

**CITY OF UTICA
Department of Legislation
Common Council**

Sponsored by: Councilmembers Burmaster, Williamson

July 17th, 2024

ORDINANCE AMENDING SEC. 2-29-7 (c) OF THE ZONING CODE ENTITLED DEFINITIONS

WHEREAS, the Common Council added a new definition, “Neighborhood Convenience Stores” on April 5, 2023;

WHEREAS, after further review, it is necessary to clarify intent of counsel and correct a typographical error, now

ORDAINED, that Section 2-29-7 (c) “Neighborhood Convenience Store” of the Code of Ordinances of the City of Utica shall be amended as follows:

NEIGHBORHOOD CONVENIENCE STORE --- A retail sales business with less than 6,000 square feet of gross floor area devoted, in whole or part, to the sale of food and beverages, pre-packaged food, alcohol, tobacco, ~~and~~ **or** lottery sales to be used and consumed primarily off the premises. Excluding the establishments that dispense of gasoline or any other motor vehicle fuels.

FURTHER ORDAINED, that this Ordinance shall take effect immediately.

Yeas: Aiello, Betar, Carcone, Ervin, Betrus, Williamson, Colosimo-Testa, LoMedico – 8

Nays: 0

Adopted.

STATE OF NEW YORK, CITY OF UTICA)
City Clerk’s Office) ss.

) I hereby certify that I have compared the foregoing copy of an Ordinance of the Common Council with the record of proceedings of the Common Council of said City of Utica, duly made and on file in this office, and that same is a correct transcript therefrom and of the whole of said Ordinance.

In TESTIMONY WHEREOF, I hereunto affix the Corporate Seal of said City, and subscribe my name, this 18th day of July, 2024

Melissa R. Sciortino, *City Clerk*