

**CITY OF MAPLE PLAIN
ORDINANCE NO. 300**

AN ORDINANCE AMENDING THE MAPLE PLAIN ZONING CODE BY ADDING DEFINITIONS AND ZONING DISTRICT REGULATIONS TO INCORPORATE BREWPUBS, MICRO-DISTILLERIES, SMALL BREWERIES, TAPROOMS, AND TASTING ROOMS, MICRO-DISTILLERIES WITHIN THE CITY OF MAPLE PLAIN.

THE CITY COUNCIL OF THE CITY OF MAPLE PLAIN ORDAINS as follows:

SECTION 1.

City Code Section 153.007 is hereby amended by inserting the underlined language as shown below.

§ 153.007 DEFINITIONS

BREW PUB. A small brewery that operates a restaurant on the same premises as the brewery, whose malt liquor production per calendar year may be limited by Minnesota state statute.

MICRO-DISTILLERY. A facility that produces ethyl alcohol, hydrated oxide of ethyl, spirits of wine, whiskey, rum, brandy, gin, or other distiller spirits, including all dilutions and mixtures thereof, for non-industrial use not to exceed 40,000 proof-gallons per calendar year.

SMALL BREWERY. A brewery that produces no more than 20,000 barrels of malt liquor in a calendar year.

TAPROOM. An area for the on-sale consumption of malt liquor produced by the brewer for consumption on the premises of or adjacent to 1 brewery location owned by the brewer. A taproom may also include sales for off-premises consumption of malt liquor produced at the brewery location or adjacent to the taproom and owned by the brewer for off-premises consumption, packaged subject to M.S. § 340A.285, as it may be amended from time to time, or its successor.

TASTING ROOM, DISTILLERY. An area for the on-sale consumption of distilled spirits produced on the premises of, or adjacent to 1 distillery and in common ownership to the producer of the distilled spirits. The tasting room area may include sales for off-premises consumption of products produced by the owner of the distillery location if permissible by state law.

SECTION 2.

City Code Section 153.029(D) is amended by inserting the underlined language as shown below. 153.029(D)(12), 153.029(D)(13), 153.029(D)(14) will be re-numbered as 153.029(D)(13), 153.029(D)(14), 153.029(D)(15).

(D) Conditional uses. No structure or land may be used for the following uses except by conditional use permit and in accordance to §153.140.

(12) Small Breweries and Brewpubs.

- (a) Must have a taproom.
- (b) Must demonstrate that it has adequate parking to accommodate the proposed use.
- (c) Must demonstrate that it will not negatively impact traffic to surrounding roads or intersections.
- (d) All permits and licensing must be approved before operating the business;
- (e) The building shall not be located within 200 feet of property zoned R-1 or R-2, unless part of an approved master plan. The city may reduce separation requirements if the following is provided:
 - 1. Landscaping and berming to shield the building
 - 2. Parking lots placed away from the residential parcels; and
 - 3. Lighting plan that complies to all applicable standards

SECTION 3.

City Code Section 153.031(D) is amended by inserting the underlined language as shown below.

(D) Conditional Uses. The following uses shall require a conditional use permit based on the procedures set forth in §153.140.

(10) Micro-Distilleries

- (a) Must have a tasting room.
- (b) Must demonstrate that it has adequate parking to accommodate the proposed use.
- (c) Must demonstrate that it will not negatively impact traffic to surrounding roads or intersections.
- (d) All permits and licensing must be approved before operating the business;

- (e) The building shall not be located within 200 feet of property zoned R-1 or R-2, unless part of a approved master plan. The city may reduce separation requirements if the following is provided:
 - a. Landscaping and berming to shield the building
 - b. Parking lots placed away from the residential parcels; and
 - c. Lighting plan that complies to all applicable standards

(12) Small Breweries

- (a) Must have a taproom.
- (b) Must demonstrate that it has adequate parking to accommodate the proposed use.
- (c) Must demonstrate that it will not negatively impact traffic to surrounding roads or intersections.
- (d) All permits and licensing must be approved before operating the business;
- (e) The building shall not be located within 200 feet of property zoned R-1 or R-2, unless part of a approved master plan. The city may reduce separation requirements if the following is provided:
 - 1. Landscaping and berming to shield the building
 - 2. Parking lots placed away from the residential parcels; and
 - 3. Lighting plan that complies to all applicable standards

SECTION 4.

This Ordinance shall be effective immediately upon its passage and publication.

SECTION 5.

The following summary clearly informs the public of the intent and effect of the ordinance and is approved for publication:

CITY OF MAPLE PLAIN
SUMMARY FOR PUBLICATION
ORDINANCE NO. 300

AN ORDINANCE AMENDING THE MAPLE PLAIN ZONING CODE BY ADDING DEFINITIONS AND ZONING DISTRICT REGULATIONS TO INCORPORATE BREWPUBS, MICRO-DISTILLERIES, SMALL BREWERIES, TAPROOMS, AND TASTING ROOMS, MICRO-DISTILLERIES WITHIN THE CITY OF MAPLE PLAIN.

The City Council of the City of Maple Plain has passed Ordinance 300 effective upon passage and publication. This ordinance adds the definitions of brewpubs, micro-distilleries, small breweries, taprooms, and tasting rooms, micro-distilleries to the Zoning Code. In addition, this ordinance establishes brewpubs and small breweries as a conditional use in the Mixed-Use Zoning District and micro-distilleries and small breweries as a conditional use in the Industrial Zoning District. A copy of the full text of this ordinance is available for inspection at City Hall or upon request.

Robert Schoen
City Administrator

ADOPTED this 28th day of January 2019 by the City Council of the City of Maple Plain.

CITY OF MAPLE PLAIN

By: _____
Julie Maas-Kusske, Mayor

ATTEST:

Robert Schoen, City Administrator