



ORDINANCE NUMBER 31-2016

AN ORDINANCE AMENDING THE CITY OF GREER ZONING CODE TO AMEND ARTICLE 4 DEFINITIONS TO INCLUDE NAICS – NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM AND TO AMEND ARTICLE 5 ZONING DISTRICT REGULATIONS SECTION 5:8.2 USES PERMITTED BY SPECIAL EXCEPTION TO INCLUDE RETAIL ALCOHOLIC LIQUOR STORES

WHEREAS, the Council of the City of Greer finds it is necessary to regulate the uses permitted for retail alcoholic liquor stores within the City of Greer; and,

WHEREAS, Greer City Council wishes to amend the City of Greer Zoning Code by amending Article 4, Definitions to include NAICS – North American Industry Classification and Article 5, Zoning District Regulation, Section 5:8.2 Uses Permitted by Special Exception to include Retail Alcoholic Liquor Stores;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Greer, South Carolina that the City of Greer Zoning Code be amended as follows:

ARTICLE 4 DEFINITIONS

NAICS – North American Industry Classification System

ARTICLE 5 ZONING DISTRICT REGULATIONS

Section 5:8 C-2, Commercial District

5:8.2 Uses Permitted by Special Exception

Automobile service station

Automobile wash or clean-up shop

Cemetery

Child care center

Church

Educational institution

Fire station

Library

Muffler shop
Nursing Home/Assisted Living Facility
Post office
Accessory dwelling subject to Section 7:11
School
Used car lot
Mini-Warehouses subject to the following:

A. Where sites abut residentially zoned properties, buildings adjacent to perimeter must face inward with their doors oriented to the interior of the site.

B. The facility shall not be utilized for the manufacture or sale of any commercial commodity or the provision of any service, such as the commercial repair of automobiles, boats, motors, or other items.

C. The facility shall not be utilized for the storage of flammable chemical substances.

Retail Alcoholic Liquor Stores NAICS 445310: establishments primarily engaged in retailing packaged alcoholic beverages, such as liquor. Subject to the following:


- A. Only allowed within other retail shopping areas. No stand-alone retail operation shall be allowed in C-2, Commercial.
- B. Shall comply with all South Carolina Code of Laws as it relates to Title 61 - Alcohol and Alcoholic Beverages and South Carolina Code of Regulations. Chapter 7 Alcoholic Beverages, Articles 6 and 7, however, a Retail Dealer, shall not be allowed with Uses Permitted by Special Exception to obtain a license to cash checks pursuant to § Section 61-6-1505.
- C. Should the retail liquor license be suspended, the Special Exception shall be suspended for the licensee or if revoked by the State, the Special Exception Permit shall also be revoked for licensee, until such time they have resolved issues which created the penalty by the Alcohol Beverage License Division.
- D. No signs, posters, neon or flashing lights, or other product marketing materials shall be affixed to the storefront windows facing outside and in public view.
- E. No product marketing materials shall be placed outside of the leased premises, within the boundaries of the shopping center.
- F. The Red Dot shall not be used as separate signage, but may be allowed when incorporated into business signage and all signage shall comply with Article 8 of the Zoning Regulations.
- G. Shall not be located within 500 feet of an existing *liquor store*.

This Ordinance shall become effective immediately upon second reading approval thereof.

CITY OF GREER, SOUTH CAROLINA


Richard W. Danner, Mayor

Attest:



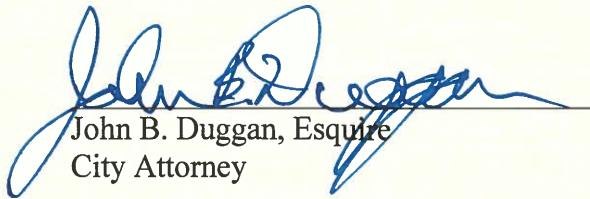
Tammela Duncan, Municipal Clerk

Introduced By: Councilman Wryley Bettis

First Reading: November 8, 2016

Second and
Final Reading: November 22, 2016

Approved as to Form:


John B. Duggan, Esquire
City Attorney

City of Greer - Planning and Zoning Division Minutes
PLANNING COMMISSION MEETING
October 17, 2016

1) TX 2016-31

Section 5:8 C-2, Commercial District

ARTICLE 4 DEFINITIONS TO INCLUDE

NAICS - North American Industry Classification System

ARTICLE 8 ZONING DISTRICT REGULATIONS

5:8.2 Uses Permitted by Special Exception - Amended

Retail Alcoholic Liquor Stores NAICS 445310: establishments primarily engaged in retailing packaged alcoholic beverages, such as liquor. Subject to the following:

- A. Only allowed within other retail shopping areas. No stand-alone retail operation shall be allowed in C-2, Commercial.
- B. Shall comply with all South Carolina Code of Laws as it relates to Title 61 - Alcohol and Alcoholic Beverages and South Carolina Code of Regulations, Chapter 7 Alcoholic Beverages, Articles 6 and 7, however, a Retail Dealer, shall not be allowed with Uses Permitted by Special Exception to obtain a license to cash checks pursuant to § Section 61-6-1505.
- C. * Should the retail liquor license be suspended or revoked by the State, the Special Exception Permit shall also be revoked.
- D. No signs, posters, neon or flashing lights, or other product marketing materials shall be affixed to the storefront windows facing outside and in public view.
- E. No product marketing materials shall be placed outside of the leased premises, within the boundaries of the shopping center.
- F. The Red Dot shall not be used as separate signage, but may be allowed when incorporated into business signage and all signage shall comply with Article 8 of the Zoning Regulations.
- G. Shall not be located within 500 feet of an existing liquor store.

* = Amended

C. Should the retail liquor license be suspended, the Special Exception shall be suspended for the licensee or if revoked by the State, the Special Exception Permit shall also be revoked for licensee, until such time they have resolved issues which created the penalty by the Alcohol Beverage License Division.

STAFF RECOMMENDATION: APPROVAL

ACTION – TX 2016-31

Motion made by Mr. Foster to approve with amendment to item C, that staff will draft, seconded by Ms. Traenkle

Motion carried 5-0