



Legislation Details (With Text)

**File #:** CODE-1-17-5181    **Version:** 1    **Name:**

**Type:** Planning Item    **Status:** Passed

**File created:** 2/8/2017    **In control:** City Council

**On agenda:** 2/28/2017    **Final action:** 2/28/2017

**Title:** The Sandy City Community Development Department is recommending the City Council adopt the proposed code amendment which will update all of the Cities alcohol licensing categories, with definitions, and determine what types of licenses will be allowed within the various zoning districts.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. staff report.pdf, 2. Exhibit for City Council.pdf, 3. PC minutes.pdf, 4. Ord 17-09 Alcohol changes.pdf

Date	Ver.	Action By	Action	Result
2/28/2017	1	City Council	adopted	Pass

**Agenda Item Title**

The Sandy City Community Development Department is recommending the City Council adopt the proposed code amendment which will update all of the Cities alcohol licensing categories, with definitions, and determine what types of licenses will be allowed within the various zoning districts.

**Presenter**

Bian McCuiston

**Description/Background:**

The Sandy City Community Development Department has filed a request to amend Title 15A, Chapters 7, 8, 9, 10, 19, 23, and 37, Definitions, Land Development Code, Revised Ordinances of Sandy City, 2008. The purpose of the Code Amendment is to consider adopting new terms and definitions for our alcohol licenses to match those of the Utah Department of Alcohol Beverage Control and also to determine which zoning districts the different licenses would be allowed in.

In November 2016, the Sandy City Council adopted a revised Title 5, Chapter 2, Alcohol Regulations of the Sandy City Code. This included a major re-write of our business license regulations for all the different types of alcohol licenses so that our licenses match those of the Utah Department of Alcohol Beverage Control (UDABC), along with a number of other pertinent changes. Therefore, Staff is proposing modifications so the Land Development Code will be coordinated with the Business License regulations.

Below is a summary of the proposed changes:

1. Residential Zones - Replace the old category of Alcoholic Beverage Licenses with the new ones, as now adopted, which match those of the UDABC. The former Class E Licenses (Temporary and Single Event Permits) were approved by Staff, but are proposed to be permitted *only* when associated with a church that is conducting a civic or community enterprise or convention. One of the few temporary event permits approved

in the past have been for churches having a fund raiser.

2. Commercial Zones - Replace the old category of Alcoholic Beverage Licenses with the new ones, as now adopted, which match those of the UDABC. Some of the new licenses would be permitted, with an explanatory note attached to the approval. It was recommended by Steve Barth, a Sandy City lobbyist, to include some additional requirements for new structures that will be occupied by restaurants and/or clubs. Other licenses would only be allowed within the Cairns District and the Automall Commercial Areas. Also, we are prohibiting alcohol licenses from any restaurant that has a drive-thru window.

3. Institutional Care (IC) District - Replace the old category of Alcoholic Beverage Licenses with the new ones, as now adopted, which match those of the UDABC. Proposing to eliminate Single and Temporary Beer Events in this zone completely.

4. Open Space (OS) District - Replace the old category of Alcoholic Beverage Licenses with the new ones, as now adopted, which match those of the UDABC. Proposing to allow an Equity Club, On-Premise Banquet and Catering License, On-Premise Recreational Beer Retailer, Single and Temporary Beer Event Permits *only* within golf course grounds and facilities. These would not be permitted in other facilities or uses in the OS District. The Hidden Valley Country Club currently has a Club License, and the River Oaks Golf Course has a Recreational Beer Consumption License.

5. Special Development (SD) Zones - Replace the old category of Alcoholic Beverage Licenses with the new ones, as now adopted, which match those of the UDABC. We have tried to match what has been allowed in these zones with the new types of licenses. Proposing to eliminate Single and Temporary Beer Events in a number of these SD Residential zones completely.

6. Definitions - Add new definitions that match those of the UDABC and modify two definitions that will remain (Package Agency and State Liquor Store).

**Applicable Statute/Rule/Policy/Guideline/Goal:**

[Enter Text]

**Fiscal Impact:**

[Enter Text]

**Future Dependent Action:**

[Enter Text]

**Recommended Action and/or Suggested Motion:**

The Sandy City Planning Commission reviewed this request on February 2, 2017 and are forwarding a positive recommendation that the City Council adopt the proposed code amendment.