WHEREAS, the Boone County Planning Commission received a request for a Zoning Map Amendment from Rural Suburban Estates (RSE) district to Suburban Residential One (SR-1) district for an approximate 81 acre area located along the north side of Hathaway Road, between Old Union Road and Spruce Lane, approximately 2,400 feet east of Spruce Lane, being directly across from Meiman Road and have a Parcel Identification Number (PIDN) of 052.00-00-028.03, Boone County and Union, Kentucky and a request 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 which is more particularly described below; and,

WHEREAS, the Boone County Planning Commission as the planning unit for the unincorporated areas of Boone County and 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 for the Zoning Map Amendment and a Change in an Approved Concept Development Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF BOONE, COMMONWEALTH OF KENTUCKY:

Section One

That the request for a Zoning Map Amendment and Change in an Approved Concept Development Plan for the real estate which is more particularly described below shall be and is hereby recommended for approval, with conditions, this Zoning Map Amendment from Rural Suburban Estates (RSE) district to Suburban Residential One (SR-1) district for an approximate 81 acre area located along the north side of Hathaway Road, between Old Union Road and Spruce Lane, approximately 2,400 feet east of Spruce Lane, being directly across from Meiman Road and have a Parcel Identification Number (PIDN) of 052.00-00-028.03, Boone County and Union, Kentucky and a request 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 real estate which is subject to all requests are described in DEED BOOKS/PAGE NOS. 1167/434 and 779/178 respectively (as supplied by the applicant) as recorded in the Boone County Clerk's office.

Section Two

That as a basis for this approval for a Zoning Map Amendment and Change in an Approved Concept Development Plans request are the findings of fact, and conditions, of the Boone County Planning Commission as set forth in its minutes and official records for this request shall be and are hereby incorporated by reference as if fully set out in this Ordinance and marked as "Exhibit A."

The Boone County Planning Commission Committee recommended approval for this request based on the findings of fact and conditions as set forth in the Committee Report and marked as "Exhibit B."


Section Three

This Ordinance shall be in effect and in full force from and after its passage, publication and adoptions, according to law.

First Reading the 28th day of June, 2022

Second Reading the 12th day of July, 2022

Adopted this 12th day of July, 2022 Yes 4 No 0



**Gary W. Moore, Judge/Executive
Boone County Fiscal Court**

ATTEST:



**Shona Schuilkers,
Fiscal Court Clerk**