



# Verification of Zoning

## ALCOHOLIC BEVERAGE LICENSE APPLICATION

Alcoholic beverage licensing and sale locations and uses are regulated by the Code of Athens Chapter 6 "Alcoholic Beverages" and the Athens Zoning Ordinance.

### Information

Applicant Name(s): \_\_\_\_\_

Business/Trade Name: \_\_\_\_\_

Are you reapplying for an Alcoholic Beverage License due to a change in business ownership?  Yes  No

Phone Number: \_\_\_\_\_

Property Owner: \_\_\_\_\_

Property Address: \_\_\_\_\_

Property Zoning District(s): \_\_\_\_\_

### Requested Alcohol License

Some alcohol license classifications require more approval to allow for this use. For example, liquor sales are only allowed in a location that has received Conditional Use approval within the B-3 Zoning district.

- On Premise alcoholic beverages (beer and/or wine)
  - Restaurant  Class I - or -  Class II
  - Hotel
  - Private Club
  - Specialty Beverage Store
  - Specialty Wine and Beer Establishment
  - Special Event
  - Other (specify): \_\_\_\_\_

- Off Premise alcoholic beverages (beer and/or wine)
  - Convenience Store
  - Grocery Store
  - Merchandise Store (with Incidental Table Wine Sales)
  - Other (specify): \_\_\_\_\_

On Premise Liquor

Off Premise Liquor

Description of Business: \_\_\_\_\_

Building's Size in feet (Length X Width)

- OR -

Building's Area in square feet

\_\_\_\_\_

\_\_\_\_\_

I have read this form and understand that this information will be used to confirm the suitability of the proposed license type and address based on current zoning criteria. Further, I understand that the final determination of alcoholic beverage licensing is based upon a decision of the City Council and the State of Alabama Alcoholic Beverage Control Board and that this verification of zoning is a preliminary step in the license application process for alcoholic beverages. The submission of this form or zoning official approval shall in no manner signify an express or implied assurance of the eventual license issuance for the proposed location or use.

Applicant's Signature: X \_\_\_\_\_ Date: \_\_\_\_\_

### Submit Application TO:

City Hall, the City Clerk's Office  
200 Hobbs Street West, Athens, AL 35611  
Fax: 256-233-8721

Alcohol License Questions → City Clerk's Office, 256-233-8720

Zoning Question → Engineering Services & Community Development Dept., 256-233-2224



A typeable form is available on our website [www.AthensAL.us](http://www.AthensAL.us), under the Online Services menu > Applications and Forms.

**ALL** Applications requires complete information and required attachments, otherwise the application will **NOT** be reviewed.

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### PORTION BELOW TO BE FILLED OUT BY CITY OFFICIAL

Zoning District: \_\_\_\_\_

- Use Requires Conditional Use Approval.  
 Received Approval by Planning Commission (date): \_\_\_\_\_  
 Location has not receive Conditional Use for this use.

Notes: \_\_\_\_\_

- Meets requirements       Does NOT meet requirements

Agent Signature X \_\_\_\_\_ Date: \_\_\_\_\_

### Reason(s) Location Does NOT Meet Requirements

- Location requires ( façade /  exterior wall) to be located \_\_\_\_\_ feet of separation of premise from a church/place of worship, public or private school (K-12), or child development facility per regulations. Location only has approximately \_\_\_\_\_ feet of separation from  church/place of worship,  public or private school (K-12), or  child development facility, which is known as \_\_\_\_\_.
- Location requires ( façade /  exterior wall) to be located \_\_\_\_\_ feet of separation of premise from a church/place of worship, public or private school (K-12), or child development facility per regulations. Location only has approximately \_\_\_\_\_ feet of separation from  church/place of worship,  public or private school (K-12), or  child development facility, which is known as \_\_\_\_\_.
- Current Zoning District does **NOT** permit  license classification and/or  use.
- Use/License Classification requires Conditional Use Approval, which  not been applied for,  in process to go before the Planning Commission, or  was denied by the Planning Commission on (date) \_\_\_\_\_.
- On/off premises liquor license requires 1,000 between another of the same license (on/off premise liquor). The other premise(s) is/are \_\_\_\_\_.
- Other \_\_\_\_\_

## **Appeal**

“In the instance where the council has delegated the authority to make such a determination to an agent, any person aggrieved by the decision of the agent may appeal the agent’s decision to the [City] council. Such an appeal must be filed in writing within ten (10) days of the date of the agent’s decision and must specify the details of the reason for the appeal. The [City] council will hold a public hearing on the appeal at the next regularly scheduled meeting which is at least 14 days after the appeal is received by the clerk. The aggrieved party shall have the right to address the [City] council and present any relevant evidence and testimony at said hearing. The decision of the [City] council shall be final.”

Sources: Athens Code of Ordinances Section [6-34\(e\)\(3\)](#) and Athens Zoning Ordinance Section 12.3.1(E)(3).