

ORDINANCE NO. O-131-2003

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AMENDING THE LAFAYETTE COMPREHENSIVE ZONING ORDINANCE, CASE NO. Z2003-008 (TC) CBD PERMITTED USES TEXT CHANGE, TO ADDRESS PERMITTED USES IN THE CENTRAL BUSINESS ZONING DISTRICT.

WHEREAS, The Lafayette City-Parish Council deems it to be in the best interest of the public to modify and amend the Lafayette Comprehensive Zoning Ordinance relative to permitted uses in the Central Business Zoning District;

NOW THEREFORE, be it ordained by the Lafayette City-Parish Council that the Lafayette Comprehensive Zoning Ordinance is hereby amended in the following respects, to wit:

SECTION 1: In Article V – Schedule of Zoning District Regulations, CBD (Central Business Zoning District), Permitted Uses are hereby amended so that said permitted uses shall now read as follows, to wit:

All uses in B-G, except off-site signs, bars and lounges. Additional uses are retail trade and service use, light manufacturing, wholesale uses, detention or penal institution.

In all other respects, the provisions relative to the C-B-D (Central Business Zoning District) shall remain as presently in said ordinance.

SECTION 2: In Article II – Definitions, the definition of “Restaurant” as contained of the Lafayette Comprehensive Zoning Ordinance is hereby amended and restated so that same shall now read as follows, to wit:

RESTAURANT- A retail establishment offering food and beverage for consumption on the premises where the major source of revenue is the sale of food. For establishments which serve alcoholic beverages, a restaurant shall be distinguished from a bar or lounge by further having the following minimum requirements:

- A. Is a place of business whose purpose and primary function is to take orders for and serve food and food items;
- B. Serves alcoholic beverages in conjunction with meals;
- C. Serves food on all days of operation;
- D. Maintains separate sales figures for alcoholic beverages;
- E. Operates a fully equipped kitchen used for the preparation of uncooked foods for service and consumption of such foods on the premises;
- F. Derives greater than 50% of its gross sales income from the sale of food and food items rather than alcoholic beverages.

SECTION 3: The Director of the Department of Planning, Zoning & Codes is hereby directed to provide the Council with a status report with regard to the situation in the Central Business Zoning District relative to bars and lounges not later than twenty four (24) months from the effective date of this ordinance.

SECTION 4: All ordinances or resolutions or parts thereof in conflict herewith are hereby repealed.

SECTION 5: This Ordinance shall become effective upon the signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt of the Lafayette City-Parish President without signature or veto, or upon override of a veto, whichever occurs first.

DISPOSITION OF ORDINANCE NO. O-131-2003

1. This ordinance was introduced: June 3, 2003
YEAS: Badeaux, Castille, Williams,
Benjamin, Broussard, Trumps, Mouton
Menard
NAYS: None
ABSENT: Stevenson
RECUSED/ABSTAINED: None
- Final disposition by Council:
June 24, 2003
YEAS: Badeaux, Castille, Williams
Broussard, Mouton
NAYS: Trumps, Stevenson, Menard
ABSENT: Benjamin
RECUSED/ABSTAINED: None

AMENDMENT: Add new Section 3 to read as follows: The Director of the Department of Planning, Zoning & Codes is hereby directed to provide the Council with a status report with regard to the situation in the Central Business Zoning District relative to bars and lounges not later than twenty-four (24) months from the effective date of this ordinance.

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on June 6, 2003
3. This ordinance was presented to the President for his approval on June 26, 2003 at 11:40 o'clock 9 .m.

Norman A. Dugas
CLERK OF THE COUNCIL

4. Disposition by President:

I hereby:

- A. Approve this ordinance, the 3 day of JULY, 2003, at 8:15 o'clock A .m.
- B. Veto this ordinance, the _____ day of _____, 2003, at _____ o'clock _____ .m., veto message is attached.
- C. Line item veto certain items this _____ day of _____, 2003 at _____ o'clock _____ .m., veto message is attached.

William A. Dugas
PRESIDENT

5. Returned to Council office with/without veto message on July 3, 2003, at 10:40 o'clock 9 .m.
6. Reconsideration by Council (if vetoed):

On _____, 2003, the Council did/refused to adopt this ordinance after the President's veto.

Norman A. Dugas
CLERK OF THE COUNCIL

7. Full Publication:

Full publication of this ordinance was made in the Advertiser on June 29, 2003.

NOTE: If no approval nor veto of President appears, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.