



ORDINANCE # 2012 - 222

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE OF THE TOWN OF UNICOI, TENNESSEE, FOR THE PURPOSE OF AMENDING ARTICLE III DEFINITIONS BY ADDING A DEFINITION FOR LIQUOR STORES; AMENDING ARTICLE VII PROVISIONS FOR GOVERNING USE DISTRICTS BY ADDING A LIQUOR STORE AS A PERMITTED USE WITHIN THE B-3 INTERMEDIATE BUSINESS DISTRICT, B-4 ARTERIAL BUSINESS DISTRICT, AND PBD PLANNED BUSINESS DISTRICT.

Whereas, Sections 13-7-201 through 13-7-212 of the Tennessee Code Annotated provides the Town of Unicoi, Tennessee with the powers and authority to enact local municipal zoning codes and;

Whereas, said sections provide a process for the amendment of local municipal zoning codes and;

Whereas, the Town of Unicoi Municipal Planning Commission met on December 10, 2012, for the purpose of considering this ordinance amendment and recommended approval of the ordinance to the Mayor and Board of Aldermen.

Whereas, the Town of Unicoi, Tennessee, Board of Mayor and Aldermen feel it to be in the best interest and to the best general welfare of the citizens of the Town of Unicoi, Tennessee, to amend the local municipal zoning codes;

Now Therefore Be it Ordained by the Board of Mayor and Aldermen of the Town of Unicoi, Tennessee, that the Town of Unicoi Municipal Zoning Ordinance is hereby amended to read as follows:

Amendment #1

This amends Article III, Definitions by **adding** a definition for “Liquor Store” to read as follows:

Liquor Store: The building or part of a building where a licensee conducts any of the business authorized by the local liquor store privilege license and state liquor license held by such licensee.

Amendment #2

This amends Article VII, Provisions Governing Use Districts by **adding** a liquor store as a permitted use within the B-3, B-4, and PBD Zoning Districts.

B-3 Intermediate Business District

Add the following Subsections to read as follows:

708.8. Liquor store.

708.8.1. The establishment of a liquor store within this district shall meet the minimum requirements of the Town of Unicoi and the State of Tennessee.

B-4 Arterial Business District

Add the following Subsections to read as follows:

709.3. Liquor store.

709.3.1. The establishment of a liquor store within this district shall meet the minimum requirements of the Town of Unicoi and the State of Tennessee.

PBD Planned Business District

Add the following Subsections to read as follows:

712.1.7. Liquor store.

712.1.7.1. The establishment of a liquor store within this district shall meet the minimum requirements of the Town of Unicoi and the State of Tennessee.

This ordinance shall become effective February 4, 2013, after its passage on second and final reading.

on adjoining properties without negatively impacting the visual access to premise ingress and egress that is important for proper enforcement. The Planning Commission shall review areas for planting normally required based on parking spaces and street frontage, however, the Planning Commission is given the authority to require planting areas it deems to be in the public's best interest when buffering the retail liquor store from adjoining parcels.

BE IT FURTHER ORDAINED that the initial chapter contents and ARTICLE VI. Establishment of Districts of the Unicoi Zoning Ordinance, be amended to reflect the creation of the new RLS (Retail Liquor Store) Overlay Zone.

This ordinance shall become effective February 4, 2013, after its passage on second and final reading.

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

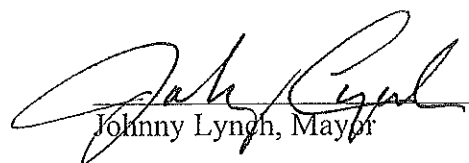
First Reading:

	<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>	—


Johnny Lynch, Mayor

Attest:


Larry B. Rea, CMC, City Recorder

Approved as to Form:


Lois B. Shults-Davis, Town Attorney