

## **ORDINANCE AMENDMENT REVIEW SHEET**

**Amendment:** C20-2012-003 Cocktail Lounges in the Rainey Street Waterfront Overlay Subdistrict

**Description:** Consider an amendment to an ordinance amending Chapter 25-2-692 of the City Code relating to uses in the Rainey Street Waterfront Overlay Subdistrict, to make cocktail lounge a conditional use for properties zoned CBD that are also within the Rainey Street Waterfront Overlay Subdistrict.

**Proposed Language:** See attached draft ordinance.

**Staff Recommendation:** Staff recommends this amendment.

**Background:** Initiated by Planning Commission on January 24, 2012

Cocktail lounge use requires a minimum of one off-street parking spot per 100 sq. ft. of an establishment being used as cocktail lounge. The Rainey Street area, as described by the Rainey Street Waterfront Overlay Subdistrict, is primarily zoned DMU and CBD. These zoning districts allow off-street parking to be reduced to a minimum of 20 percent and a maximum of 60 percent of what would typically be required for a given use. The proliferation of cocktail lounges in the Rainey Street area (cocktail lounge is a conditional use in DMU and a permitted use in CBD), combined with reduced parking requirements, has led to an abundance of automobiles parked on-street, where foot traffic is also heavy, due to a lack of sidewalks. In addition, there is concern that the character of the Rainey Street area is changing due to the increased number of cocktail lounges in operation, and that any new proposals for said use should require additional scrutiny.

The proposed code amendment would make cocktail lounge use a conditional use in the Rainey Street Waterfront Overlay Subdistrict.

### **Board and Commission Actions**

**Waterfront Planning Advisory Board** – Considered this item on December 10, 2012. Voted to recommend this item on January 14, 2013. Vote: 3-1-2.

**Planning Commission Subcommittee on Codes and Ordinances** – Voted to not recommend this item to full Planning Commission on January 15, 2013. Vote: 4-0.

**Planning Commission** – Voted to recommend this item to City Council on January 22, 2013. Vote: 7-1.

### **Council Action**

**City Council** – A public hearing at City Council has been set for February 28, 2013.

**Ordinance Number:** NA

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