

Ordinance No. 02-19

ORDINANCE:

To grant Text Amendment  
Application No. TXT2018-  
00249, SoFive, Inc.,  
Applicant

WHEREAS, SoFive, Incorporated, 862 Manhattan Avenue, Brooklyn, New York, filed Text Amendment Application TXT2018-00249 for the purpose of amending Chapter 25 of the Rockville City Code, "Zoning," so as to revise Chapter 25 for the purpose of amending Article 3 to amend the definition of "Sport Facility, Multi-Purpose, Indoor, Commercial" to delete the restriction on the sale or consumption of alcoholic beverages on the premises of such use; and

WHEREAS, the Planning Commission reviewed the proposed text amendment at its meeting of July 25, 2018, and recommended approval of the proposed amendment to the Mayor and Council; and

WHEREAS, pursuant to the Land Use Article of the Annotated Code of Maryland, the Mayor and Council of Rockville gave notice that a hearing on said application would be held by the Mayor and Council in the Council Chambers at Rockville City Hall on September 17, 2018, at 7:00 p.m., or as soon thereafter as it may be heard; and

WHEREAS, on September 17, 2018, said application came on for hearing at the time and place provided for in said advertisement; and

WHEREAS, the Mayor and Council, having considered the text amendment application and the entire file pertaining thereto, said Mayor and Council have decided that the granting of this application, in the form set forth below, would promote the health, safety and welfare of the citizens of the City of Rockville.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF  
ROCKVILLE, MARYLAND, that:

Article 3, "Definitions, Terms of Measurements and Calculations", is amended as follows:

**25.03.02 – Words and Terms Defined**

\* \* \*

*Sport Facility, Multi-Purpose, Indoor, Commercial* – A multi-purpose indoor facility that ~~does not permit sale or consumption of alcoholic beverages on the premises, and~~ provides for recreational facilities including, but not limited to, the following activities: ice hockey, figure skating, recreational ice skating, indoor soccer, in-line skating, and health and fitness activities, excluding shooting galleries or ranges, conducted in a building containing not less than 60,000 square feet of gross floor area. Such a facility may also contain meeting rooms.

NOTE: ~~Strikethroughs~~ indicate material deleted  
Underlining indicates material added  
Asterisks \* \* \* indicate material unchanged by this ordinance

I hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the Mayor and Council at its meeting of January 7, 2019.

  
Sara Taylor-Ferrell, City Clerk/Director of Council Operations