

ORDINANCE 08-2023

AN ORDINANCE OF THE CITY OF FORT WRIGHT, IN KENTON COUNTY, KENTUCKY, AMENDING THE FORT WRIGHT ZONING ORDINANCE TITLE XV ENTITLED LAND USAGE CODE, CHAPTER 153 ENTITLED ZONING, SECTION §153.01, AND SPECIFICALLY SECTION 11.2 OF THE FORT WRIGHT ZONING ORDINANCE, ENTITLED “SPECIFIC OFF-STREET PARKING REQUIREMENT” ADDING A NEW STANDARD FOR DRIVE-THRU ONLY RESTAURANTS AT ONE PARKING SPACE FOR EVERY 300 SQUARE FEET OF GROSS FLOOR AREA.

WHEREAS, the Fort Wright City Council desires to amend its Zoning Ordinance by adding a standard for the required number of parking spaces for Drive-thru only restaurants requiring one parking space for every 300 square feet on gross floor area in the building; and

WHEREAS, the City applied to the Kenton County Planning Commission for its recommendation relating to the proposed text amendment, and the Kenton County Planning Commission conducted a public hearing on June 1, 2023; and

WHEREAS, the Kenton County Planning Commission recommended approval of the proposed text amendment on the basis that (1) the proposed text amendment is authorized by KRS 100.203, (2) the proposed text amendment is reasonable and logical considering the amount of land already devoted to unused parking spaces at drive-thru restaurants, (3) the proposed text amendment is consistent with the Z21 calculations based on national trends and several other jurisdictions in Kenton County including Elsmere, Erlanger, Fort Mitchell, Independence, Taylor Mill and Villa Hills; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF FORT WRIGHT, KENTON COUNTY, KENTUCKY, AS FOLLOWS.

SECTION 1

The Zoning Ordinance of the City of Fort Wright, TITLE XV, CHAPTER 153, Section 153.01, and more specifically Section 11.2 of the Zoning Ordinance entitled “Specific Off-street Parking Requirements is hereby amended as follows (any text being added is shown by a single solid line drawn underneath it; text that is removed is marked at the beginning with an opening bracket and at the end with a closing bracket; the text between the brackets is stricken through with a single solid line).

SECTION 2

Section 11.2 is amended as follows:

ARTICLE XI – OFF-STREET PARKING AND ACCESS CONTROL REGULATIONS

SECTION 11.2 SPECIFIC OFF-STREET PARKING REQUIREMENTS:

SPECIFIC OFF-STREET PARKING REQUIREMENTS	
TYPES OF USES	REQUIRED NUMBER OF SPACES
HH. Drive-thru only Restaurant	One parking space per 300 sf

SECTION 3

Any and all Ordinances in conflict with this Ordinance shall be, and hereby are, repealed to the extent of said conflict.

SECTION 4

If any part of this ordinance or its application is deemed invalid by a court of competent jurisdiction, the city council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this ordinance are severable.

SECTION 5

That this ordinance shall become effective upon its passage and shall be published under KRS 83A.060(9) and other applicable law. This ordinance may be published by summary.


Passed by City Council on June 21, 2023

CITY OF FORT WRIGHT, KENTUCKY

By: 

Dave Hatter, Mayor

ATTEST:


Maura Russell, City Clerk

FIRST READING: June 7, 2023
SECOND READING: June 21-2023
PUBLICATION: June 28-2023

ENQUIRER MEDIA

PART OF THE USA TODAY NETWORK

Advertiser:

CITY OF FORT WRIGHT
409 KYLES LN

COVINGTON KY 41011

**LEGAL NOTICE
ATTACHED**

This is not an invoice

Account #: CIN-383530

Total Cost of the Ad: \$80.80

Last Run Date: 06/28/2023

of Affidavits 1

AFFIDAVIT OF PUBLICATION

Newspaper: CIN-EN Kentucky Enquirer

State of Wisconsin

RE: Order # 0005749367

I, Nicole Jacobs
of the The Enquirer, a newspaper printed in Cincinnati, Ohio and published in Cincinnati, in said County and State, and of general circulation in said county, and as to the Kentucky Enquirer published in Ft. Mitchell, Kenton County, Kentucky, who being duly sworn, depose and saith that the advertisement of which the annexed is a true copy, has been published in the said newspaper times, once in each issue dated as follows:

06/28/2023

The City of Fort Wright has adopted the following Ordinances: Ordinance 05-2023 amending the budget for the 2022-2023 fiscal year; Ordinance 06-2023 adopting the budget for the 2023-2024 fiscal year; Ordinance 07-2023 establishing non-elected offices of the City and a plan of personnel classification and organization; and Ordinance 08-2023 amending the Fort Wright Zoning Ordinance to include drive-thru only restaurants. The Ordinances may be viewed in full on our website at www.fortwright.com/about/city-ordinances. The ordinance and any documents associated with it may also be inspected and copied during ordinary business hours at the offices of the City at 409 Kyles Lane, Fort Wright, Kentucky, 41011; for your convenience the City's telephone number is 859-331-1700 and the fax number of 859-331-0454.
KY, June 28/23 #5749367

Nicole Jacobs

Subscribed and sworn to before me this
28th day of June, 2023

Denise Roberts

Notary Public

4-6-27

Commission expires

DENISE ROBERTS
Notary Public
State of Wisconsin

RECEIVED

JUL 05 2023

City of Ft. Wright