

**ORDINANCE NO. 850**

**AN ORDINANCE TO AMEND ORDINANCE MUNICIPAL CODE, CHAPTER 115 –  
Alcoholic Beverages, Section 115.36 INTERFERENCE WITH PUBLIC HEALTH,  
SAFETY AND MORALS PROHIBITED**

WHEREAS, the City of Etowah is required from time to time to update municipal codes;

WHEREAS, the City of Etowah makes such updates for the betterment of the City of Etowah;

WHEREAS, the City of Etowah has recognized that this amendment will enhance business activities in the C1 business district.

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Etowah:

That, Section 115.36 – Interference with public health, safety and morals prohibited, Chapter 115 – Alcoholic Beverages be hereby changed to read as follows:

**SECTION 1.**

**115.36 INTERFERENCE WITH PUBLIC HEALTH, SAFETY AND MORALS PROHIBITED.**

No permit authorizing the sale of beer will be issued when such business would cause congestion of traffic or would interfere with schools, residences, churches or other places of public gathering, or would otherwise interfere with the public health, safety and morals. In no event will a permit be issued authorizing the manufacture or storage of beer, or the sale of beer within 300 feet of any school, residence, church or other place of public gathering.

Distances shall be measured in a straight line from the nearest point on the property line upon which sits the building from which the beer will be manufactured, stored or sold to the nearest point on the property line of the school, residence, church or other place of public gathering. No permit shall be suspended, revoked or denied on the basis of proximity of the establishment to a school, residence, church or other place of public gathering, if a valid permit had been issued to any business on that same location, unless beer is not sold, distributed or manufactured at that location during any continuous six-month period.

There shall be no distance requirement placed on business within the C-1 Central Business District.

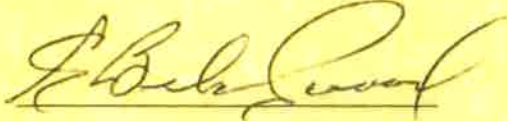
(1994 Code, § 8-211) (Ord. 415, passed 6-9-1986; Ord. 490, passed 6-29-1993; Ord. 792, passed 9-26-2016)

**SECTION 2: EFFECTIVE DATE**

This ordinance shall take effect (10) days after its second and final reading by the City Commission of the City of Etowah, the public welfare requiring it.

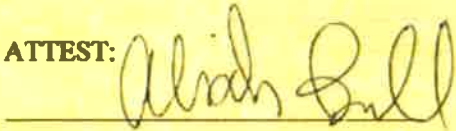
Passed on 1<sup>st</sup> reading: February 24, 2020

Passed on second reading: April 27, 2020



**Burke Garwood, Mayor**

ATTEST:



**City Recorder**



**City Attorney**