

**STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF BLOOMFIELD**

ORDINANCE NO. 691

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF BLOOMFIELD TOWNSHIP, CHAPTER 42, ZONING, TO AMEND THE PROVISIONS TO ALLOW INDOOR RECREATIONAL RESTAURANTS TO SELL BEER, WINE, AND/OR SPIRITS WITHIN A PLANNED SHOPPING CENTER IN THE B-2 COMMUNITY BUSINESS AND B-3 GENERAL BUSINESS DISTRICTS.

THE CHARTER TOWNSHIP OF BLOOMFIELD ORDAINS:

Section 1.

Article 3.0, Zoning Districts, Section 42-3.1.6.C B-2 Community Business Special Land Uses is hereby amended to add an Item ix - Indoor Recreational Restaurant Uses with a Class C and/or Tavern License to read as follows:

Sec. 42-3.1.6.C. Special Land Uses

ix. Indoor Recreational Restaurant Uses with a Class C and/or Tavern License.

Section 2.

Article 3.0, Zoning Districts, Section 42-3.1.7.C B-3 General Business Special Land Uses is hereby amended to add a new Item xi - Indoor Recreational Restaurant Uses with a Class C and/or Tavern License to read as follows:

Sec. 42-3.1.7.C. Special Land Uses

xi. Indoor Recreational Restaurant Uses with a Class C and/or Tavern License.

[existing xi through xvi to be renumbered as xii - xvii]

Section 3.

Article 4.0, Use Standards, is hereby amended to add a new Section 42-4.19.5, Indoor Recreational Restaurant Use with a Class C and/or Tavern License to read as follows:

42 – 4.19.5 Indoor Recreational Restaurant Use with Class C and/or Tavern License

Such uses may be permitted as an integral use within a planned shopping center, subject to the following:

1. Class C and/or tavern licensed indoor recreational restaurant uses shall be for the sale of beer, wine and/or spirits for consumption on the premises as incidental to the principal indoor recreational restaurant use activity. Should a question arise as to the degree of incidentalness of the sale of beer, wine and/or spirits, the Township shall require an affidavit from the licensee stating the percentage of gross income during the prior twelve (12) month period from the sale of nonalcoholic beverages, food and nonfood items, and alcoholic beverages. In no case shall the sale of beer, wine and/or spirits exceed more than fifty (50) percent of the total gross sales.
2. Off-street parking shall be computed as part of the shared parking study for the planned shopping center approved by the Township.
3. Fee. It shall be unlawful in the Township for any person, company, corporation or other legal entity to seek a Class C or tavern license, or transfer a Class C or tavern license, unless a permit shall first have been obtained from the Township, and an application fee paid to the Township according to the schedule as shall be established from time to time by resolution of the Township Board.

Section 4. Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Severability.

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 6. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law when they were commenced.

Section 7. Effective Date.

The provisions of this Ordinance are hereby ordered to take effect immediately upon publication.

Section 8. Adoption.

This Ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of Bloomfield at a meeting thereof duly called and held on the 14th day of October 2024, and ordered to be given publication in the manner prescribed by the Charter Township of Bloomfield.

CERTIFICATION

I hereby certify that the foregoing Ordinance was adopted by the Board of Trustees of the Charter Township of Bloomfield at a meeting held on October 14, 2024, and that the original of this Ordinance is on file in my office.

Martin Brook, Township Clerk

Introduced: September 23, 2024

Published: October 6, 2024

Adopted: October 14, 2024

Published: October 20, 2024