

**TOWN OF MEAD, COLORADO
ORDINANCE NO. 739**

AN ORDINANCE OF THE TOWN OF MEAD, COLORADO, AMENDING THE FOLLOWING SECTIONS OF THE *MEAD MUNICIPAL CODE*: AMENDING SECTION 16-1-150 WITH REGARD TO DEFINITIONS RELATED TO BREWERIES, BREW PUBS, DISTILLERIES AND WINERIES; AMENDING SECTION 16-3-40 WITH REGARD TO ALLOWED ACCESSORY USES IN RETAIL SALE & SERVICES AND MANUFACTURING & PRODUCTION TO ALLOW BREWERIES, BREW PUBS, DISTILLERIES, WINERIES AND TASTING ROOMS.

WHEREAS, the purpose of this amendment to the Land Use Code is to address various issues that have arisen since the adoption of the 2009 Land Use Code; and

WHEREAS, the Board of Trustees desires to regulate land use in a manner that promotes the public health, safety and general welfare;

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. Section 16-1-150 of the *Mead Municipal Code* is hereby amended by the addition of the following definitions:

“Brewery means an establishment where malt liquors or fermented malt beverages are manufactured that has a manufacturer’s or a wholesaler’s license under the Colorado Liquor Code.

Brew pub means a retail establishment that produces fermented malt beverages, malt, special malt, and vinous and spirituous liquors.

Distillery means an establishment where spirituous liquors are manufactured that has a manufacturer’s or wholesaler’s license under the Colorado Liquor Code.

Tasting room means an area on the premises of an establishment having a manufacturer’s or wholesaler’s license under the Colorado Liquor Code, in which samples are dispensed to eligible patrons.

Winery means any establishment where vinous liquors are manufactured that has a manufacturer’s or a wholesaler’s license under the Colorado Liquor Code.”

Section 2. Section 16-3-40 of the *Mead Municipal Code* is hereby amended by the addition of subcategory “Brew Pub” in the Retail Sale & Services Category in Table 3.1 to read as follows:

COMMERCIAL	Specific Use Type	RESIDENTIAL						NON-RES				Specific Use Standard
		ESP-1	RES-1	RES-4	RMZ-2	RMF-1A	DMU	HC	GC	LI	AG	
Retail Sales & Services	“Brew Pub						A	A	A			As accessory to an allowed restaurant use only”

Section 3. Section 16-3-40 of the *Mead Municipal Code* is hereby amended by the addition of subcategory "Brewery, Distillery, Winery" in the Manufacturing & Production Category in Table 3.1 to read as follows:

"COMMERCIAL"	Specific Use Type	RESIDENTIAL						NON-RES				AG	Specific Use Standard
		ESF-1	ESF-2	ESF-3	ESF-4	ESF-5	ESF-6	DMU	HC	GC	LI		
Manufacturing & Production - Indoor Operation - Indoor Storage	"Brewery, Distillery, Winery (5,000 sq. ft. or less, with or without an on-site tasting room)							A	A	A	A	A	
	"Brewery, Distillery, Winery (Over 5,000 sq. ft., with or without an on-site tasting room)							A	A	A	A		

Section 4. Effective Date. This ordinance shall be published and become effective as provided by law.

Section 5. Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the Ordinance. The Board of Trustees hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

Section 6. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

Section 7. Certification. The Town Clerk shall certify to the passage of this ordinance and make not less than one copy of the adopted Code available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 31st DAY OF March, 2014.

ATTEST:
 By Linda Blackston
 Linda Blackston, CMC, Town Clerk

TOWN OF MEAD
 By Richard W. Macomber
 Richard W. Macomber, Mayor

