

CITY OF NEWTON

IN CITY COUNCIL

ORDINANCE NO. C-30

October 2, 2023

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWTON AS FOLLOWS:

That the Revised Ordinances of Newton, Massachusetts, 2017, as amended, be and are hereby further amended with respect to **Chapter 30 ZONING** as follows:

- I. **DELETE** the row “Bottling works (except for alcoholic beverages)” in its entirety from the Table appearing in **Section 4.4.1 Business, Mixed Use & Manufacturing Districts**.

- II. **INSERT** after the row “Car Wash” in the “Commercial Uses” portion of the Table appearing in **Sec. 4.4.1** the following new row:

Business, Mixed Use & Manufacturing Districts	BU1	BU2	BU3	BU4	BU5	MU1	MU2	MU3	MU4	M	LM	Definition/ Listed Standard
Craft Beverage Establishment: Off-Premise Consumption	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L	L	Sec. 6.4.10

- III. **INSERT** after the row “Craft Beverage Establishment: Off-Premise Consumption” in the “Commercial Uses” portion of the Table appearing in **Sec. 4.4.1** the following new row:

Business, Mixed Use & Manufacturing Districts	BU1	BU2	BU3	BU4	BU5	MU1	MU2	MU3	MU4	M	LM	Definition/ Listed Standard
Craft Beverage Establishment: On-Premise Consumption	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L/SP	L	L	Sec. 6.4.10

- IV. **INSERT** after the row “Bank” in the “Commercial” portion of the Table appearing in **Sec. 5.1.4.A** the following new row:

Use	Parking Stalls Required	Allowed by Special Permit
Craft Beverage Establishment: Off-Premise Consumption	1 per every 1000 sf plus 1 per every 8 employees	

- V. **INSERT** after the row “Craft Beverage Establishment: Off-Premise Consumption” in the “Commercial” portion of the Table appearing in **Sec. 5.1.4.A** the following new row:

Use	Parking Stalls Required	Allowed by Special Permit
Craft Beverage Establishment: On-Premise Consumption	1 per every 10 patron seats excluding any sidewalk and parking space café seating permitted under Sec. 12-70	

- VI. **INSERT** a new **Section 6.4.10** as follows and **RENUMBER** subsequent sections accordingly and update references to the subsequent section numbers throughout **Chapter 30 ZONING**, including in the Table appearing in **Sec. 4.4.1** accordingly:

6.4.10 Craft Business Establishment

- A. Defined.** Any properly licensed establishment licensed under M.G.L. Chapter 138 that produces and/or containerizes alcoholic or alcoholic and non-alcoholic beverages for consumption on and/or off premises. This includes but is not limited to breweries, microbreweries, brew pubs, distilleries, wineries, meaderies, cideries, and tap rooms.
- B. Standards for Allowed Uses.**

1. **Craft Beverage Establishments: Off-Premise Consumption Only.** Establishments may produce and/or containerize and sell alcoholic or alcoholic and non-alcoholic beverages for off-site consumption by retail sale and wholesale. These establishments must occupy a building or portion of a building that has a floor area of no more than 10,000 square feet except in Manufacturing and Limited Manufacturing districts.
2. **Craft Beverage Establishments: On-Premise Consumption.** Establishments may produce and/or containerize and sell alcoholic or alcoholic and non-alcoholic beverages for on-premise consumption. Retail sale or wholesale of closed containers for off-premise consumption is also allowed. These

establishments must occupy a building or portion of a building that has a floor area of no more than 10,000 square feet except in Manufacturing and Limited Manufacturing districts.

3. In all districts, outdoor sidewalk seats are permitted under revised Ordinances Chapter 12, Section 12-70.

C. Standards for Special Permit Uses.

1. In Business Use 1-5, and Mixed Use 1-4 districts, Craft Beverage Establishments occupying a building in excess of 10,000 square feet may seek a special permit.

- VII. **DELETE** the **Section 6.5.4 Bottling Works** in its entirety and **RENUMBER** subsequent sections accordingly and update references to the subsequent section numbers throughout **Chapter 30 ZONING**, including in the Table appearing in **Sec. 4.4.1** accordingly.

Approved as to legal form and character:

Alissa O. Giuliani
Alissa O. Giuliani
City Solicitor

Under Suspension of Rules
Readings Waived and Approved
21 yeas 0 nays 3 absent (Councilors Krintzman, Markiewicz, and Wright)

Carol Moore
(SGD) Carol Moore
Acting City Clerk

Ruthanne Fuller
(SGD) RUTHANNE FULLER
Mayor

Date: 10/5/2023