

**DENIED**

**ORDINANCE 2022-17**

**AN ORDINANCE OF THE BOONE COUNTY FISCAL COURT, KENTUCKY DENYING A REQUEST OF AKRAM OTHMAN (APPLICANT AND OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM SUBURBAN RESIDENTIAL ONE (SR-1) AND COMMERCIAL SERVICES (C-3) TO INDUSTRIAL ONE (I-1) FOR AN APPROXIMATE 10.3 ACRE AREA LOCATED ALONG THE NORTH SIDE OF INTERSTATE 275 (I-275), APPROXIMATELY 1,500 FEET EAST OF THE TERMINUS OF SOUTHPARK DRIVE, BOONE COUNTY, KENTUCKY.**

**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 Suburban Residential One (SR-1) and Commercial Services (C-3) to Industrial One (I-1) for an approximate 10.3 acre area located along the north side of Interstate 275 (I-275), approximately 1,500 feet east of the terminus of Southpark Drive, Boone County, 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, Kentucky, was requested to and has conducted a Public Hearing serving as a due process trial-type hearing and made findings recommending denial, for the Zoning Map Amendment.

**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 for the real estate which is more particularly described below shall be and is hereby denied, this Zoning Map Amendment being a zone change from Suburban Residential One (SR-1) and Commercial Services (C-3) to Industrial One (I-1) for an approximate 10.3 acre area located along the north side of Interstate 275 (I-275), approximately 1,500 feet east of the terminus of Southpark Drive, Boone County, Kentucky. The real estate which is the subject of this request for a Zoning Map Amendment in a Suburban Residential One (SR-1) zone is more particularly described in DEED BOOK: 1046, PAGE NO: 870 (as supplied by the applicant) as recorded in the Boone County Clerk's office.

**Section Two**

That as a basis for this denial for a Zoning Map Amendment request are the Findings of Fact, 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 denial for this request based on the Findings of Fact as noted in "Exhibit B."


Section Three

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

First Reading the 26th day of July, 2022

Second Reading the 9<sup>th</sup> day of August, 2022

**Denied** this 9<sup>th</sup> day of August, 2022      Yes   4      No   0  

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

ATTEST:

  
Shona Schulkers,  
Fiscal Court Clerk