

**AN ORDINANCE TO AMEND CHAPTER 400 APPENDIX 3 "H-1" HISTORIC DISTRICT PERMITTED AND CONDITIONAL USES OF THE CODE OF THE CITY OF HOLLISTER, MISSOURI.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HOLLISTER, MISSOURI AS FOLLOWS:**

ZONING REGULATIONS

400 Attachment 6

City of Hollister

APPENDIX 3

"H-1" Historic District Permitted And Conditional Uses

B. "H-1" Historic District Conditional Uses.

1. Amusement establishment of any size shall be conducted within an enclosed building.
2. Brewery.
  - a. A building or establishment for producing (brewing) beer, ale or other malt liquors. This facility may also include retail sales of any beer, ale or other malt liquors produced at that location.
  - b. No Brewery shall be located within five hundred (500) feet of any then-existing elementary or secondary school, state licensed day care or church
  - c. For purposes of determining distances, used in Subsection (B.) of this Section, from elementary or secondary schools, state licensed day cares or churches, the distance will be measured in a straight line from the nearest, exterior, structural surface of the primary building; excluding steps, overhangs, awnings, entryways, etc., of a school, church or daycare to the nearest, exterior, structural surface of the primary brewery building; excluding steps, overhangs, awnings, entryways, etc. This measurement will be expressed in feet.
3. Churches or similar places of worship with their accessory structures.
  - a. Not including mission or revival tents.
  - b. Churches shall not operate day cares, kindergartens or schools (grades 1 --12) without first receiving special use permit for this use, meet the State of Missouri requirements, and business license from the City of Hollister.

4. Distillery.

a. A building or establishment producing (distilling) alcohol (liquors) for human consumption. This facility may also include retail sales of any liquor, or product containing distilled spirits manufactured at that location.

b. No Distillery shall be located within five hundred (500) feet of any then-existing elementary or secondary school, state licensed day care or church.

c. For purposes of determining distances, used in Subsection (B.) of this Section, from elementary or secondary schools, state licensed day cares or churches, the distance will be measured in a straight line from the nearest, exterior, structural surface of the primary building; excluding steps, overhangs, awnings, entryways, etc., of a school, church or daycare to the nearest, exterior, structural surface of the primary distillery building; excluding steps, overhangs, awnings, entryways, etc. This measurement will be expressed in feet.

5. Microbrewery.

a. A building or establishment for producing (brewing) beer, with an annual production of ten thousand barrels or less. This facility may also include retail sales of beer produced at that location.

b. No Microbrewery shall be located within five hundred (500) feet of any then-existing elementary or secondary school, state licensed day care or church.

c. For purposes of determining distances, used in Subsection (B.) of this Section, from elementary or secondary schools, state licensed day cares or churches, the distance will be measured in a straight line from the nearest, exterior, structural surface of the primary building; excluding steps, overhangs, awnings, entryways, etc., of a school, church or daycare to the nearest, exterior, structural surface of the primary microbrewery building; excluding steps, overhangs, awnings, entryways, etc. This measurement will be expressed in feet.

6. Pet grooming.

a. Pets shall be on a leash or in a carrier at all times while in transit from a vehicle to the shop and from the shop to a vehicle.

b. The pet owners and shop operator are responsible for any necessary cleaning up after the pets whether on sidewalk, street, grass or inside the shop.

c. Pets shall not be boarded at the shop.

d. Any outside waste containers shall have lids that seal to avoid the potential to draw insects or other animals. Excess flies, rodents or other animals around the exterior area shall be considered a nuisance.

e. A purpose-built hair restrainer shall be used to eliminate clogging and contamination of wastewater transfer infrastructure.

7. Tanning beds as an accessory use to beauty/barber shops shall comply with Section 605.210.

8. Winery.

a. A building or establishment for producing (fermenting) wine. This facility may also include retail sales of any wine produced at that location.

b. No Winery shall be located within five hundred (500) feet of any then-existing elementary or secondary school, state licensed day care or church.

c. For purposes of determining distances, used in Subsection (B.) of this Section, from elementary or secondary schools, state licensed day cares or churches, the distance will be measured in a straight line from the nearest, exterior, structural surface of the primary building; excluding steps, overhangs, awnings, entryways, etc., of a school, church or daycare to the nearest, exterior, structural surface of the primary winery building; excluding steps, overhangs, awnings, entryways, etc. This measurement will be expressed in feet.

**READ THIS FIRST AND SECOND TIME AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF HOLLISTER, MISSOURI THIS 7<sup>TH</sup> DAY OF DECEMBER, 2023.**

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**Lamar Patton, Mayor**

**ATTEST:**

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**Bridget Epps, City Clerk**