

TEXT AMENDMENT 19-04

Ordinance # 7554 / 19-71

Applicant: Matthew Rogers

AN ORDINANCE AMENDING THE CITY OF HIGH POINT DEVELOPMENT ORDINANCE REGARDING THE ESTABLISHMENT OF MAJOR AND MINOR BAR OR NIGHTCLUB USE TYPES.

WHEREAS, the City of High Point adopted the "City of High Point Development Ordinance" on May 16, 2016, with an effective date of January 1, 2017, and subsequently amended; and

WHEREAS, public hearings were held before the Planning and Zoning Commission on September 24, 2019 and before the City Council on October 7, 2019 regarding Text Amendment 19-04; and

WHEREAS, notice of the public hearings was published in the High Point Enterprise on September 15, 2019 for the Planning and Zoning Commission public hearing, and on September 25, 2019 and October 2, 2019 for the City Council public hearing pursuant to Chapter 160A-364 of the General Statutes of North Carolina.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, NORTH CAROLINA:

CHAPTER 4: - USES

Section 1.

Section 4.1.9 *Principal Use Table*, Table 4.1.9. Principal Use Table, is hereby amended as shown in the row titled *Eating Establishments* in the section of the table reproduced below, establishing a major and minor classification for the Bar or nightclub use type.

Table 4.1.9 - Principal Use Table

USE CATEGORY	USE TYPE	R-3	R-5	R-7	RM-5	RM-16	RM-26	TO	OI	LB	GB	RC	CB	ECL	HI	AGRI	PNR	MS	MX	District Use Prohibition	Additional Standards
Commercial Use Classification																					
Eating Establishments	Bar or nightclub, <u>major</u>										P	P	P		P				P	P	4.3.4 C.1
	<u>Bar or nightclub, minor</u>									P	P	P	P		P				P	P	4.3.4 C.1

Section 2.

Section 4.2.6 – Commercial Use Classification, Table 4.2.6. - Commercial Use Classification is hereby amended as shown in the row titled *C. Eating Establishments* in the section of the table reproduced below, establishing a minor and major classification for the Bar or nightclub use type.

Table 4.2.6 - Commercial Use Classification

C. EATING ESTABLISHMENTS	2. USE TYPES:	
	(a) Bar or nightclub	An establishment primarily devoted to the sale of alcoholic beverages for on-site consumption, where the sale of food is incidental. Activities may include dancing or other forms of entertainment (including live performances that are not considered adult entertainment uses) such as billiard tables, darts, and karaoke.
		1) <u>Major – A bar or nightclub with more than 4,000 square feet of gross floor area</u>
		2) <u>Minor – A bar or nightclub with 4,000 square feet of gross floor area or less</u>

Section 3.

Section 4.3.4 – Commercial Uses, is hereby amended as follows:

C. Eating Establishments in Section 4.3.4 – Commercial Uses establishes use standards for both minor and major classifications of the Bar or nightclub use type. Existing use standards shall apply to both major and minor Bar or nightclub uses.

4.3.4 Use Standards – Commercial Uses

C. Eating Establishments

1. Bar or Nightclub **(Major and Minor)** A bar or nightclub shall comply with the following standards:

(a) *unchanged*

(b) *unchanged*

(c) *unchanged*

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Section 4.

Should any section or provision of this ordinance be declared invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5.

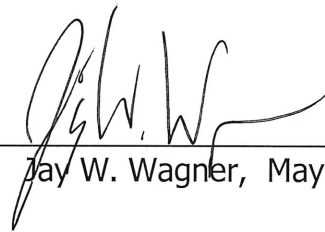
All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 6.

This ordinance shall become effective upon adoption.

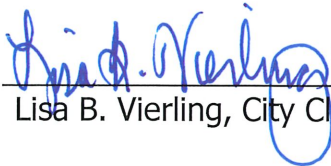
Adopted by the City Council
City of High Point, North Carolina
The 7th day of **October, 2019**
Lisa B. Vierling, City Clerk

By: _____



Jay W. Wagner, Mayor

ATTEST:



Lisa B. Vierling, City Clerk

