



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: O-1920-15

File ID: O-1920-15

Type: Zoning Ordinance

Status: Non-Consent Items

Version: 1

Reference: Item 61

In Control: City Council

Department: Planning and
Community
Development
Department

Cost:

File Created: 08/16/2019

File Name: Crossed Cannons Brewery Spec. Uses

Final Action:

Title: CONSIDERATION OF ORDINANCE O-1920-15 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR LIGHT MANUFACTURING, SPECIAL USE FOR A BAR, LOUNGE OR TAVERN, AND SPECIAL USE FOR LIVE ENTERTAINMENT VENUE IN THE C-3, INTENSIVE COMMERCIAL DISTRICT FOR PART OF LOTS TWENTY-SEVEN (27) THROUGH THIRTY (30), BLOCK ONE (1), OF LARSH'S UNIVERSITY ADDITION TO THE CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (333 WEST BOYD STREET)

Notes: ACTION NEEDED: Motion to adopt or reject Ordinance O-1920-15 upon Second Reading section by section.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adopt or reject Ordinance O-1920-15 upon Final Reading as a whole.

ACTION TAKEN: _____

Agenda Date: 10/22/2019

Agenda Number: 61

Attachments: Staff Report, O-1920-15, Location Map, Staff Report - Crossed Cannons Brewery, Site Plan, Predevelopment Summary, 9-12-19 PC Minutes - Item 5 - Crossed Cannons Brewery

Project Manager: Janay Greenlee, Planner

Entered by: rone.tromble@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Planning Commission	09/12/2019	Recommended for Adoption at a subsequent City Council Meeting	City Council	10/08/2019		Pass
	Action Text: A motion was made by McDaniel, seconded by Boeck, that this Zoning Ordinance be Recommended for Adoption at a subsequent City Council Meeting to the City Council, due back on 10/8/2019. The motion carried by the following vote:						
1	City Council	10/08/2019	Introduced and adopted on First Reading by title only				Pass
	Action Text: That this Zoning Ordinance be Introduced and adopted on First Reading by title only. by consent roll call						

Text of Legislative File O-1920-15

Body

SYNOPSIS: The applicants, Crossed Cannons Brewery, are requesting approval for a Special Use to allow for Light Manufacturing or Assembly Operations for a small Brewery, Special Use for a Bar, Lounge or Tavern and Special Use for Live Entertainment Venue in the C-3, Intensive Commercial District.

ANALYSIS: The operation will consist of a small brewery and tasting room/bar use with craft beer sales for on-site consumption, as well as selling of retail items and their packaged craft brew product to individuals and wholesalers for off-site consumption. In the future, the applicant may open a restaurant at this location.

The applicants are requesting Special Use for Live Entertainment Venue to allow a single acoustic artist or small trio to perform within the brewery; no live outdoor entertainment is requested.

The patio attached to the building on the west side of the property is not included in the Special Use; the patio is owned by OU and leased to the owner of the property. OU is not subject to the City of Norman Zoning Code; therefore, the patio can be utilized according to their tenant/lease agreement.

A Special Use request shall be reviewed and evaluated on the following criteria according to the Zoning Ordinance 22:434.1, Special Uses:

1. Conformance with applicable regulations and standards established by the Zoning Regulations.
2. Compatibility with existing or permitted uses on abutting sites, in terms of building height, bulk and scale, setbacks and open spaces, landscaping and site development, and access and circulation features.

3. Potentially unfavorable effects or impacts on other existing or permitted uses on abutting sites, to the extent such impacts exceed those which reasonably may result from use of the site by a permitted use. (NOTE: Throughout this Section, "Permitted Use" means any use authorized as a matter of right under the applicable zoning district.)
4. Modifications to the site plan which would result in increased compatibility, or would mitigate potentially unfavorable impacts, or would be necessary to conform to applicable regulations and standards and to protect the public health, safety, morals, and general welfare.
5. Safety and convenience of vehicular and pedestrian circulation in the vicinity, including traffic reasonably expected to be generated by the proposed "Special Use" and other uses authorized and anticipated in the area, considering existing zoning and land uses in the area.
6. That any conditions applicable to approval are the minimum necessary to minimize potentially unfavorable impacts on nearby uses and to ensure compatibility of the proposed "Special Use" with existing or permitted uses in the surrounding area.

Based on the above criteria this request is compatible with surrounding uses in the Campus Corner District; this request is similar to surrounding uses, and has no expected negative impacts on the surrounding area.

This location has been the site of several restaurants over the years and there are no changes to the existing site and building; only an interior remodel building permit will be required.

ALTERNATIVES/ISSUES: In 2016, the State of Oklahoma adopted Senate Bill 424 (SB 424) allowing breweries to serve and sell craft beers at their business site; this new law became effective August 25, 2016. Up until the adoption of SB 424, local breweries were not permitted to sell their craft beers to customers for on-site consumption or as package items to consume off-site. Wholesaling was the only means of distribution permitted for these small local businesses. There have been two Special Use applications that City Council approved for a brewery: Lazy Circles Brewing and Big Brew Co. The September 2016 ABLE records showed the State of Oklahoma had 13 breweries registered; since the adoption of the SB 424 the January 2018 records show there are now 23 registered with Oklahoma ABLE Commission.

The Campus Corner District is zoned C-3, Intensive Commercial and there is no parking requirement under this zoning designation; parking is provided through metered parking and several pay parking lots throughout Campus Corner.

OTHER AGENCY COMMENTS:

- **PREDEVELOPMENT PD19-16 - August 22, 2019**
No neighbors attended the meeting.

- **PUBLIC WORKS**

The parcel is platted and all public infrastructure is in place.

- **PARKS BOARD**

Parkland dedication is not required for this commercial infill development.

STAFF RECOMMENDATION: The business is required to obtain a city license with the City Clerk's Office as a Bar for the sale of their craft brew, as well as comply with all Oklahoma ABLE regulations. Staff supports this request and recommends approval of Ordinance O-1920-15.

At their meeting of September 12, 2019, Planning Commission recommended adoption of Ordinance O-1920-15 b a vote of 6-0.