

**AN ORDINANCE TO AMEND THE CITY OF JOHNS CREEK CODE OF
ORDINANCES, APPENDIX A – ZONING, TO ADD DEFINITION FOR DISTILLERY
AND REGULATE THE USE IN C-2 COMMUNITY BUSINESS DISTRICT**

WHEREAS, the City of Johns Creek, Georgia is authorized by the Official Code of Georgia Annotated (O.C.G.A.) § 36-31-7, to license and regulate alcoholic beverages within the City limit;

WHEREAS, the Johns Creek City Council approved a new Alcoholic Beverages Ordinance in November 2021;

WHEREAS, the Zoning Ordinance lacks a clear definition of “distillery”; and

WHEREAS, the City recognizes the Code of Ordinances Appendix A – Zoning should be amended to add definitions for “distilled spirits,” “distiller” and “distillery,” and regulate the use in the C-2 (Community Business) Zoning District.

NOW THEREFORE, the Mayor and Council of the City of Johns Creek hereby ordain that Appendix A – Zoning, Article III, Section 3.3. “Definitions” and Article IX, Section 9.2. “C-2 Community Business District” are amended as follows:

Section 3.3.4.D.

Distilled Spirits. Any alcoholic beverage obtained by distillation or containing more than 24 percent alcohol by volume, including, but not limited to, all fortified wines.

Distiller. A manufacturer of distilled spirits.

Distillery. A domestic manufacturing facility for distilled spirits that is licensed by the state. Provided that licenses are issued as required by the Alcoholic Beverages Ordinance, a distiller/distillery is authorized to sell distilled spirits by the package, by the drink and to operate flight tastings on-premises of the distillery as provided for and subject to the limitations of state law.

Section 9.2. C-2 Community Business District

Section 9.2.2.A. Permitted Uses.

1. Any Use Permitted in the C-1 District
2. Automotive Garage
3. Automotive Repair Garage
4. Automobile & Light Truck Sales/Leasing
5. Batting Cage, Outdoor
6. Bowling Alley
7. Brewery
8. Car Wash
9. Check Cashing Establishment
10. Distillery
11. Drive-in Theater
12. Garage, Automobile Repair

13. Landscaping Business
14. Lawn Service Business
15. Laundry and/or Dry Cleaning Plant Distribution Center. Not including processing, fabrication or manufacturing.
16. Pawn Shop
17. Plant Nursery
18. Plumbing Shop associated with retail sales
19. Radio and Television Stations
20. Service Establishments
21. Skating Rink
22. Smoke Shop
23. Tinsmithing Shop associated with retail sales

SO ORDAINED, this _____ day of _____, 2022.

Approved:

John Bradberry, Mayor

ATTEST:

Approved as to Form:

Allison Tarpley, City Clerk

E. Ronald Bennett, Jr., City Attorney

(Seal)