

ORDINANCE 2024-04
 TO AMEND
 THE ZONING ORDINANCE
 OF THE TOWN OF DANBURY

BE IT ORDAINED by the Town Council of the Town of Danbury, North Carolina, that the Zoning Ordinance be amended as follows:

TEXT AMENDMENT

Section 1.

AMEND Article X, Section 10-5, Table of Uses by District, to ADD the following uses in the appropriate location:

Permitted Uses	R-1	R-2	R-3	R-4	B-1	B-2	B-3	I-1	M-1
Retail Sales/Services									
Brewpub					D	D	CD		
Taproom/Tasting room					D	D	CD		
Manufacturing									
Brewery (Craft, Micro) w/Taproom					D	D	CD		
Brewery (Craft, Micro) w/o Taproom					D	D	CD		P
Brewery (Macro)									P

Section 2.

AMEND Article XVII – Definitions, to ADD the following definitions in the appropriate alphabetic order:

BREWERY, CRAFT – A form of microbrewery; a small independent brewery that produces a limited amount of beer with an emphasis on innovation and experimentation. The focus is on local consumers and not on mass production and distribution.

BREWERY, MACRO – A place where beer is brewed, fermented, and packaged for distribution to retailers and consumers. For purposes of this ordinance, a brewery is assumed to be for mass production and distribution (more than 15,000 barrels per year) unless specifically classified otherwise.

BREWERY, MICRO – A small independent brewery that produces beer on the premises in smaller amounts (15,000 barrels or less per year) with a focus on quality.

BREW PUB – A small brewery with production of less than 5,000 barrels per year for its on-site taproom.

TAPROOM/TASTING ROOM – A business that serves and sells beer products directly from a microbrewery which is located on-site or nearby.

Section 3.

AMEND Article XIII – Development Standards for Specific Uses, ADD NEW Section 13-21 – Taproom, Tasting Room, Brewpub

- (a) Outdoor lighting: All lighting shall be directed away from abutting R-districts or shielded to prevent glare.
- (b) Outdoor seating: Any outdoor seating shall be located entirely on the business property and a buffer shall be provided when abutting an R-district.
- (c) Outdoor sound: Use of an amplification device, radio, T, musical instrument, or similar device which produces sound and is clearly audible at a distance of 150 feet or more from the source of the sound between the hours of 11:00 PM and 8:00 AM is prohibited.
- (d) Outdoor storage: No outdoor storage is allowed unless confined within a permitted accessory structure.
- (e) Buffers: Public entrances and delivery areas facing an R-district are required to have a buffer. See Article XVI.
- (f) Mechanical equipment: Mechanical equipment facing the street or an R-district shall be screened using evergreen foliage, fencing, or other architectural features.

Section 4.

State law shall prevail in any conflict between this ordinance and the provisions of N.C.G.S. Chapter 18B *Regulation of Alcoholic Beverages*, or any other provision of applicable state law.

Section 5.

This ordinance shall become effective on the date of adoption.

Adopted this the _____ day of _____, 2024

Gary East
Mayor Pro-tem

Attest:

Renea Brown
Town Clerk

Approved as to Form:

W. Eugene Russell
Town Attorney