

**COMMONWEALTH OF KENTUCKY
COUNTY OF KENTON
CITY OF ERLANGER
ORDINANCE NO. 2429**

**AN ORDINANCE AMENDING THE ERLANGER ZONING ORDINANCE
ADDING “VEHICLE TOWING & AUTO REPAIR” AS A CONDITIONAL USE
WITHIN THE BP-1 (BUSINESS PARK-ONE)**

WHEREAS, a request for a text amendment to the Erlanger Zoning Ordinance was submitted to the Kenton County Planning Commission by the City of Erlanger, to add “Vehicle Towing & Auto Repair” as a conditionally permitted use within the BP-1 (Business Park One) zone; and

WHEREAS, the PDS staff reviewed the application and recommended that the proposed text amendment be approved; and

WHEREAS, the Kenton County Planning Commission, upon reviewing the PDS staff recommendations and after holding a public hearing, voted to approve the text amendment on the basis that the text amendment is allowed to be included within the text of the zoning ordinance, as authorized by Kentucky Revised Statute (KRS) 100.203(1).

**NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ERLANGER,
COUNTY OF KENTON, COMMONWEALTH OF KENTUCKY:**

Section I

That the Erlanger City Council hereby approves said text amendment, attached hereto as Exhibit “A” and incorporated reference herein, adding “Vehicle Towing & Auto Repair) as a conditionally permitted use within the BP-1 (Business Park One) zone, to the Erlanger Zoning Ordinance, on the following bases:

(1) The proposed text amendment, adding “Vehicle Towing & Auto Repair” as a conditionally permitted use within the BP-1 Zones is allowed to be included within the text of the zoning ordinance, as authorized by the Kentucky Revised Statute (KRS) 100.203(1).

(2) The proposed text amendment is appropriate. The BP-1 Zone allows for traditional industrial uses as well as commercial, service, and other uses. The required public hearing and necessary criteria to obtain a Conditional Use Permit will ensure that the use properly integrates with the character and form of the existing community and surrounding areas in which the facility is proposed.

(3) The proposed text amendment adding vehicle towing and auto repair as a conditional use within the BP-1 Zone is consistent with the purpose of the BP-1 Zone.

(4) The proposed text amendment is consistent with the Goals and Objectives and Recommendations in the Direction 2030: Your Voice. Your Choice. Comprehensive Plan.

Section II

That should any section or part of any section or any provision of this Ordinance be declared invalid by a Court of competent jurisdiction, for any reason, such declaration shall not invalidate, or adversely affect, the remainder of this Ordinance.

Section III

That this Ordinance shall take effect and be in full force when passed, published and recorded according to the law.

Adopted this 1st day of March, 2016.

1st Reading - February 16, 2016

2nd Reading - March 1, 2016

Vote: 12 Yes, 0 No

City of Erlanger,
Kenton County, Kentucky

Tyson Hermes
Mayor

Attest:

Sherry D. Hoffman
City Clerk