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## SUBCHAPTER 153.120 – STANDARDS FOR SPECIFIC LAND USES AND ACTIVITIES



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### **PART 2 – Alcohol Sales**

#### **§ 153.120.040 – Intent and Purpose**

The purpose of regulating the sale of alcohol is to ensure the compatibility of establishments that sell alcohol with surrounding properties and to minimize potentially adverse impacts on public health, safety, comfort, convenience and general welfare of the residents in the city.

#### **§ 153.120.050 – Permit Requirements**

- A. Conditional use permit required.** The following establishments, businesses and facilities must obtain a conditional use permit pursuant to subchapter 153.210, Administrative Procedures, before engaging in the sale of alcoholic beverages:
1. Any establishment, business or facility that does not currently sell alcoholic beverages but proposes to do so.
  2. Any establishment, business or facility that currently sells alcoholic beverages and proposes to change the type of alcoholic beverages to be sold by changing the type of retail license classification it holds under authority of the State Department of Alcoholic Beverage Control.
  3. Any establishment, business or facility that currently sells alcoholic beverages and proposes to substantially change its mode or character of operation, including, but not limited to, the following:
    - a. An increase in the floor area of the establishment, business or facility.



- B. Exterior property appearance.** The exterior appearance of the property, including, but not limited to, landscaping and architectural treatment of the building, shall not detract from the character of the surrounding neighborhood, and, as necessary, shall improve upon the characteristics of the surrounding neighborhood with exceptional design characteristics, as determined by the Design Review Committee.

### **§ 153.120.080 – Security Regulations**

All minor commercial retail establishments that serve as off-sale outlets and on-sale outlets, other than restaurants or service clubs, shall submit a detailed plan for security measures. The security plan shall be approved and compliance with the plan shall be a condition of the conditional use permit. Security measures may include items such as alarms, security guards and interior and/or exterior security cameras.

### **§ 153.120.090 – Abandonment of Permit**

Any establishment, business or facility that is either abandoned or discontinued general operations or the sale of alcoholic beverages for a period of 60 consecutive days shall be deemed to have abandoned its ability to sell alcoholic beverages. The establishment shall obtain a new conditional use permit before re-engaging in the sale of alcoholic beverages.