



## **AGENDA MEMORANDUM**

Public Hearing for the City Council Meeting of September 11, 2018  
First Reading Ordinance for the City Council Meeting of October 09, 2018  
Second Reading Ordinance for the City Council Meeting of October 16, 2018

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**DATE:** September 24, 2018

**TO:** Keith Selman, Interim City Manager

**FROM:** Nina Nixon-Méndez, FAICP, Director  
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Ordinance amending the Unified Development Code to add a definition for smoking lounges and the appropriate zoning district

### **CAPTION:**

Ordinance amending the Unified Development Code to add a definition for smoking lounges and the appropriate zoning district; and providing for penalties.

### **PURPOSE:**

The purpose of this item is to define and regulate the location of Smoking Lounges.

### **BACKGROUND AND FINDINGS:**

A public hearing was held on September 11, 2018, and City Council tabled this amendment to have staff clarify language.

- **Smoking Lounges.** Because of recent interest, this amendment creates a new zoning principal use, smoking lounges, within the Indoor Recreation Use Category. Because the expected late evening operating hours of such an establishment would have a similar impact on an area as bars, pubs, or taverns, this use would not be allowed in Neighborhood Commercial or Office districts, but rather, it would be allowed in Commercial Resort, Commercial General, Commercial Intensive, Central Business District, and Business Park zoning districts. Staff has removed language in the Smoking Lounge definition concerning "in whole or in part" and revised the definition to clarify that smoking lounges are a use engaged in the sale of tobacco products for on-premise consumption.

### **ALTERNATIVES:**

Denial or alteration of proposed text amendments.

### **OTHER CONSIDERATIONS:**

The draft ordinance is posted on Development Services website for comment. Notice of a public hearing was published in the Corpus Christi Caller Times on Monday, August 27, 2018.

**CONFORMITY TO CITY POLICY:**

The proposed text amendment conforms to City policy.

**EMERGENCY / NON-EMERGENCY:**

Non-Emergency

**DEPARTMENTAL CLEARANCES:**

Legal and Planning Commission

**FINANCIAL IMPACT:**

☐ Operating      ☐ Revenue      ☐ Capital      X Not applicable

<b>Fiscal Year: 2018-2019</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget			
Encumbered / Expended Amount			
This item			
BALANCE			

Fund(s):

**Comments:** None

**RECOMMENDATION:**

A public hearing of the original amendment was held on Wednesday, July 25, 2018 and Planning Commission recommended approval. Staff recommends approval of the revised amendment.

**LIST OF SUPPORTING DOCUMENTS:**

Ordinance  
Presentation