

CONDITIONAL USE PERMIT APPLICATION
DANVILLE-BOYLE COUNTY BOARD OF ADJUSTMENTS
P.O. Box 670 Danville, KY 40423-0670 (859)238-1235 (859)238-7000 (fax)

APPLICANT/OWNER _____

MAILING ADDRESS _____

PHONE # _____ (home) _____ (cell)

LOCATION OF REQUEST _____

ZONE OF PROPERTY _____

APPLICABLE SECTION OF ZONING ORDINANCE _____

DESCRIPTION OF REQUEST _____

FILING REQUIREMENTS: (See Section 3.9.3.2 of Zoning Ordinance)

1. Submit this completed application along with answers to the applicable questions on the attached Supplemental Application Requirements. In order for a conditional use permit to be granted, the applicant must completely answer the questions on the following pages and prove to the Board that the items are accurate. A TRS review is required.

2. **FEE: \$375.00** (\$335 hearing + \$40 filing fee)
This fee is to pay the cost of the required public notice, postage and other applicable costs of the public hearing. The applicant is responsible for all fees associated with the public hearing regardless of the outcome of the public hearing.

I hereby certify that the information contained in this application and supporting attachments is true and correct. I further certify that if I am not the current owner of this property, that I have obtained written permission from the current owner, and that it has been submitted as part of this application. I understand that in making this application that it does not mean that said request will be approved. I understand that approval will be at the discretion of the Board of Adjustments, in that the request must meet all requirements of the Zoning Ordinance. I accept the responsibility for attending the TRS meeting and the Board of Adjustments meeting or will send a representative. I further understand that failure to attend such meetings may result in the postponement of any action by the Board of Adjustments.

_____ Date _____ Phone _____
Applicant Signature (Agency letter required if signed by other than owner)

TRS Meeting: _____ Thursday, 9:00 a.m.
Hearing Date: _____ Thursday, 10:00 a.m.

_____ Date notice sent to adjoining property owners (14-21 days prior to hearing)
_____ Date notice sent to newspaper (7-21 days prior to hearing)
_____ Date notice to be published in newspaper
_____ Date notice posted on property (14-21 days prior to hearing)

Approved/Denied _____ Date _____ Appealed _____ Date _____

APPLICATION FOR CONDITIONAL USE PERMIT

Pursuant to Section 3.9.3.2.2 of the Zoning Ordinance before any conditional use permit shall be issued, the Board shall make written findings certifying compliance with the specific rules governing individual permits and that satisfactory arrangement has been made concerning the proposed activity. Please note that not fully answering the questions may postpone the hearing.

1. Explain the ingress (access) and egress to the property and proposed structures with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe.

2. Describe off-street parking and loading areas, where required, with particular attention to effects on adjoining properties and properties in the district for example noise, glare and odor.

3. Explain how trash will be disposed. _____

4. List all utilities, including septic or sewer, with reference to location, availability and compatibility. _____

5. Describe plans for screening and buffering with reference to type, dimensions and character.

6. Describe signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect, and compatibility and harmony with properties in the district. _____

7. Describe any changes to required setbacks and open spaces. _____

8. List any other items pertaining to the general health, safety and welfare of the public; or as required in the individual district regulations (see Article 5). _____

SUPPLEMENTAL APPLICATION REQUIREMENTS

The following is a list of the requirements needed to review conditional use permit applications for the specific listed uses. This information should be included under the "Description of Request" section of the application.

Bed & Breakfast Facility

- a. Single-family homes used as a bed and breakfast shall have a minimum floor area of 1,500 square feet excluding attic, basement and garage areas. **Indicate the size of the home.**
- b. Single-family homes used as a bed and breakfast may not subdivide existing rooms into less than 200 square feet each. **Indicate the size of the bedrooms to be used.**
- c. The bed and breakfast shall be owner occupied.
- d. All off-street parking shall be to the side and/or rear of the home on paved surfaces. Where on-street parking is permitted, the length of the street in front of the lot may be counted as parking. There shall be one space per room of lodging. **Indicate location of parking and number of spaces.**
- e. Bed and breakfast facilities shall have no more than four (4) rooms for rent. However, the Board of Adjustment may waive this restriction, provided that the building is listed on the National Register of Historic Places. **Indicate the number of bedrooms to be used.**

Recreational Facilities

- a. Recreational facilities are encouraged to be built adjoining school campuses, greenbelts, parks, or other similar uses. **Indicate proposed location of facility.**
- b. Parking shall be located behind structures or along the perimeter of the lot. The Planning Director may recommend an appropriate parking space allotment for the facility based upon the uses in the facility. If the Planning Director presents no such recommendation to the Board of Adjustment, there shall be one space per 250 square feet of facility floor area. **Indicate location of parking and number of spaces.**

Rooming or Boarding Houses

- a. Single-family homes used as rooming/boarding houses may not subdivide existing rooms.
- b. The rooming/boarding house shall be owner occupied.
- c. All off-street parking shall be to the side and/or rear of the home on paved surfaces. Where on-street parking is permitted, the length of the street in front of the lot may be counted as parking. There shall be one space per room of lodging. **Indicate location of parking and number of spaces.**

Day Care Centers

- a. Provisions for NCR (A & B) Districts:
 1. Minimum lot size shall be ½ acre. **Indicate the lot size.**
 2. Day care centers shall conform in architecture to the surrounding residential structures. **Describe the architecture of the surrounding residential structures.**
 3. The rear of the lot shall be walled or fenced with a solid fence. **Indicate type of wall or fence.**
- b. Provisions for NCC Districts:
 1. Minimum lot size shall be 6,500 square feet. **Indicate the lot size.**
 2. Day care centers must be able to comply with all open area and outdoor playground space (as required by Kentucky Revised Statutes) on the actual lot. Adjacent parks and open areas shall not satisfy the space requirements of this Ordinance for the purposes of granting the conditional use permit even if the presence of such adjacent spaces satisfy other state requirements not related to zoning. **Describe plans for outdoor playground space.**
 3. On-street parking may be used to fulfill parking requirements. **Indicate plans for parking.**
 4. Rear courtyards shall be fenced with a solid fence or wall. **Indicate type of wall or fence.**

SUPPLEMENTAL APPLICATION REQUIREMENTS

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Group Homes

- a. All group homes shall be residential in architectural design. **Describe architectural design.**
- b. Minimum lot size shall be 7,000 square feet. **Indicate lot size.**
- c. All off-street parking shall be to the side and/or rear of the home on paved surfaces. Where on-street parking is permitted, the length of the street in front of the lot may be counted as parking. Off-street parking shall be appropriately screened. **Indicate location of parking and number of spaces.**

Nightclubs and Bars

- a. Unless a jurisdiction is governed by a more restrictive local noise ordinance, music shall not be audible off the premise at decibel levels louder than normal background noise after 11:00 p.m., if such establishments are located within 350 feet of a residence (including multi-family). **Indicate the distance from residential property and the type of entertainment to be provided.**

Parking Decks (or Parking Garages)

- a. Parking deck facades shall be visually similar to the material used on surrounding buildings. **Describe materials used on surrounding buildings.**

Adult Retail

- a. No adult retail establishment, as defined in Article 2 of this Ordinance, shall be located less than 1,000 feet from a school, church, day care center, or lot in residential use. **Indicate distance from school, church, day care center or residential property.**
- b. No adult retail establishment shall be established in violation of any health, safety, or obscenity legislation at the Federal, State or local level of governance.

All Applications

Indicate what other State or local government agencies have been contacted regarding the proposed activity and whether or not approvals have been obtained from those agencies. Examples include the Cabinet for Health and Family Services, Boyle County Health Department, Fire Marshall, and Building Inspector.