



City of Pleasant Ridge

James Breuckman, City Manager

From: Jim Breuckman, City Manager
To: Planning Commission
Date: December 4, 2017
Re: Proposed Amendment to Ordinance Section 82-197(b)(1)(m)

Overview

Sunny Singh, owner of the Sunoco Station, has applied to the State for a SDM (Specially Designated Merchant) liquor license. This would allow him to sell packaged beer and wine at his gas station for consumption off the premises. These liquor licenses are not subject to quotas.

Background

Section 82-197(b)(1) establishes specific requirements for automobile service stations. Subsection (m) states that “the sale of alcoholic beverages on the premises is expressly prohibited.”

Mr. Singh is asking the Planning Commission to consider amending the zoning ordinance to eliminate subsection (m), which would allow him to proceed with securing a SDM liquor license for the site.

The proposed ordinance would eliminate subsection m, allowing for gas stations to engage in SDM sales under the provisions of Section 82-197(b)(9) of the Pleasant Ridge zoning ordinance. The most notable restriction is that the hours of SDM sales are limited to 9am to 10pm. The gas station complies with all other standards applicable to SDM sales.

The next step in the process is for the Planning Commission to hold a public hearing on the proposed amendment and provide a recommendation to the City Commission.

Requested Action

Planning Commission consideration of the request to eliminate 82-197(b)(1)(m) of the zoning ordinance, with a recommendation to the City Commission.

CITY OF PLEASANT RIDGE
Ordinance No ____

AN ORDINANCE TO AMEND THE CITY OF PLEASANT RIDGE CODE OF ORDINANCES, CHAPTER 82 – ZONING.

THE CITY OF PLEASANT RIDGE ORDAINS:

Section 1.

The following sections of Chapter 82, Zoning, of the Pleasant Ridge City Code are amended as follows:

1. Section 82-197(b)(1), Automobile Service Stations and Oil Change Establishments, is amended to read as follows:

~~m. The sale of alcoholic beverages on the premises is expressly prohibited.~~

The remaining subsections n through p shall be amended to be new subsections m through o.

Section 2. Severability.

Should any provision or part of this Article be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this Article, which shall remain in full force and effect.

Section 3. Repealer.

All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Savings clause.

Nothing in this Article shall be construed to affect any suit or proceeding pending in any court or any rights acquired or any liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 8 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 4. Effective Date.

This Ordinance shall become effective seven days after publication of a notice of adoption, as provided by law.

Section 5. Adoption.

This Ordinance is hereby declared to have been adopted by the Commission of the City of Pleasant Ridge at a meeting duly called and held on the ___ day of ___, 20___, and ordered to be given publication in the manner prescribed by law.



Amy M. Drealan, City Clerk

Planning Commission Public Hearing:Monday, December 11, 2017
Planning Commission Recommendation: ...
City Commission Introduction:
City Commission Public Hearing:
City Commission Adoption:
Published:
Effective: