

ORDINANCE NO. 391

ORDINANCE of the Township of Vanport, Beaver County, Pennsylvania

WHEREAS, the Commissioners of Vanport desire to amend the current code § 180-30 to add a classification for a conditional use, and §180-17 and §180-29 to clarify the definition of a "Restaurant";

WHEREAS The Commissioners of Vanport Township believe it is in the best interest of the Township to amend the code by resolution;

WHEREAS, Vanport Township is charged with ensuring the public health, safety, welfare, and general well-being of all of its residents, owners and tenants alike, and;

WHEREAS, The Commissioners of Vanport Township feel that it is in the best interests of the Township to add a classification and explanation regarding use for Tavern, Bar, and Night Clubs;

NOW THEREFORE, BE IT RESOLVED, and it is hereby resolved by the Commissioners of the Township of Vanport, that:

- A) The following modification shall be made to Ordinance § 180-17A. (5), in that it shall now read:

Restaurants or coffee shops without a drive-through, or any establishment whose primary business is selling prepared foods for on or off-site consumption, and whose total annual food sales are at least 60 percent of the establishment's total annual sales; not including taverns/bars/night clubs.

The balance of §180-17A. shall remain unchanged; and,

- B) The following modification shall be made to Ordinance § 180-29 D., in that it shall now add the following:

(8) Restaurants under this section shall mean any establishment whose primary business is selling prepared foods for on or off-site consumption, and whose total annual food sales are at least 60 percent of the establishment's total annual sales; not including taverns/bars/night clubs.

The balance of §180-29D, shall remain unchanged; and,

- C) The following modification shall be made to Ordinance § 180-30, by adding the following section:


E. Tavern, Bar, or Night Club

A. Definitions:


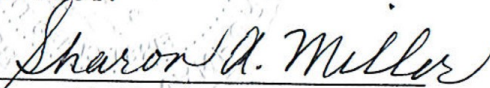
- a. **Tavern or Bar:** an establishment wherein alcoholic beverages are served or sold, and said alcohol sales constitute 40% or more of the total trade of the business; wherein the sale of food may also occur.
 - b. **Night Club:** a tavern, bar or other establishment wherein alcohol is served or sold, an admission or cover charge is collected from patrons for entry, and/or whose primary offering is live or recorded music or performances; wherein the sale of food may also occur.
- B.** Such establishment shall only be located in the area West of Interstate 376.
 - C.** Such establishment shall be licensed by and operated in accordance with the provisions of the Pennsylvania Liquor Control Board.
 - D.** No more than one (1) identification sign shall be permitted; said sign shall be a ground or wall sign. The graphic area of the sign shall not exceed 30 square feet.
 - E.** No more than one (1) such establishment can be located within a fifteen hundred (1,500) foot radius.
 - F.** The owner(s) and operator(s) of the establishment shall be responsible for the conduct and safety of all patrons.
 - G.** The establishment cannot operate between the hours of 1:00 a.m. and 7:00 a.m.
 - H.** The establishment shall provide paid security services between the hours of 10:00 p.m. and 1:00 a.m., if operating during those times.

The balance of §180-30 shall remain unchanged.

ADOPTED THIS 12th DAY OF August, 2019 BY THE
COMMISSIONERS OF VANPORT TOWNSHIP.


President

ATTEST:



Township Secretary