

CITY OF LOOKOUT MOUNTAIN, GEORGIA

ORDINANCE NO. 256

AN ORDINANCE to amend Ordinance No. 25 to make certain additions to the definitions set forth in said ordinance and one limited addition to the list of permitted uses within the City's Tourist-Oriented Commercial District, and for other purposes:

BE IT ORDAINED by the City Council of the City of Lookout Mountain, Georgia, and IT IS HEREBY ORDAINED:

SECTION 1. Article II, Section 10-1 of the Lookout Mountain, Georgia Zoning Ordinance (Ordinance No. 25, as amended) is hereby amended by the addition thereto of the following definitions:

"Farm Winery" shall mean a Georgia Farm Winery as defined in O.C.G.A. § 3-6-21.1(a)(2).

"Farm Winery Tasting Room" shall mean a tasting room as defined in O.C.G.A. § 3-6-21.1(a)(3) that is operated by a Farm Winery as defined in this Ordinance.

Said definitions shall be inserted into Article II, Section 10-1, in alphabetical order, and all definitions contained in said section shall be renumbered appropriately and in sequence.

SECTION 2. Article IV, Section 10-5 (A) of the Lookout Mountain, Georgia Zoning Ordinance (Ordinance No. 25, as amended) is hereby amended by the addition of the following subparagraph to the list of permitted uses within the City's Tourist-Oriented Commercial District:

Farm Winery Tasting Rooms duly licensed and operating in accordance and conformity with Article IV of the City of Lookout Mountain, Georgia Controlled Beverages Ordinance (Ordinance No. 69, as amended)

Said subparagraph shall be appropriately numbered as the next in sequence.

SECTION 3. It is the intention of the Council of the City that the addition created by this Ordinance to the list of permitted uses within the City's Tourist-Oriented Commercial District be strictly limited to Farm Winery Tasting Rooms that are duly licensed in accordance with Article IV of the City of Lookout Mountain, Georgia Controlled Beverages Ordinance and that are operating in conformity with said Article. Neither this Ordinance nor the Lookout Mountain, Georgia Zoning Ordinance nor the City of Lookout Mountain, Georgia Controlled Beverages Ordinance shall be interpreted as authorizing retail sales of wine, liquor, or malt beverages in the Tourist-Oriented Commercial District except for the retail sale of farm wine by a Farm Winery in a duly licensed Farm Winery Tasting Room.


SECTION 4. Savings Clause. If any of the sections, subsections, sentences, clauses or phrases of this Ordinance are for any reason held to be unconstitutional or invalid, the validity of the remaining portions of this Ordinance shall not be thereby affected since it is the express intent of the Council of the City to pass each section, phrase, paragraph and word separately.

SECTION 5. Repealer. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 6. Part of Code of Ordinances. It is the intention of the Council of the City that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City, and the Sections of this Ordinance may be renumbered to accomplish such intention.

SECTION 7. Effective Date. This Ordinance shall be effective ten (10) days after its adoption and approval by at least three (3) members of the Council for the City of Lookout Mountain, Georgia, after two (2) readings at least one (1) week apart.

APPROVED on first reading on May 19, 2011.



Member of City Council


Member of City Council


Member of City Council


Member of City Council


Member of City Council

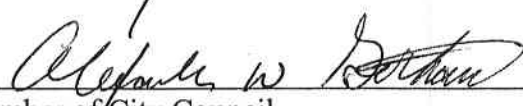

Mayor of Lookout Mountain, Georgia

APPROVED AND ADOPTED on second reading on June 16, 2011.


Member of City Council


Member of City Council


Member of City Council


Member of City Council


Member of City Council

William P. Howard
Mayor of Lookout Mountain, Georgia

ATTEST:

Cindy Roberts
City Clerk

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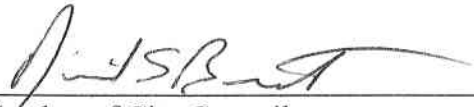
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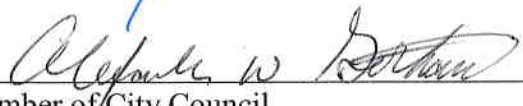

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William Hascod
Mayor of Lookout Mountain, Georgia

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City Clerk