

**ORDINANCE NO. 2021 - 11**

**AN ORDINANCE RELATING TO THE BOONE COUNTY FISCAL COURT, KENTUCKY, APPROVING, WITH CONDITIONS, A REQUEST OF ZIMMER MOTORS (APPLICANT) FOR FLORENCE BAPTIST CHURCH (OWNER) FOR A ZONING MAP AMENDMENT, SUCH ZONING MAP AMENDMENT BEING A ZONE CHANGE FROM PUBLIC FACILITIES (PF) TO COMMERCIAL SERVICES (C-3), AND TWO VARIANCES FROM SECTION 3620 "LANDSCAPING ALONG STREET FRONTAGES" TO REDUCE THE WIDTH OF THE STREET FRONTAGE LANDSCAPING AREA FROM 10 FEET MINIMUM TO 0 FEET AND FROM SECTION 3645 "BUFFER YARDS: TO REDUCE THE WIDTH OF THE LANDSCAPE BUFFER YARD ALONG THE REAR PROPERTY LINE FROM BUFFER YARD C (30' AND 60' OPTIONS) TO 20 FEET FOR AN APPROXIMATE 3 ACRE SITE LOCATED AT 1050 BURLINGTON PIKE, 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 Public Facilities (PF) to Commercial Services (C-3), and two Variances for an approximate 3 acre site located at 1050 Burlington Pike, 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 approval, with conditions, for the Zoning Map Amendment and Variances

**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 approved, with conditions, this Zoning Map Amendment being a zone change from Public Facilities (PF) to Commercial Services (C-3), and two Variances for an approximate 3 acre site located at 1050 Burlington Pike, Boone County, Kentucky. The real estate which is the subject of this request for a Zoning Map Amendment in a Public Facility (PF) zone is more particularly described in DEED BOOK. 158, PAGE NO. 29 (as supplied by the applicant) as recorded in the Boone County Clerk's office.

**Section Two**

That as a basis for this approval of a Zoning Map Amendment request and two Variances 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 and same shall be and are hereby incorporated by reference as if fully set out in this Ordinance and are 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 same are marked as "Exhibit B."


**Section Three**

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

First Reading - the 13<sup>th</sup> day of April 2021

Second Reading - the 27<sup>th</sup> day of April, 2021

Adopted this 27<sup>th</sup> day of April, 2021.      Yes 4 No 0

  
GARY W. MOORE, Judge/Executive  
Boone County Fiscal Court

Attest:



Sharon Burcham,  
Fiscal Court Clerk