



ORDINANCE # 2012 – 221

AN ORDINANCE ESTABLISHING A RETAIL LIQUOR STORE OVERLAY ZONE IN THE ZONING ORDINANCE 95-20 OF THE TOWN OF UNICOI, TENNESSEE

WHEREAS, Unicoi residents through referendum have approved retail liquor stores in Unicoi, and

WHEREAS, the Tennessee Code Annotated gives the Board of Mayor and Aldermen the authority to determine the location and number of retail liquor stores in Town, and

WHEREAS, it has been determined the retail liquor stores should be located within a newly established Overlay Zone specifically for retail liquor stores, then

NOW, THEREFORE BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Unicoi, Tennessee that Zoning Ordinance 95-20 be amended by adding the new Section 713. RLS (Retail Liquor Store) Overlay District as follows:

713. RLS (Retail Liquor Store) Overlay District. It is the intent of this district to allow retail liquor stores to be located in areas that provide the best opportunity for the stores to be successful with the least negative impact on the Unicoi community. The underlying zone will normally be a commercial zone allowing retail business. The overlay district will be divided into areas labeled RLS Overlay Sub-District 1, Overlay Sub-District 2, and Overlay Sub-District 3 for the purpose of establishing separation in the liquor store locations in Town. Only one liquor store is allowed to be located in an RLS Overlay Sub-District area. Setbacks shall be the same as the underlying zone. A site plan including all aspects of a normal business site layout that includes location of structures, utilities, lighting, parking, ingress and egress, landscaped areas, etc. must be submitted in addition to any site plan submitted to the Planning Commission as part of any application for a Certificate of Compliance needed to obtain a license from the Alcoholic Beverage Commission. However, one site plan may be submitted as long as all the information needed for the Certificate of Compliance as well as the normal Planning Commission review has been included in the one schematic plan provided. In addition, a buffering plan must be submitted to the Planning Commission showing locations of trees, shrubs, and plants that are located on the store property with the intent of reducing any negative impact

Voting by the Board, as follows, on December 17, 2012:

First Reading:

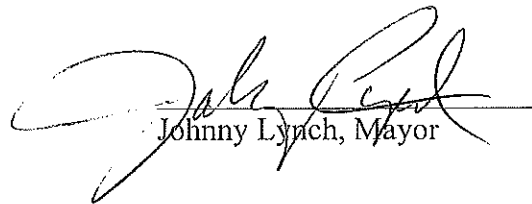
	<u>Yes</u>	<u>No</u>
Mayor Johnny Lynch	X	___
Vice Mayor Doug Hopson	X	___
Alderman Dwight Bennett	X	___
Alderman Michael Phillips	X	___
Alderman Mark Ramsey	X	___

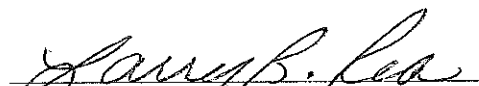
Voting by the Board, as follows, on January 21, 2013:

Public Hearing, Second and Final Reading:


	<u>Yes</u>	<u>No</u>
Mayor Johnny Lynch	<u>X</u>	___
Vice Mayor Doug Hopson	<u>X</u>	___
Alderman Dwight Bennett	<u>X</u>	___
Alderman Michael Phillips	<u>X</u>	___
Alderman Mark Ramsey	<u>X</u>	___

Attest:


Johnny Lynch, Mayor


Larry B. Rea, CMC, City Recorder

Approved as to Form:


Lois B. Shults-Davis, Town Attorney