

**ORDINANCE NO. 2023-O-05**

**AN ORDINANCE AMENDING THE INDEPENDENCE ZONING ORDINANCE BY ADDING A DEFINITION FOR COIN-OPERATED LAUNDRIES AND DRY CLEANERS AS A PERMITTED USE WITHIN THE COMMUNITY COMMERCIAL ZONE**

**WHEREAS**, a request for a text amendment to the Independence Zoning Ordinance was submitted to the Kenton County Planning Commission by the City of Independence, for the consideration of a text amendment adding a definition for coin-operated laundries and dry cleaners as permitted use within the Community Commercial (CC) Zone;

**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 on January 5, 2023, voted unanimously 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 INDEPENDENCE, COUNTY OF KENTON, COMMONWEALTH OF KENTUCKY:**

*(Strikethrough portions are to be deleted, underlined portions are to be added as required by KRS 83A.060(3))*

**SECTION I**

That the Independence City Council hereby approves said text amendment, attached hereto as Exhibit "A" incorporated by reference herein, adding a definition for coin-operated laundries and dry cleaners as permitted use within the Community Commercial (CC) Zone, on the following bases:

1. The proposed text amendment is authorized to be included within the text of the zoning ordinance per KRS 100.203.
2. Adding the definition of Coin-Operated Laundries and Dry Cleaners is consistent with the purpose of the definition Article, which is to provide clarity to the terms and concepts within the zoning ordinance and to provide consistency in the administration of the zoning ordinance.
3. Adding Coin-Operated Laundries and Dry Cleaners as permitted uses within the CC Zone is appropriate. The proposed use is consistent with the purpose of the

CC Zone, which is to provide locations for supermarkets, general merchandise retailers, offices and large-footprint retail uses, smaller outlets, or strip centers.

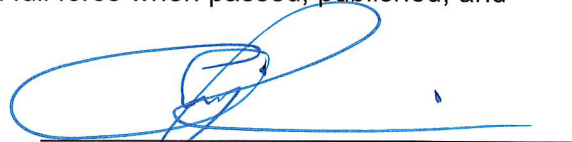
4. Based on testimony provided during the public hearing held on January 5, 2023.

**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**

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



Christopher J. Reinersman, Mayor

ATTEST:

  
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Gina Rawe, City Clerk

First Reading: February 6, 2023

Second Reading: March 6, 2023

Ayes: 6

Nays: 0

Publication Date: 03/14/2023