

ORDINANCE NO. O-01-10

Amending the Zoning Ordinance Regarding Certain Uses

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GADSDEN, ALABAMA, as follows:

Section 1. The use for Alcohol distillation and/or storage under Manufacturing in the schedule of uses in Section 130-312(f) of the Gadsden City Code is amended to read as follows:

Names and Use and Conditions	R-1	R-2	R-T	B-1	B-2	B-3	B-4	I-1	I-2	O-1
Alcohol distillation and/or storage	-	-	-	-	-	-	-	R	R	-

Section 2. The schedule of uses in Section 130-312(f) of the Gadsden City Code is amended by adding under Retail and Wholesale Trade the following uses:

Names and Use and Conditions	R-1	R-2	R-T	B-1	B-2	B-3	B-4	I-1	I-2	O-1
Brewpub	-	-	-	-	-	-	R	-	-	-
Kennel for dogs only	-	-	-	-	-	-	-	R	R	-
Winery with on-premise consumption only allowed	-	-	-	-	-	-	R	-	-	-

Section 3. The provisions of this ordinance shall be effective on publication.

Section 4. The sections, subsections, paragraphs, sentences, clauses and phrases of this ordinance are severable. If any section, subsection, paragraph, sentence, clause and phrase of this ordinance is declared unconstitutional or invalid by a valid judgment of a court of competent jurisdiction, such judgment shall not affect the validity of any other section, subsection, paragraph, sentence, clause and phrase of this ordinance. The city council declares that it is its intent that it would have enacted this ordinance without such invalid or unconstitutional provisions.

Section 5. The provisions of this ordinance repeal any prior ordinance or provision of the Gadsden City Code to the extent of any conflict.

I certify that the City Council of the City of Gadsden, Alabama, duly adopted this ordinance at an open public meeting held on January 5, 2010.

Iva Nelson, City Clerk

APPROVED on January _____, 2010

Sherman Guyton, Mayor