

ORDINANCE NO. 2023-06

AN ORDINANCE ADOPTING AMENDMENTS TO THE CODE OF PUBLIC LOCAL LAWS AND ORDINANCES OF CARROLL COUNTY, MARYLAND

WHEREAS, The Board of Commissioners of Carroll County, Maryland (“the Board”), has enacted and codified the "Code of Public Local Laws and Ordinances of Carroll County, Maryland"; and

WHEREAS, The Maryland General Assembly enacted Senate Bill 322 Alcoholic Beverages – Class 4 Limited Winery License- Food Service, which permits the holders of certain alcohol licenses to prepare, sell, or serve specified food.

WHEREAS, the Board is charged under State law with the duty and responsibility for establishing comprehensive policies and programs to promote the health, safety, and general welfare of the inhabitants of the County and accordingly deems the subject amendment necessary to accomplish these duties and responsibilities; and;

WHEREAS, the Carroll County Planning and Zoning Commission approved the amendments with a favorable recommendation at its meeting on June 18, 2023

NOW, THEREFORE, BE IT ENACTED by the Board of County Commissioners of Carroll County, Maryland:

ARTICLE I. AMENDMENTS.

Section 1. The Code of Public Local Laws and Ordinances of Carroll County, Title XV, Land Use, Chapter 158, Zoning, § 158.168(G), Tours and Tastings is deleted in its entirety and replaced as follows:

Chapter 158, Zoning

§ 158.168 Farm Alcohol Producer.

(G) TOURS AND TASTINGS means tours of the farm alcohol producer and/or tastings of beverages produced by the farm alcohol producer during the operating hours prescribed in the license. The farm alcohol producer may prepare, sell, and serve food in accordance with the provisions outlined in the farm alcohol producer's State license, and must also obtain appropriate licensing and approvals from the Carroll County Health Department.

ARTICLE II. SEVERABILITY.

Should any provision, section, paragraph or subparagraph of this ordinance, including any code, or text adopted herby, be declared null and void, illegal, unconstitutional, or otherwise determined to be unenforceable by a court having jurisdiction; the same shall not effect the validity, legality, or enforceability of any other provision, section, paragraph or subparagraph hereof, including any code or text adopted hereby. Each such provision, section, paragraph, or subparagraph is expressly declared to be and is deemed severable.

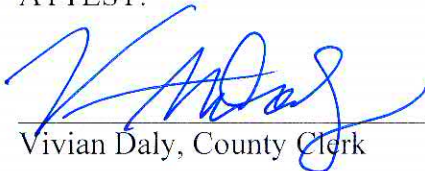
ARTICLE III. EFFECTIVE DATE.

This Ordinance shall become effective September 7, 2023.

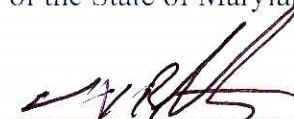
ADOPTED 9/7/2023

THE COUNTY COMMISSIONERS OF
CARROLL COUNTY, MARYLAND,
a body corporate and politic
of the State of Maryland


ATTEST:



Vivian Daly, County Clerk



Edward C. Rothstein, President (SEAL)



Kenneth Kiler Vice-President (SEAL)



Joseph Viglioti, Commissioner (SEAL)



Thomas Gordon III, Commissioner (SEAL)



Michael Guerin, Commissioner (SEAL)

Approved for legal sufficiency:



Timothy C. Burke, County Attorney

Notice of Public Hearing published: 8/10/2023, 8/17, 2023
Public Hearing held: August 24, 2023
Public Meeting to adopt Ordinance: September 7, 2023
Notice of Adoption of Ordinance published: September 18, 2023
Ordinance filed with Clerk of Court: September 18, 2023

I hereby certify that the actions described above took place on the dates referred to above and that this Ordinance is effective as of the 7th day of September, 2023.



Timothy C. Burke, County Attorney