

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SACRAMENTO TO AMEND THE ZONING CODE OF SACRAMENTO COUNTY, RELATING TO THE REVIEW AND APPROVAL PROCESS FOR ESTABLISHMENTS THAT SELL OR SERVE BEER, WINE AND/OR DISTILLED SPIRITS**

The Board of Supervisors of the County of Sacramento, State of California, ordains as follows:

SECTION 1: Title I Chapter 20, Section 120-29.5 Alcohol Sales is hereby added as follows:

**120-29.5. Alcohol Sales. Establishments that sell or serve beer, wine and/or distilled spirits, and have obtained a special license for that purpose from the Department of Alcoholic Beverage Control (ABC), if lawfully established as of the effective date of this ordinance, shall be considered a permitted use, and shall not be required to obtain a certificate of non-conforming use pursuant to Section 120-25 of this Article. In the event that the type of ABC license for the address of the establishment is changed (e.g., from special license number twenty (20) to special license number twenty-one (21)), the ABC license is transferred to a different address, or the use itself is expanded in any way, the use shall be subject to the same regulations as if it were a new use.**

SECTION 2: Title II Chapter 25, Section 225-11, Table II is hereby amended to provide a review and approval process for establishments that sell or serve beer, wine and/or distilled spirits in conjunction with these businesses as follows:

<b>USE, SERVICE OR FACILITY</b>	<b>MP</b>	<b>BP</b>	<b>SC</b>	<b>LC</b>	<b>GC</b>	<b>AC</b>	<b>TC</b>	<b>CO</b>	<b>DW</b>
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<b>G. Eating/Drinking/Lodging</b>
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<b>2. Bar-Tavern</b>			<b>66</b>	<b>66</b>	<b>66</b>	<b>66</b>	<b>66</b>	<b>66</b>	
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<b>I. Food, Drug, Liquor Sales</b>
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<b>16. On Sale of Alcoholic Beverages</b>	<b>67</b>	<b>67</b>	<b>67</b>	<b>67</b>	<b>67</b>	<b>67</b>	<b>67</b>		
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<b>17. Off Sales of Alcoholic Beverages</b>	<b>68</b>	<b>68</b>	<b>68</b>	<b>68</b>	<b>68</b>	<b>68</b>	<b>68</b>		
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SECTION 3: Title II Chapter 25, Section 225-14, Special Conditions is hereby amended to read as follows:

**66. Bars and taverns that sell or serve beer, wine and/or distilled spirits in conjunction with the business, and require or obtain a special license number forty (40), forty-two (42), forty-eight (48), or sixty-one (61) from the Department of Alcoholic Beverage Control, are permitted subject to issuance of a conditional use permit by the appropriate authority.**

**67. Approval by the Zoning Administrator (Zoning Administrator’s Action) shall be required for restaurants or similar establishments that sell or serve beer, wine and/or distilled spirits in conjunction with the business. Uses such as churches, social centers, art galleries, fraternal halls or private clubs that sell or serve beer, wine and/or distilled spirits only to members and their guests or at special events shall not be subject to this restriction.**

**68. Food markets, liquor stores, pharmacies, or similar establishments that sell beer, wine and/or distilled spirits in conjunction with the business, and require or obtain a**

**special license number twenty (20) or twenty-one (21) from the Department of Alcoholic Beverage Control (ABC), and are 15,000 square feet or less in size, or with more than 10% of shelving devoted to the sale of alcohol, are permitted subject to approval of a conditional use permit by the Planning Commission.**

SECTION 4: This ordinance shall take effect and be in full force on and after thirty (30) days from the date of its passage hereof, and, before expiration of fifteen (15) days from the date of its passage, it shall be published once with the names of the members of the Board of Supervisors voting for and against the same, said publication to be made in a newspaper of general circulation published within the County of Sacramento, State of California.

On a motion by Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, the foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Sacramento, State of California, at a regular meeting thereof this \_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote, to wit:

AYES: Supervisors  
NOES: Supervisors  
ABSENT: Supervisors  
ABSTAIN: Supervisors

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CHAIRPERSON, BOARD OF SUPERVISORS  
COUNTY OF SACRAMENTO, CALIFORNIA

(SEAL)  
ATTEST: \_\_\_\_\_  
CLERK OF THE  
BOARD OF SUPERVISORS