

COMMISSIONERS' ORDINANCE NO. 0-35-19

AN ORDINANCE AMENDING THE TEXT OF THE OFFICIAL ZONING ORDINANCE OF THE CITY OF COVINGTON, KENTUCKY ADDING PACKAGE LIQUOR (DISTILLED SPIRITS) AS AN ACCESSORY TO A PERMITTED RESTAURANT USE IN IL (INDUSTRIAL LIMITED) ZONES.

* * * *

WHEREAS, the City of Covington submitted an application requesting that the Kenton County Planning Commission review and make recommendations on text amendments to the official Zoning Ordinance of the City of Covington, Kentucky (O-37-06) regarding: 1) adding package liquor sales as a permitted use within the IL (Industrial Limited) Zone; and 2) adding use-specific regulations for package liquor sales within the IL Zone; and

WHEREAS, the Kenton County Planning Commission held a public hearing on this application on October 3, 2019, wherein a favorable recommendation of the proposed text amendments was entered; and

WHEREAS, the Board of Commissioners, reviewing the Statement of Recommendation, the evidence presented, and the record made before the Kenton County Planning Commission, finds that the proposed changes are in compliance with the City's Comprehensive Plan, are reasonable and appropriate, and that the sale of package liquor (distilled spirits) as an accessory to a permitted restaurant use in IL (Industrial Limited) zones will allow for will allow restaurateurs to increase their sales and profits by taking advantage of the growing popularity of Kentucky Bourbon and other products.

NOW, THEREFORE,
BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF COVINGTON, KENTON COUNTY, KENTUCKY:

Section 1

Section 3.03.05 of the official Zoning Ordinance of the City of Covington is hereby amended to read as follows:

Section 3.03.05 Use Table

CN CC CG CBD CT CO CRL CRG IP IL IG

Food and Beverage Sales, Retail												
Package Liquor (Distilled Spirits)	-	P	C	P	P	-	-	-	-	P	-	§Section 6.36
Other (not specifically listed, above)	P	P	P	P	P	P	-	-	-	-	-	

Section 2

Section 6.36.03 of the official Zoning Ordinance of the City of Covington is hereby amended to read as follows:

Section 6.36 Package Liquor (Distilled Spirits)

6.36.03 Package Liquor (Distilled Spirits) are permitted in the IL-Industrial Limited zone, provided that all of the following criteria are met:

- A. The sale of Package Liquor (Distilled Spirits) is accessory to a permitted restaurant use;**
- B. The seller has valid state and local ABC permits authorizing the sale of package liquor;**
- C. The floor area used for the sale of package liquor is no more than 10% of the floor area of the seating area of the primary "Restaurant" use or 100 square feet, whichever is less.**

Section 3

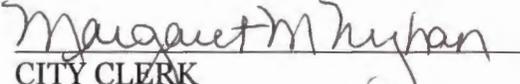
That any ordinances or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 4

That this ordinance shall take effect and be in full force when passed, published and recorded according to law.


MAYOR

ATTEST:


CITY CLERK

Passed: 11-12-19 (Second Reading)

10-29-19 (First Reading)

Meeting Date:					
ORD.: 1ST		2ND			
OR:					
	Bowman	Downing	1 Smith	2 Williams	Meyer
Yeas	✓	✓	✓	✓	✓
Nays					
Present, not Voting					