

7.2.303.C: Definitions of Use Types

3: BAR: A use engaged in the preparation and retail sale of alcoholic beverages, alcoholic liquor or fermented malt beverages as defined by chapter 2, article 5, part 1 of this Code, for consumption on the premises including taverns, bars, cocktail lounges, and similar uses other than a "restaurant" as that term is defined in this part.

32. RESTAURANT: An establishment where food and drink is prepared, served and consumed either on premises (inside or outside), taken out, or delivered. It may include the sale of alcoholic beverages when conducted as a secondary feature of the use and producing less than fifty percent (50%) of the establishment's gross income. The bar area is an area of the restaurant where the primary business is the sale and consumption of alcohol.

7.3.205: Additional Standards for Specific Land Uses:

J. Liquor Establishment: A liquor sales establishment is allowed in the TND, PBC, C-5 and C-6 zone districts and a conditional use within the M-1 and M-2 zone districts. On premises liquor establishments in the specified zone districts shall be located no closer than two hundred feet (200') from any residentially used or zoned property. The measurement shall be from the property/lot line of the liquor establishment to the property/lot line of the residentially zoned/used property. The distance requirement shall not apply if the residentially zoned property is separated from the property of the establishment by a "major street" as defined in the City's Subdivision Code or if the residentially zoned property is City owned. The distance requirement shall be measured as a straight line from property lot/line to property lot/line. The distance requirements of this subsection shall not apply to an on premises liquor establishment which is also a restaurant if the bar area does not constitute more than thirty five percent (35%) of the floor area.

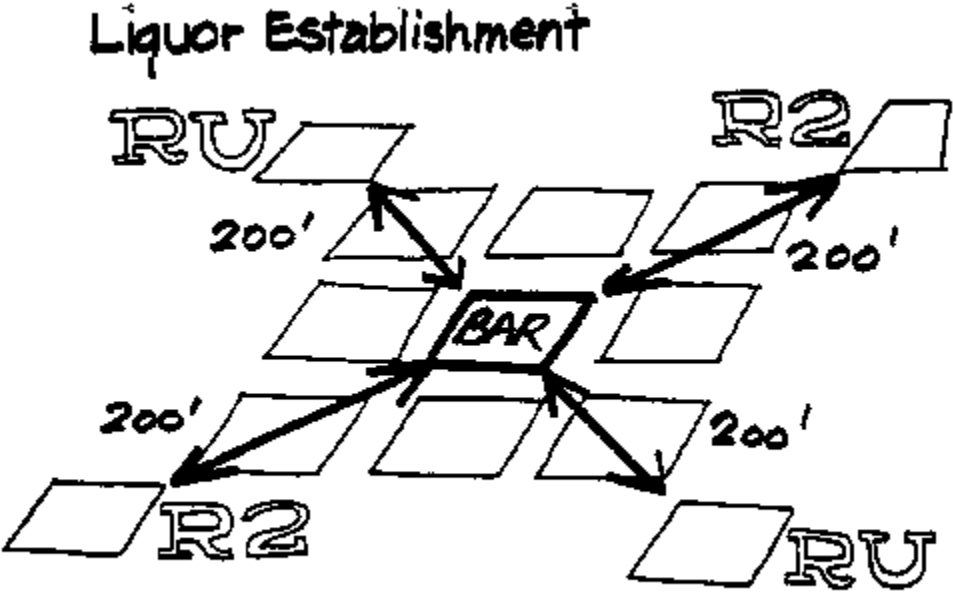


FIGURE 6