

Development committee meeting is on March 28. Mayor Pro-Tem Wynn asked the date for the next one after this. Mr. Townsend said the next Administration Committee Meeting is April 10 and the deadline is April 9. Mayor Pro-Tem Wynn asked if they hear this after April 9 if it would have to be first reading again. Mr. Townsend said yes. Mayor Pro-Tem Wynn said they could do first and second reading back to back if they need to – one on one Council meeting and wait two weeks or do they have to wait 30 days. Mr. Davidson said you could do it either way.

Restated Motion: Councilmember Diamond moved to defer **RZ11-14 Text Amendment to the Sign Ordinance related to the distribution of allowable ground and wall sign square footage** on second reading and to take this item to the March 28th Committee meeting. Mayor Pro Tem clarified that if Committee decides to move forward it will be moved forward to Council on April 9. Councilmember Orlans seconded.

Further Council Comment:

Councilmember Price asked if they are not asking that it come back to Council. Mayor Pro-Tem Wynn said it will go to Committee on March 28 and if Committee decides to move it forward, it will move forward to April 9 which would still be on schedule and timeline for second reading so it would not have to go back to the first reading. They are just giving it one more Committee meeting to look at the discussion tonight. Councilmember Price said if they are adding a second reading it needs to be deferred to this body, not to Committee. Mayor Pro-Tem Wynn said the motion and the second is to take it to March 28 Committee and this is the vote she is taking. Councilmember Price said she does not think the ordinance should be taken from this body.

Mayor Pro-Tem Wynn restated the motion to defer to the next Committee meeting which is on March 28 and if it moves out of Committee it will be heard on second reading on April 9 in Council.

Vote: Councilmembers Diamond, Dippolito, Igleheart and Orlans voted in favor. Councilmember Price opposed.

11. RZ12-01 Text Amendment related to Sidewalk Cafes. (First Reading)

Planning and Zoning Director Brad Townsend, said this is a proposed text amendment for sidewalk cafes to eliminate the current location restriction dealing with the east and west side of Canton Street from north of Magnolia, south to Norcross, and to allow them throughout the City in which a restaurant would be using the public sidewalk for its sidewalk café. This came to Planning Commission who recommended approval of this proposed text amendment.

City Attorney David Davidson conducted the first reading of ***AN ORDINANCE OF THE CITY OF ROSWELL TO AMEND THE ZONING ORDINANCE ARTICLE 10.39.3 USES PERMITTED APPLICATION FOR LICENSE DEALING WITH SIDEWALK CAFE LOCATIONS WITHIN THE CITY OF ROSWELL, GEORGIA*** stating, Pursuant to their authority, the Mayor and City Council adopt the following amendment to the zoning ordinance:

1.

Article 10, Specific Use Requirements, Chapter 10.39, Sidewalk Cafes Section 10.39.3 Uses permitted/application for license is amended as follows:

Section 10.39.3 Uses permitted/application for

- (a) Sidewalk cafes are permitted for restaurants located ~~on the east and west side of Canton Street north of Magnolia Street and south of Norcross Street~~ throughout the city. Application for a sidewalk cafe license shall be made to the community development department. If approved by mayor and council, a license for a sidewalk cafe will be issued for one (1) year and shall be automatically renewed if the

use remains in compliance with all conditions stated herein. Such license will not be transferable in any manner.

(b) The fee for a sidewalk cafe license shall be set by mayor and council by resolution.

Mr. Davidson noted if approved, this will be the first reading.

Council Comment:

Councilmember Dippolito said he supports the ability to have sidewalk cafes in additional places in the City; however, he wanted to ensure that each applicant needs to come in for a license so there will be an approval process for each café and that this would not be a matter of right and will still require a license. Mr. Townsend responded correct.

Mayor Pro-Tem Wynn asked for public comment. There was none.

Motion: Councilmember Diamond moved for Approval of RZ12-01 Text Amendment related to Sidewalk Cafes on first reading. Councilmember Price seconded. The motion passed unanimously.

12. RZ12-02 Text Amendment to allow Farmers' Markets in commercial zoning districts. (First Reading)

Planning and Zoning Director Brad Townsend, said this is a proposed text amendment to allow, as a permitted use in the HR, MPMUD, C-1, C-2, and C-3 a Farmers' Market permit. The permit would have the criteria that it would be a license for 12 months, the market must include 75% farm produce, there must be an on-site market manager, the hours of operation could not exceed six (6) hours per day between the hours of 7:00 a.m. and 9:00 p.m., and a maximum of two (2) days per week. This also includes an administrative process that allows the Zoning Director to approve the Farmers' Market as part of this proposed ordinance. The Planning Commission, in reviewing this proposed text amendment, did request that staff add language on page four (4) of the proposed ordinance – allowing the Farmers' Market to have a temporary banner, which is not included in the first 40 days or not included in the additional 40 days of the banner – this is totally separate, allowing them to put it up a maximum of 24 hours before the Farmers' Market starts and to be removed within two (2) hours after the Farmers' Market is closed. That's the only change that has not been seen by Mayor and Council before. Everything was language that was reviewed at the Committee level as well as initiated. The Planning Commission recommended approval and staff recommends approval of the proposed text amendment.

City Attorney David Davidson conducted the first reading of *AN ORDINANCE TO AMEND SECTIONS OF THE CITY OF ROSWELL ZONING ORDINANCE REGARDING THE USE OF FARMERS' MARKET, CREATING A DEFINITION OF FARMERS' MARKET, TO ALLOW THE USE OF FARMERS' MARKETS TO BE LOCATED AS A PERMITTED USE IN THE CITY OF ROSWELL ZONING DISTRICTS HR, MPMUD, C-1, C-2, AND C-3 CREATING A FARMERS' MARKET PERMIT REQUIREMENTS TO ALLOW FOR THE APPROVAL OF A FARMERS' MARKET PERMIT BY THE ZONING DIRECTOR* stating, Pursuant to their authority, the Mayor and City Council adopt the following Ordinance:

1.

The City of Roswell is hereby amending Article 3 of the *City of Roswell Zoning Ordinance*, Chapter 3.2 *Definitions*, by adding the following definitions dealing with Farmers' Market:

Farmers' Market: An outdoor market open to the public:

(a) At least 75 percent of the displayed inventory of the products sold in each Farmers' Market is Farm Products or Value-Added Farm Products.