

CITY OF PROSPECT, KENTUCKY
Ordinance No. 620, Series 2023

**AN ORDINANCE APPROVING THE REVISED DETAILED DEVELOPMENT PLAN AND BINDING ELEMENTS
FOR THE CONSTRUCTION OF A RESTAURANT LOCATED AT 8909 US HIGHWAY 42**

WHEREAS, the City Council of the City of Prospect, Kentucky has previously considered the evidence presented at the public hearing held on January 7, 2021, by the Louisville Metro Planning Commission ("Planning Commission") under Docket No. 20-ZONE-0071 with respect to the rezoning of real property located thereon at 8909 US Highway 42 ("Subject Property") from R-4 Residential Single Family to C-1 Commercial and the recommendations of the Planning Commission; and

WHEREAS, the City Council of the City of Prospect ordained and adopted Ordinance No. 604, Series 2021, that concurred in and adopted the findings of the Planning Commission for said zoning change and approved and accepted the recommendations of the Planning Commission in this matter as set out in said minutes and records of the Planning Commission;

WHEREAS, an Application for a Revised Detailed District Development Plan to construct a restaurant and related site improvements was filed with the Louisville Metro Planning & Design Services on April 12, 2022, under Case No. 22-DDP-0049, and was recommended for approval by the agency on September 28, 2022;

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. That the Application for a Revised Detailed District Development Plan being more particularly described in the minutes and records of the Metro Planning and Design Services and Case No. 22-DDP-0049 is hereby approved; provided, however, said development shall be subject to the Binding Elements as set forth in the minutes and records of the Metro Planning & Design Services in Case No. 22-DDP-0049, except that Proposed Binding Element 5 and General Note 2 does not apply, and that all freestanding signs shall conform to the City of Prospect's land development code and sign ordinances.

Section 2. This Ordinance shall take effect from and after its passage, signing, and publication as required by law.

First Reading this 9th day of January 2023.

Second Reading this 21st day of February 2023.

By a vote of 6 aye and 0 nay of City Council.

APPROVED



Doug Farnsley
Mayor, City of Prospect

ATTEST:



John S. Carter
City Clerk