AN ORDINANCE AMENDING THE OFFICIAL ZONING ORDINANCE OF CITY OF VILLA HILLS UPDATING ALL SECTIONS THAT REFER TO PHYSICALLY RESTRICTED DEVELOPMENT AREAS (PRDA), URBAN AND NONURBAN SERVICE AREA, NORTHERN KENTUCKY AREA PLANNING COMMISSION (NKAPC), AND FLOODPLAIN REGULATIONS.

WHEREAS, Kentucky Revised Statutes (KRS) 100.203 authorizes legislative bodies to provide text for zoning; and

WHEREAS, the Kenton County Planning Commission proposed a text amendment to the ordinances of all local governments within and including Kenton County, updating all sections that refer to Physically Restricted Development Areas (PRDA), Urban and Nonurban Service Area, Northern Kentucky Area Planning Commission (NKAPC), and Floodplain Regulations; and

WHEREAS, the proposed text amendments were precipitated by the adoption of the *Direction 2030: Your Voice. Your Choice.* comprehensive plan for Kenton County, which amended certain terminology that no longer corresponds to that which is found in the zoning codes of Kenton County and it's cities; and

WHEREAS, Physically Restricted Development Areas are now referred to as Developmentally Sensitive Areas and Urban and Nonurban Service Area are now referred to as Urban/Suburban Focus Areas and Rural Focus Areas respectively; and

WHEREAS, the proposed text amendments were also precipitated by the change of name by the Northern Kentucky Area Planning Commission (NKAPC), which is now known as Planning and Development Services of Kenton County (PDS); and

WHEREAS, all sections referring to NKAPC must accurately reflect that name change; and

WHEREAS, since the adoption of updated floodplain regulations in 2011, many of the various zoning texts found in Kenton County and its cities include the "Deputy Director of Current Planning for the Northern Kentucky Area Planning Commission," a designation which no longer exists thereby causing confusion and inconsistencies across the communities of Kenton County; and

WHEREAS, the Kenton County Planning Commission, after holding a public hearing on the application (PC1410-0005) on November 6, 2014, at 6:15 PM at the Planning and Development Services Offices at 2332 Royal Drive, Fort Mitchell, Kentucky, pursuant to the requirements of KRS 100.211, voted to recommend approval of the proposed text amendment updating all sections that refer to Physically Restricted Development Areas (PRDA), Urban and Nonurban Service Area, Northern Kentucky Area Planning Commission (NKAPC), and Floodplain Regulations; now therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VILLA HILLS, KENTON COUNTY, KENTUCKY.

Section I - Zoning Text Amendments

The Villa Hills zoning ordinance as previously amended and re-adopted from time to time, is hereby again amended to incorporate the provisions of the document that is attached hereto and incorporated herein by reference and identified as Attachments A, B, C and D to the extent that the attachments identify and relate to changes regarding the City of Villa Hills zoning code and floodplain development regulations.

Section II - Provisions Severable

The provisions of this ordinance are severable; and the invalidity of any provision of this ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

Section III - Conflicting Ordinances Repealed

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section IV - Effective Date

This ordinance shall be effective as soon as possible according to law.

Section V - Publication

This ordinance shall be published in summary pursuant to KRS 83A.060 (9).

Passed by the City Council this 14th day of January, 2015.

City of Villa Hills, Kentucky

A Municipal Corporation of the home Rule Class

Irvin T. "Butch" Callery, Mayor

ATTEST:

Craig T. Bohman, City Administrator/Clerk

Sponsor: Kilburn

First Reading: January 21, 2015

Second Reading: February 18, 2015

Ayes: 6

Nays: o

Abstentions: none

Absent: none

Published: 2-27-15