Table Of Contents i

TABLE OF CONTENTS

<u>NAME</u>	<u>PAGE</u>
A ZONING ORDINANCE	1-1
AUTHORITY AND PURPOSE Authority Purpose	2-1 2-1
SHORT TITLE Short Title	3-1
INTERPRETATION Greater Restriction Permit Or License In Violation	4-1 4-1
CONFLICT Conflict	5-1
SEVERABILITY CLAUSE Severability Clause	6-1
DEFINITIONS Words And Phrases	7-1
ESTABLISHMENT OF ZONES Zones Official Zoning Map Changes On Zoning Map Replacement Of Official Zoning Map Rules For Interpretation Of Zone Boundaries Areas Not Included Within Zones	8-1 8-1 8-1 8-2 8-2 8-3
GENERAL REGULATIONS Purpose Reduction In Building Site Area Interference With Traffic Signals Vision Clearance At Corners, Curb Cuts, And Railroad Crossings Frontage On Corner Lots And Double Frontage Lots Utilities Location	9-1 9-1 9-1 9-1 9-1 9-2
	A ZONING ORDINANCE AUTHORITY AND PURPOSE Authority Purpose SHORT TITLE Short Title INTERPRETATION Greater Restriction Permit Or License In Violation CONFLICT Conflict SEVERABILITY CLAUSE Severability Clause DEFINITIONS Words And Phrases ESTABLISHMENT OF ZONES Zones Official Zoning Map Changes On Zoning Map Replacement Of Official Zoning Map Rules For Interpretation Of Zone Boundaries Areas Not Included Within Zones GENERAL REGULATIONS Purpose Reduction In Building Site Area Interference With Traffic Signals Vision Clearance At Corners, Curb Cuts, And Railroad Crossings Frontage On Corner Lots And Double Frontage Lots

Table Of Contents ii

ARTICLE/SECTION	<u>NAME</u>	<u>PAGE</u>
Section 9.7	Excavation, Movement Of Soil,	
	Tree Removal, And Erosion And	
	Sedimentation Control	9-2
Section 9.8	Unsightly Or Unsanitary Storage	9-3
Section 9.9	Junkyard Location	9-3
Section 9.10	Application Of Zoning Regulations	9-3
Section 9.11	Special Requirements Governing	
	Home Occupations	9-5
Section 9.12	Nonconforming Lots, Nonconforming	
	Uses, Nonconforming Structures,	
	Repairs And Maintenance, And	
	Nonconforming Signs	9-6
Section 9.13	Exceptions And Modifications	9-10
Section 9.14	Conditional Uses	9-11
Section 9.15	Building Regulations And Water	
	And Sanitary Sewer Service	9-14
Section 9.16	Move And Set	9-15
Section 9.17	Landscape Regulations	9-16
Section 9.18	Outdoor Swimming Pools	9-34
Section 9.19	Site Plan Requirements	9-35
Section 9.20	Plan Requirements - Stages I, II,	
	And Record Plat	9-36
Section 9.21	Regulations Concerning Air Rights	9-40
Section 9.22	Regulations Concerning Design	
	And Construction Of Improvements	9-41
Section 9.23	Regulations Pertaining To Parking	
	Or Storing Of Trailers, Mobile	
	Homes, Campers, Inoperable	
	Vehicles, And Other Such Type	
	Equipment	9-41
Section 9.24	Hillside Development Controls	9-42
Section 9.25	Flood Protection Development	
0 11 000	Controls	9-43
Section 9.26	General Mobile Home Regulations	9-69
Section 9.27	Sanitary Landfill Regulations	9-69
Section 9.28	Land Used For Agricultural Purposes	9-70
Section 9.29	Phased Zoning Regulations	9-70
Section 9.30	Filing Of Certificate Of Land	6 = 4
0 0.01	Use Restriction	9-71
Section 9.31	Regulations Concerning Television	6 = 4
	And Radio Stations	9-71

Table Of Contents iii

ARTICLE/SECTION	<u>NAME</u>	<u>PAGE</u>
Section 9.32	Compatibility Standards For Qualified	
Section 9.33	Manufactured Housing Retirement Community Development	9-72
3ection 3.33	Regulations	9-75
Section 9.34	Regulations Of Sexually Oriented Businesses	
Section 9.35	Design Standards For Detached Single-	3 3 7 3
00011011 0.00	Family Residential Dwelling Units	9-102
ARTICLE X	ZONES	
Section 10.0	CO (Conservation) Zone	10-1
Section 10.1	A-2 (Agricultural Two) Zone	10-3
Section 10.2	R-RE (Residential Rural Estate) Zone	10-6
Section 10.3	R-1A (Residential One-A) Zone	10-8
Section 10.4	R-1B (Residential One-B) Zone	10-11
Section 10.5	R-1C (Residential One-C) Zone	10-14
Section 10.6	R-1D (Residential One-D) Zone	10-17
Section 10.7	R-1DD (Residential One-DD) Zone	10-20
Section 10.8	R-1EE (Residential One-EE) Zone	10-23
Section 10.9	R-1F (Residential One-F) Zone	10-26
Section 10.10	R-2 (Residential Two) Zone	10-29
Section 10.11	R-3 (Residential Three) Zone	10-32
Section 10.12	PUD (Planned Unit Development)	
	Overlay Zone	10-35
Section 10.13	MHP (Mobile Home Park)	
	Overlay Zone	10-40
Section 10.14	NC (Neighborhood Commercial) Zone	10-45
Section 10.15	NSC (Neighborhood Shopping	
	Center) Zone	10-50
Section 10.16	PO (Professional Office Building)	
	Zone	10-55
Section 10.17	RC (Rural Commercial) Zone	10-58
Section 10.18	IP (Industrial Park) Zone	10-60
Section 10.19	RC-2 (Rural Commercial Two) Zone	10-63
Section 10.20	DI (Downtown Independence) Zone	10-66
Section 10.21	CD-SF (Conservation Subdivision Single- Family) Zone	10-85
Section 10.22	GMU (Gateway Mixed Use) Zone	10-92
ARTICLE XI	OFF-STREET PARKING AND ACCESS	
<u> </u>	CONTROL REGULATIONS	
Section 11.0	General Requirements	11-1

Table Of Contents iv

ARTICLE/SECTION	<u>NAME</u>	PAGE
Section 11.1	Design And Layout Of Off-Street Parking Areas	11-5
Section 11.2	Specific Off-Street Parking Requirements	11-7
Section 11.3	Access Control Regulations	11-13
ARTICLE XII	OFF-STREET LOADING AND/OR UNLOADING REGULATIONS	
Section 12.0	General Requirements	12-1
Section 12.1	Design And Layout Of Off-Street	
	Loading And/Or Unloading Areas	12-3
ARTICLE XIII	FENCES, WALLS, AND OBSTRUCTION TO VIEW REGULATIONS	
Section 13.0	Vision Clearance At Corners And	
	Railroad Crossings	13-1
Section 13.1	Classification Of Fences And Walls	13-1
Section 13.2	Conservation And Agricultural Zones	13-1
Section 13.3	Residential Zones	13-2
Section 13.4	Commercial And Industrial Zones	13-2
Section 13.5	Mixed Use Zones	13-3
Section 13.6	Measurement Of All Fence And/Or	
Coation 12.7	Wall Heights And/Or Locations	13-3
Section 13.7	Height Of Any Barbed Wire Or Sharp Pointed Fences	13-3
Section 13.8	Height Of Fences Atop Retaining	13-3
Section 13.6	Walls	13-3
Section 13.9	Electrified Fences	13-4
Section 13.10	Permit Required For Erection Of	10 1
	Fences	13-4
Section 13.11	Structural Elements Of Fences	13-4
ARTICLE XIV	SIGN REGULATIONS	
Section 14.1	Short Title	14-1
Section 14.2	Purpose And Interests served	14-1
Section 14.3	Temporary Signs	14-3
Section 14.4	Scope, Authority And Applicability	14-4
Section 14.5	Prohibited Sign Types	14-8
Section 14.6	Installation, Design And Construction	
	Standards	14-9
Section 14.7	Signs Allowed In Conservation, Agricultural	

Table Of Contents v

ARTICLE/SECTION	<u>NAME</u>	<u>PAGE</u>
	And Rural Districts	14-11
Section 14.8	Signs Allowed In Single-Family And	
	Two-Family Residential Districts	14-14
Section 14.9	Signs Allowed In Multi-Family Residential	
	Districts	14-16
Section 14.10	Signs Allowed In Office Districts	14-19
Section 14.11	Signs Allowed In General Business And	
	Commercial Districts	14-21
Section 14.12	Signs Allowed In Industrial Districts	14-23
Section 14.13	Signs Allowed in Downtown Districts	14-26
Section 14.14	Master Signage Plans	14-30
Section 14.15	Permit Requirements And Procedures	14-34
Section 14.16	Appeals	14-37
Section 14.17	Definitions And Measurements	14-38
Section 14.18	Policies And Rules Of Construction	14-42
ARTICLE XV	PERFORMANCE STANDARDS FOR	
	INDUSTRIAL ZONES	
Section 15.0	Application Of Performance	
_	Standards	15-1
Section 15.1	Time Schedule For Compliance	
a	Of Performance Standards	15-1
Section 15.2	Performance Standards	15-1
ARTICLE XVI	ADMINISTRATION	
Section 16.0	Enforcing Officer	16-1
Section 16.1	Zoning Permits	16-1
Section 16.2	Building Permits	16-3
Section 16.3	Certificate Of Occupancy	16-5
Section 16.4	Certificate Of Occupancy For	
	Existing Building	16-5
Section 16.5	Certificate Of Occupancy For	
	Lawful Nonconforming Uses	
_	And Structures	16-5
Section 16.6	Denial Of Certificate Of Occupancy	16-6
Section 16.7	Certificate Of Occupancy Records	16-6
Section 16.8	Complaints Regarding Violations	16-6
Section 16.9	Penalties	16-6
Section 16.10	Intent Concerning Determinations	
	Involved In Administration And	

Table Of Contents vi

ARTICLE/SECTION	<u>NAME</u>	<u>PAGE</u>
	Enforcement Of Performance Standards	16-6
Section 16.11	Duties Of Zoning Administrator Regarding Performance Standards	16-7
ARTICLE XVII	AMENDMENT PROCEDURE	
Section 17.0 Section 17.1	Amendment Procedure Planning And Development Services Of Kenton County Staff Review And Recommendation Required Prior To Or At The Scheduled Public	17-1
Section 17.2	Hearing Actions Of Local Governmental Units To Be Furnished To Planning And Development Services Of Kenton County	17-7 17-7
	·	
ARTICLE XVIII Section 18.0	BOARD OF ADJUSTMENT Establishment Of Board Of Adjustment; Membership; Appointment; Terms; Vacancies; Oaths; Compensation; Removal;	
Section 18.1	Officers Meetings Of Boards; Quorum; Minutes; By Laws; Finances; Subpoena Power; Administration	18-1
Section 18.2	Of Oaths Procedure For All Appeals To	18-2
00011011 10.2	Board	18-2
Section 18.3	Appeals From Planning Commission Or Board Of Adjustment Or Legislative	40.2
Section 18.4	Body Stay Of Proceedings	18-3 18-4
Section 18.5 Section 18.6	Powers Of Board Of Adjustment Variances; Change From One Nonconforming Use To Another; Conditions Governing Applications;	18-4
Section 18.7	Procedures Conditional Use Permits	18-5 18-8
Section 18.8	Decisions Of The Board Of	10-0

Table Of Contents vii

ARTICLE/SECTION	<u>NAME</u>	<u>PAGE</u>
Section 18.9	Adjustment Actions Of Board Of Adjustment To Be Furnished To Planning And	18-9
	Development Services Of Kenton County	18-9
ARTICLE XIX Section 19.0	SCHEDULE OF FEES Schedule Of Fees	19-1
APPENDIX A	SPECIFICATIONS FOR PAVING OF OFF-STREET PARKING AND LOADING AND/OR UNLOADING AREAS	A-1
APPENDIX B	ZONES AS REGULATED BY OTHER LEGISLATIVE BODIES	B-1
APPENDIX C	SUMMARY OF AMENDMENTS	C-1