

**ORDINANCE 2015-05-02**

**AN ORDINANCE THAT THE PROPOSED TEXT AMENDMENTS OF THE OFFICIAL ZONING ORDINANCE OF THE CITY OF BELLEVUE, KENTUCKY ATTACHED HERETO BE APPROVED.**

**WHEREAS**, the proposed text amendments to the Official Zoning Ordinance of the City of Bellevue were initiated by the City of Bellevue Planning and Zoning Commission; and

**WHEREAS**, the Bellevue Planning and Zoning Commission conducted a public hearing on April 30<sup>th</sup>, 2014 to solicit public comment on the proposed text amendments to the Official Zoning Ordinance, and has reviewed the written record which is attached hereto and incorporated herein by reference; and

**WHEREAS**, it is necessary to review and update the Official Zoning Ordinance of the City of Bellevue through amendments, additions, deletions and insertions, and;

**WHEREAS**, the Bellevue Planning and Zoning Commission has found it necessary to update the Official Zoning Ordinance of the City of Bellevue to provide text for the type of zones which may be used and the regulations which may be imposed in each zone; and

**WHEREAS**, the Bellevue Planning and Zoning Commission has found it necessary to update the Official Zoning Ordinance of the City of Bellevue to regulate the activity on land, regulate buildings, structures and signs, regulate open spaces, regulate intensity of use, regulate districts of special interest, and regulate fringe areas of each district; and

**WHEREAS**, the Bellevue Planning and Zoning Commission has found it necessary to update the Official Zoning Ordinance of the City of Bellevue to regulate the placement of fences within the city.

**NOW, THEREFORE**, be it ordained by the Bellevue City Council that the text amendments attached hereto be approved and that the Official Zoning Ordinance be updated to reflect these changes.

APPROVED:

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Mayor Edward Riehl

Attest:

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Mary H. Scott, City Clerk

1st reading \_\_\_\_\_

2nd reading \_\_\_\_\_

Publication \_\_\_\_\_

**TEXT CHANGE: ARTICLE VII – DEFINITIONS**

The following definition for MICRO-BREWERY shall be added to the list of ARTICLE VII – DEFINITIONS:

Microbrewery (MIC): A facility holding a MIC license for the production and packaging of malt beverages of low alcoholic content for distribution, retail or wholesale, on or off premises, and with a manufacture capacity up to 25,000 gallons of malt beverages annually. The holder of a MIC license may also hold other retail licenses. The license also authorizes samplings at the premises not to exceed 16oz. The licensee may sell may beverages manufactured to customers at the premises by the drink or package and to licensed distributors under the provisions of KRS 243.157. A microbrewery license may not be issued in dry territory. A microbrewery licensee may not distribute and sell his/her beer to other retailers. The microbrewery licensee may sell beer to a licensed Kentucky distributor.

**PROPOSED TEXT CHANGE: ARTICLE X - ZONES | PERMITTED USES**

MICRO-BREWERY shall be added to the list of “PERMITTED USES” for the following zones:

**SECTION 10.10 | Neighborhood Commercial – One Zone (NC-1):** MICRO-BREWERY

**SECTION 10.12 | Neighborhood Commercial – Three Zone (NC-3):** MICROBREWERY

**SECTION 10.13 | Shopping Center Zone (SC):** MICROBREWERY

**SECTION 10.14 | Mixed Land Use Zone (MLU):** MICROBREWERY

**SECTION 10.16 | Industrial – One Zone (I-1):** MICROBREWERY

**SECTION 10.17 | Commercial – One Zone (C-1):**, MICROBREWERY

**PROPOSED TEXT CHANGE: TABLE 21.14 | SPECIFIC FUNCTION**

MICRO-BREWERY shall be added to TABLE 21.14, listing of “CONDITIONAL USES” for the following zones:

**T-4 GENERAL URBAN (T4)**      Conditional Use: MICROBREWERY.

MICRO-BREWERY shall be added to TAABLE 21.14, listing of “PERMITTED USES” for the following zones:

**T-5 URBAN CENTER (T5)**      Permitted Use: MICROBREWERY.

**T-5.5 URBAN CENTER (T5.5)**      Permitted Use: MICROBREWERY