

Commission Information:
 Initiated by: Palmer City Council
 First on Agenda: April 16, 2009
 Action: Approved
 Vote: Unanimously
 Council Information:
 Introduced by: City Manager Allen
 Introduced: May 12, 2009
 Public Hearing: May 26, 2009
 Action: Adopted
 Vote: Unanimous

Yes:	No:
Chmielewski	
Vanover	
Brown	
Best	
Hanson	
Combs	

CITY OF PALMER, ALASKA

ORDINANCE NO. 09-012

AN ORDINANCE OF THE PALMER CITY COUNCIL AMENDING PALMER MUNICIPAL CODE CHAPTER 17.08 DEFINITIONS, TO ENACT SECTION 17.08.467 WINERY; SECTION 17.28.030 CONDITIONAL USES IN THE LIMITED COMMERCIAL DISTRICT, TO ENACT SUBSECTION 17.28.030 E. WINERIES; AND AMENDING SUBSECTION 3 OF 17.32.020 PERMITTED USES IN THE GENERAL COMMERCIAL DISTRICT, TO INCLUDE WINERIES

THE CITY OF PALMER, ALASKA ORDAINES:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Chapter 17.08 Definitions is enacted to read as follows:

17.08.467 Winery

"Winery" means a facility, duly licensed by the State of Alaska, where a maximum of 50,000 gallons of wine is manufactured and bottled or barreled, and is sold by the bottle or barrel for consumption off site."

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Section 4. Section 17.28.030 Conditional Uses in the Commercial Limited zoning district is amended to read as follows:

17.28.030 Conditional uses.

Uses which may be permitted in the C-L district by obtaining a conditional use permit are:

- A. Utility substation;
- B. Funeral parlors;
- C. Residential care facilities;
- D. Brewpubs;
- E. Wineries

Section 5. Section 17.32.020 Permitted principal uses in the Commercial General zoning district, subsection 3, is amended as follows:

17.32.020 Permitted uses.

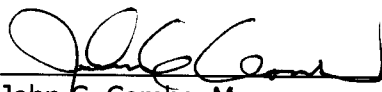
Permitted principal uses in the C-G district are:

1. Any use permitted in the limited commercial district;
2. Motels, hotels;
3. Bar, cocktail lounge, liquor and beer sales, including brewpubs and wineries;
4. Drive-in cafe or restaurant;
5. Private club of fraternal, religious or philanthropic associations and union hall;
6. Home appliance, electrical or electronic equipment, instrument, medical appliance, office equipment, plumbing equipment and store fixture sales, service and repair;
7. Hardware store, general merchandise, pet shop;
8. Surplus or second-hand store, pawnshop;
9. Department store, furniture and household goods, sales and repairing, glass and mirror sales, paint, flooring;
10. Tailor shop or furriers;
11. Blueprinting and Photostatting, engraving, photo developing, print shop, publishing, rubber stamp or sign painting;
12. Beauty or business college and studio or school of art, design, dancing, drama, modeling or photography;
13. Collection or employment agency, janitor service, taxi or vending machines;
14. Dental laboratory, funeral parlor, mattress repairing, taxidermy or upholstering;
15. Telegraph or telephone office or travel agency;
16. Radio and TV studios;
17. Veterinarian clinic, except no boarding of animals;
18. Nursery and Christmas tree sales;
19. Billiard hall, bowling alley or theater;
20. Utility substation;
21. Motorcycle, boat and bicycle sales, parts and service;
22. Auto parts;
23. Service station, tire sales and service, battery sales;
24. Automobile and farm machinery sales; provided, that any open area used for the incidental repair of automobiles or farm machinery is located not less than 70 feet from the front lot line nor less than 25 feet from any other street line, unless such incidental repair is conducted and wholly confined within a building;

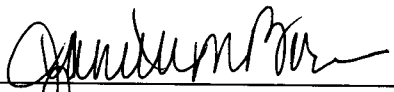
25. Garages including automobile repairing, painting, body and fender, or upholstering if all operations are conducted wholly within a completely enclosed building. If adjoining any R district, it shall have no openings other than stationary windows facing the R district;
26. Recreational vehicle and units, modular housing units, mobile homes, trailer repair and supporting parts and accessory sales; provided, that any open area used for the incidental repair of boats, automobiles, recreational vehicles and units, modular housing units, and mobile homes and trailers is located no less than 70 feet from the front lot line nor less than 25 feet from any other street line, unless such incidental repair is conducted and wholly confined within a building;
27. Tool and light equipment rental;
28. Large retail establishments;
29. Accessory uses customarily incidental to any of the above uses.

Section 6. Effective Date. Ordinance No. 09-012 shall take effect upon adoption of the Palmer City Council.

Passed and approved this twenty-sixth day of May, 2009.



John C. Combs, Mayor



Janette Bower, CMC City Clerk

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