

**PB 16-20
Paragon Beverage Company**

Amendment to the Unified Development Ordinance Chapter 4 Use Standards.

BE IT ORDAINED by the Board of Commissioners of the County of Currituck, North Carolina that the Unified Development Ordinance of the County of Currituck be amended as follows:

Item 1: That Chapter 4. Use Standards is amended by adding the following underlined language.

TABLE 4.1.1: SUMMARY USE TABLE

Z = Zoning Compliance Permit; U = Use Permit; MP = Allowed with Master Plan;
CZ= Allowed in a Conditional Zoning District blank cell = Prohibited

USE CATEGORY	USE TYPE	ZONING DISTRICT (CURRENT DISTRICT IN PARENTHESIS) [NOTE: OVERLAY OR SUB-DISTRICT REQUIREMENTS MAY FURTHER LIMIT USES]															ADDITIONAL REQ. (4.2.____)	
		RC	AG	SFM	SFO	SFR	SFI	MXR	GB	LB	CC	VC	LI	HI	PD-R	PD-M		PD-O
COMMERCIAL USE CLASSIFICATION																		
Retail Sales & Services	<u>Artisan Food and Beverage Producer</u>								Z				Z		MP	MP	MP	
	<u>Distillery</u>												Z					
	<u>Brewery, Large</u>												Z		MP	MP	MP	
	<u>Winery</u>								Z				Z		MP	MP	MP	

Item 2: That Chapter 10. (Definitions) is amended by adding the following underlined language.

10.5 DEFINITIONS

ARTISAN FOOD AND BEVERAGE PRODUCER

An establishment that engages in onsite commercial production of food and/or beverage products to a final form employing batch-processing or hand crafting using traditional methods, and distributes to customers on-site via product tasting and direct sales and/or off-site to retailers and wholesalers. Typical products include coffee roasters, chocolatiers, confectioners, cideries, microbreweries, brewpubs, and craft distilleries.

BREWERY, LARGE

A brewery with an annual beer production over 15,000 barrels or more and may contain a tap room/tasting room.

BREW PUB

A restaurant with facilities for the manufacture of beer onsite for consumption and retail sale at the restaurant. Where allowed by law, brewpubs may often sell beer "to go" and/or distribute to off-site accounts.

CRAFT DISTILLERY

An establishment where spirituous liquor is produced on site, and which shall include a tasting room in which guests or customers may sample the products. The building in which the craft distillery operates shall not exceed 4,000 square feet.

DISTILLERY

An establishment where spirituous liquor is produced on-site, and which may include a tasting room in which guests or customers may sample the products.

MICROBREWERY

A brewery that produces less than 15,000 barrels and may contain a tap room/tasting room. Where allowed by law, microbreweries may often sell beer "to go" and/or distribute to off-site accounts.

TAP ROOM/TASTING ROOM

A room ancillary to an artisan food and beverage producer that is used for sampling by the public of products produced on site.

WINERY

A building or property at which wine is produced, and which may include a tasting room.

Item 3: The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph or the application thereof to any person or circumstance shall be held unconstitutional or violative of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

Item 4: This ordinance amendment shall be in effect from and after the 17TH day of Nov, 2016.

David C. Duggo

Board of Commissioners' Chairman

Attest:

Leeann Walton

Leeann Walton
Clerk to the Board

DATE ADOPTED: Nov. 7 2016
MOTION TO ADOPT BY COMMISSIONER: Aydlett
SECONDED BY COMMISSIONER: Gilbert
VOTE: 6-0 AYES 6 NAYS 0

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PLANNING BOARD DATE: 10/11/2016
PLANNING BOARD RECOMMENDATION: Approval
VOTE: 7 AYES 0 NAYS
ADVERTISEMENT DATE OF PUBLIC HEARING: 10/19/2016 and 10/30/2016
BOARD OF COMMISSIONERS PUBLIC HEARING: 11/07/2016
BOARD OF COMMISSIONERS ACTION: Approved
POSTED IN UNIFIED DEVELOPMENT ORDINANCE: 11/8/16
AMENDMENT NUMBER: 32