

ORDINANCE NO. 2024-O-02

AN ORDINANCE AMENDING THE TEXT OF THE INDEPENDENCE ZONING CODE MODIFYING SECTION 10.13 TO ALLOW FOR THE PARKING OF FLATBED UTILITY TRAILERS PERMANENTLY IN SIDE AND FRONT YARDS AND ADDING NEW TIMEFRAMES FOR THE TEMPORARY PARKING OF VEHICLES

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 text amendments to the Independence Zoning Ordinance, which includes (1) to allow the parking of flatbed utility trailers permanently in front or side yards with certain regulations, (2) the addition of new timeframes for temporary parking of vehicles, (3) the addition of a definition for flatbed utility trailer, and (4) reordering the regulations within this section for clarity; and

WHEREAS, the Kenton County Planning Commission after holding a public hearing on January 4, 2024, did not recommend the proposed text amendment, as authorized by Kentucky Revised Statute (KRS) 100.203(1);

WHEREAS, Kentucky Revised Statute (KRS) 100.211 states that it shall take an affirmative vote of a majority of the legislative body to adopt the proposed amendment.

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

SECTION I

That the Independence City Council hereby approves said text amendment, attached hereto as Exhibit "A" incorporated by reference herein, modifying Section 10.13 for the following reasons:

1. The proposed text amendments are authorized to be included within the text of the Independence Zoning Ordinance per KRS 100.203 (1) (See Attachment A).
2. The proposed text amendments, are appropriate.
3. The proposed text amendment will allow more freedoms to property owners and will allow an extra day for the repair and maintenance of campers and boats providing quality family time.

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.



Christopher J. Reinersman, Mayor

ATTEST:



Gina Rawe, City Clerk

First Reading: February 5, 2024

Second Reading: March 4, 2024

Ayes: 5

Nays: 1

Date of Publication: 03/22/2024