

## Winery Ordinance Workshop #2 – Revised matrix showing staff’s preliminary conceptual changes to the existing winery ordinance

Based on public comments received at the Winery Ordinance Workshop #1 on August 29, 2013, staff has revised the preliminary conceptual changes as shown below in ~~strikethrough~~ and underline. *Defined terms are shown in italics.*

	<b>Tier A</b> <i>(No tasting room, winery special events, or winery visitors)</i>	<b>Tier B</b> <i>(Tasting room and no winery special events)</i>	<b>Tier C</b> <i>(Tasting room and up to 8 winery special events)</i>	<b>Tier D-C</b> <i>(Tasting room and up to 12 winery special events)</i>
<b>Minimum premises size</b>	None	Min. <del>40</del> <u>20</u> ac. winery premises	Min. <del>20</del> ac. winery premises	<del>(use min. planted acreage)</del> Min. <u>40</u> ac. premises
<b>Planted acreage requirements</b>	Min. 2 ac. planted No max. Min. 2 ac./1,000 cases	Min. <del>8</del> <u>10</u> ac. planted No max. Min. 2 ac./1,000 cases	Min. <del>15</del> ac. planted No max. Min. <del>1</del> ac./1,000 cases	Min. <del>30</del> <u>20</u> ac. planted No max. Min. <del>5</del> <u>1</u> ac./1,000 cases
<b>Permit path /Review authority</b>	LUP/Director	DVP/Director	<del>DVP/ZA. For winery special events add a Minor CUP/ZA</del>	DVP /PC. For winery special events add a Major CUP/PC
<b>Tasting Room</b>	No <i>tasting room</i> is allowed.	<i>Tasting room</i> allowed. Up to 400 sq.ft. or 10% of <i>winery structural development</i> , whichever is greater. <i>Tasting room</i> square footage calculations do not include attached bathrooms or food prep areas.	<del><i>Tasting room</i> allowed. Up to 400 sq.ft. or 10% of <i>winery structural development</i>, whichever is greater. <i>Tasting room</i> square footage calculations do not include attached bathrooms or food prep areas.</del>	<i>Tasting room</i> size is at the discretion of the review authority.
<b>Winery visitors</b>	No <i>winery visitors</i> on the property except up to <del>40</del> <u>20</u> <i>members of the trade</i> are allowed at any one time.	Up to 50 <i>winery visitors</i> on the winery premises are allowed at any one time.  <u>If the winery premises size is at least 40 acres, up to 80 <i>winery visitors</i> on the winery premises are allowed at any one time.</u>	<del>Up to 50 <i>winery visitors</i> on the winery premises are allowed at any one time.</del>	Up to <del>50</del> <u>80</u> <i>winery visitors</i> on the winery premises are allowed at any one time.
	No <i>winery special events</i> are allowed.	No <i>winery special events</i> are allowed.	<del>More than 50 <i>winery visitors</i> triggers <i>winery special event</i> requirements. Up to 8 <i>winery special events</i>/yr. with 51-150 <i>winery visitors</i> allowed per <i>winery special event</i>.</del>	More than <del>50</del> <u>80</u> <i>winery visitors</i> at <u>any one time</u> triggers <i>winery special event</i> requirements. Up to 12 <i>winery special events</i> /yr. with <del>51</del> <u>81</u> -200 <i>winery visitors</i> allowed per <i>winery special event</i> . Limits may be increased by the review authority.
	<del><i>Winery visitor</i></del> <u><i>Members of the trade</i></u> hours shall not commence before 10:00 am or end after 7:00 pm.	<i>Winery visitor</i> hours shall not commence before 10:00 am or end after 7:00 pm., <u>except winemaker dinners shall end by 10:00 pm.</u>	<del><i>Winery visitor</i> hours shall not commence before 10:00 am or end after 7:00 pm.</del>	<i>Winery visitor</i> hours shall not commence before 10:00 am or end after 7:00 pm., <u>except winemaker dinners shall end by 10:00 pm.</u>

	<b>Tier A</b> (No tasting room, winery special events, or winery visitors)	<b>Tier B</b> (Tasting room and no winery special events)	<b>Tier C</b> ( <del>Tasting room and up to 8 winery special events</del> )	<b>Tier D-C</b> (Tasting room and up to 12 winery special events)
<b><u>Winery special event hours</u></b>	N/A	N/A	N/A	For wineries located in Inner-Rural Areas: <u>Winery Special Events shall only be allowed from 10 a.m. to 8 p.m., and any amplified sound shall cease by 7 p.m.</u>  For wineries located in Rural Areas: <u>Winery Special Events shall only be allowed from 10 a.m. to 11 p.m., and any amplified sound shall cease by 10 p.m.</u>
<b>Amount of winery structural development</b>	Up to 20,000 sq.ft.	Up to 20,000 sq.ft.	<del>Up to 20,000 sq.ft.</del>	At the discretion of the review authority <u>as long as the development is incidental to the agricultural operation.</u>
<b>Tours and cooking classes</b>	No <del>tours or</del> cooking classes allowed. <u>Vineyard/winery tours allowed for up to 20 members of the trade only.</u>	Tours and cooking classes allowed.	<del>Tours and cooking classes allowed.</del>	Tours and cooking classes allowed.
<b><u>Winemaker dinners</u></b>	<u>No winemaker dinners allowed.</u>	<u>Up to 4 winemaker dinners are allowed per year.</u>  <u>Up to 50 winery visitors may attend the winemaker dinner.</u>  <u>If the winery premises size is at least 40 acres, up to 80 winery visitors may attend the winemaker dinner.</u>  <u>Winemaker dinner attendees are counted toward the maximum allowed winery visitors on the winery premises at any one time.</u>		<u>Up to 6 winemaker dinners are allowed per year.</u>  <u>Up to 80 winery visitors may attend the winemaker dinner.</u>  <u>Winemaker dinner attendees are counted toward the maximum allowed winery visitors on the winery premises at any one time.</u>

	<b>Tier A</b> (No tasting room, winery special events, or winery visitors)	<b>Tier B</b> (Tasting room and no winery special events)	<b>Tier C</b> (Tasting room and up to 8 winery special events)	<b>Tier D-C</b> (Tasting room and up to 12 winery special events)
<b>Food Service/Food Preparation</b>	Food service/food preparation is <u>limited to members of the trade.</u> <del>not</del> allowed.	<ul style="list-style-type: none"> <li>- Food service/food preparation is allowed.</li> <li><del>- Pre packaged food and finger food allowed at a <i>tasting room</i>.</del></li> <li>- <u>Food in small, appetizer-like proportions and pre-packaged food is allowed for winery visitors tasting wine.</u></li> <li>- <u>With the exception of winemaker dinners, no full meal service is allowed.</u></li> <li>- No menu service or restaurants <u>are</u> allowed.</li> <li>- Food prep facilities are allowed but shall only support the allowed level of food service and must be compliant with food safety regulations.</li> </ul>	<ul style="list-style-type: none"> <li><del>- Food service/food preparation is allowed.</del></li> <li><del>- Pre packaged food and finger food allowed at a <i>tasting room</i>.</del></li> <li><del>- No menu service or restaurants allowed.</del></li> <li><del>- Food prep facilities are allowed but shall only support the allowed level of food service and must be compliant with food safety regulations. For winery special events Catered food only.</del></li> <li><u>For winery special events Catered food only.</u></li> </ul>	<ul style="list-style-type: none"> <li>- Food service/food preparation is allowed.</li> <li><del>- Pre packaged food and finger food allowed at a <i>tasting room</i>.</del></li> <li>- <u>Food in small, appetizer-like proportions and pre-packaged food is allowed for winery visitors tasting wine.</u></li> <li>- <u>With the exception of winemaker dinners and approved winery special events, no full meal service is allowed.</u></li> <li>- No menu service or restaurants <u>are</u> allowed.</li> <li>- Food prep facilities are allowed but shall only support the allowed level of food service and must be compliant with food safety regulations. <u>For winery special events Catered food only.</u></li> </ul>

**Proposed concepts for new and revised definitions:**

*Tasting Room* (revised). Keep the existing definition but strike the reference to “the general public” so that the definition includes public, private, or “by appointment only” tasting rooms.

*Winery visitors* (new). All persons visiting the winery structural development and/or vineyard on the winery premises such as members of the trade and/or public or private attendees at a tasting room, vineyard/winery tour, cooking class, winemaker dinner, wine club event, or other winery related activities. Persons attending a wine industry-wide event held at an individual winery are not considered a winery visitor. People visiting the premises for non-winery related activities and/or not visiting the winery structural development or vineyard, are not considered a winery visitor. ~~visiting residences or engaged in agricultural activities not directly associated with the winery are not considered winery visitors.~~

*Members of the trade* (new). Wine media, press, critics, wholesalers, agents, brokers, and other wine trade professionals ~~people~~ who are directly related to the business aspects of the winery.

*Winery special event* (revised). Change the existing definition to an event of less than one day with more than 50 or more than 80 winery visitors at any one time, depending on the type of permit approved. Slightly change the existing exemption for “wine industry-wide events including associated events

held at individual wineries” so that the exemption applies only to the two existing wine industry-wide events, the Vintners’ Festival and the Harvest Festival, but allows any winery to participate.

*Winery Structural Development* (revised). Keep the existing definition and add winery structural development not directly associated with the making of wine but used to support the winery operation such as wine lounges, hospitality rooms, food preparation areas, conference rooms, and offices.

*Winemaker dinner* (new). On-site dinners attended by winery visitors primarily for the tasting, education and marketing of winery products.