

COMMUNITY	12 Communities with “Alcohol” or “Non-Alcohol” Referenced in the Definition for Restaurants
Atlanta, GA	<p>EATING AND DRINKING ESTABLISHMENTS - shall mean those establishments whose primary purpose is to derive income from the sale of food and drink, including malt beverages, wine and/or distilled spirits. Any establishment that serves food and drink, but which also operates as another use under Chapter 10 of the City Code (the Alcohol Code) with separate parking regulations shall follow the parking regulations in Chapter 10 applicable to that use.</p> <p>RESTAURANT means any public place kept, used, maintained, advertised and held out to the public as a place where meals are served and where meals are actually and regularly served, without sleeping accommodations, such place being provided with adequate and sanitary kitchen and dining room equipment and seating capacity of at least 40 people, having employed therein a sufficient number and kind of employees to prepare, cook and serve suitable food for its guests. However, restaurants located in any airport owned or operated by the city shall be exempt from the seating capacity requirement. At least one meal per day shall be served at least six days per week, with the exception of holidays, vacations and periods of redecorating, and the serving of those meals shall be the principal business conducted, with the serving of distilled spirits to be consumed on the premises as only incidental thereto.</p> <p>SIDEWALK CAFE means an establishment that serves food during all hours of operation, has a seating capacity of at least 30 people, operates an outdoor dining area, and is located within a mixed-use development (as that term is defined in section 16-29.001(24)) that has zoning approval for at least 50,000 square feet of retail space, 100,000 square feet of office space and 300 residential units. A sidewalk cafe shall not provide any outdoor seating or any other outdoor service unless it is within an outdoor dining area. When interpreting the hours of operation listed in section 10-209(c) and 10-209(d) of this Code, sidewalk cafes shall be subject to the same limitations as restaurants. Sidewalk cafes must operate in compliance with the city's noise ordinance,</p> <p>OPEN AIR CAFE - means an establishment which serves food during all hours of operation and which has a seating capacity of at least 40 and which is located within the pedestrian court area of a shopping and retail entertainment center. Such an establishment may be licensed for on-premises consumption only.</p>
Austin, TX	<p>RESTAURANT-GENERAL - the use of a site for the preparation and retail sale of food and beverages and includes the sale and on-premises consumption of alcoholic beverages as an accessory use.</p> <p>RESTAURANT- LIMITED - the use of a site for the preparation and retail sale of food and beverages and excludes the sale of alcoholic beverages for on-premises consumption.</p>

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Baltimore, MD	<p>RESTAURANT - means an establishment at which: (i) food and drinks are provided to the public, primarily for on-premises consumption by seated patrons; and</p> <p>(ii) if the establishment also serves alcoholic beverages:</p> <p>(a) a full menu of food and drinks is prepared primarily on premises; and (b) annually, the average daily receipts from the sale of food exceeds 50% of the establishment’s total average daily receipts, not including sales of novelty items, income from vending machines, cover charges, or other receipts not derived from the sale of food or beverages. Restaurant does not include a carry-out food shop.</p>
Chicago, IL	<p>EATING AND DRINKING ESTABLISHMENTS - Provision of prepared food or beverages for on- or off-premises consumption. The following are examples of eating and drinking establishments:</p> <p>RESTAURANT - An establishment primarily engaged in serving prepared food to the public pursuant to required licenses, including those with outdoor seating areas.</p> <p>LIMITED RESTAURANT - A restaurant in which there is no service of alcoholic liquor or in which the service of alcoholic liquor is clearly incidental and subordinate to the primary activity (prepared food service) and in which live entertainment or dancing, if any, is clearly incidental and subordinate to the primary activity (prepared food service).</p> <p>GENERAL RESTAURANT - A restaurant in which alcoholic liquor may be served in conjunction with the primary activity (prepared food service) and in which live entertainment and dancing are permitted in completely enclosed areas.</p>
Cincinnati, OH	<p>RESTAURANT-GENERAL - the use of a site for the preparation and retail sale of food and beverages and includes the sale and on-premises consumption of alcoholic beverages as an accessory use.</p> <p>RESTAURANT- LIMITED - the use of a site for the preparation and retail sale of food and beverages and excludes the sale of alcoholic beverages for on-premises consumption.</p>
Ft. Worth, TX	<p>RESTAURANT- Place which is regularly open in a bona fide manner; which is used and kept open for the service of food to customers for compensation; which has suitable seating for guests; which has suitable facilities for preparation and service of an assortment of foods commonly ordered at various hours of the day or night and the serving of food is the primary business of such place, and which may, as an accessory use, provide patrons with space for dancing or permit patrons to dance. Includes restaurants legally authorized (by duly issued permits from the city and state) to sell alcoholic beverages for consumption on the</p>

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	<p>premises.</p> <p>RESTAURANT, DRIVE-IN. Any restaurant providing car service.</p>
Greenville, SC	<p>RESTAURANT - An establishment having as its predominant use the on-premises consumption of food and non-alcoholic beverages. Restaurants have a designated full-service kitchen, dining room equipment and persons to prepare and serve meals and food to guests in consideration of payment. Restaurants may have a combination of seating options, including indoor, outdoor, both indoor/outdoor, or no seating. This use type is regulated under the “eating establishments” use category use regulations.</p> <p>DRIVE-IN RESTAURANT - An establishment designed, in whole or in part, to accommodate the ordering and consumption of food and/or beverage in automobiles parked on the premises of such establishment in contradistinction to a restaurant with a drive-through window. This use type is regulated under the "eating establishments" use category in article <u>19-4</u>, use regulations.</p> <p>EATING ESTABLISHMENTS - (1)Characteristics. This category includes establishments that sell food for on-premises or off-premises consumption. (2)Examples. Examples include restaurants, drive-ins, fast food establishments, yogurt or ice cream shops, and pizza delivery. (3)Exceptions. Nightclubs and bars are classified as retail sales and service uses.</p>
Indianapolis, IN	<p>RESTAURANT, DRIVE-IN OR DRIVE-THROUGH. Any restaurant designed to permit or facilitate the serving of food or beverages directly to, or permitted to be consumed by, patrons in or on motor vehicles parking or stopped on the premises.</p> <p>RESTAURANT, FAMILY. An establishment where food and drink are prepared, served and consumed primarily within the principal building to the general public. The establishment may have a separate area, or lounge, where alcoholic beverages are served without full food service, provided the area is accessory to the primary use in: 1) square feet; or 2) sales.</p> <p>RESTAURANT, FAST FOOD. An establishment whose principal business is the sale of pre-prepared or rapidly prepared food directly to the customer in a ready-to-consume state for consumption either within the restaurant building, on-premises or off-premises.</p>

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<p>Memphis/Shelby County, TN</p>	<p>RESTAURANT- An establishment where food is available to the general public primarily for consumption within a structure on the premises and/or which is by design of physical facilities or by service or packaging procedures permits or encourages the purchase of prepared, ready-to-eat food intended to be consumed off the premises, and where the consumption of food in motor vehicles on the premises is neither permitted nor encouraged and the sale of alcoholic beverages are not provided.</p> <p>RESTAURANT WITH SALE OF ALCOHOLIC BEVERAGES - (Not defined, but used in the Use Table)</p> <p>RESTAURANT, DRIVE-IN - An establishment where food is served in disposable containers and which by design of facilities or by the type of service and packaging permits or encourages the purchase of prepared, ready-to-eat food for consumption on the premises in motor vehicles.</p> <p>BREW PUB - A restaurant featuring beer that is brewed on site</p>
<p>San Francisco, CA</p>	<p>RESTAURANT - A retail eating or eating and drinking use which serves prepared, ready-to-eat cooked foods to customers for consumption on or off the premises and which has seating. It may have a Take-Out Food use as defined by Planning Code Section <u>790.122</u> as a minor and incidental use. It may provide on-site beer, wine, and/or liquor sales for drinking on the premises (with ABC license types 41, 47, 49, 59, or 75); however, if it does so it shall be required to operate as a Bona Fide Eating Place as defined in Section <u>790.142</u>. It is distinct and separate from a Limited-Restaurant as defined in Section <u>790.90</u>.</p> <p>LIMITED-RESTAURANT -</p> <p>(a) A retail eating and/or drinking use which serves ready-to-eat foods and/or drinks to customers for consumption on or off the premises, that may or may not have seating. It may include wholesaling, manufacturing, or processing of foods, goods, or commodities on the premises as an accessory use as set forth in Section <u>703.2(b)(1)(C)(v)</u>.</p> <p>(b) It includes, but is not limited to, specialty foods provided by bakeries, delicatessens, and confectioneries meeting the above characteristics, but it is distinct from a Restaurant, as defined in Section <u>790.91</u>, and a Bar, as defined in Section <u>790.22</u>. It may also operate as a Take-Out Food use as defined in Section <u>790.122</u>.</p> <p>(c) It shall not provide on-site beer and/or wine sales for consumption on the premises, but may provide off-site beer and/or wine sales for consumption off the premises with a California Alcoholic Beverage Control Board License type 20 (off-sale beer and wine) within the accessory use limits as set forth in Section <u>703.2(b)(1)(C)(vi)</u>.</p> <p>BONA FIDE EATING PLACE - A place which is regularly and in a bona fide manner used and kept open for the service of</p>

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	<p>meals to guests for compensation and which has suitable kitchen facilities connected therewith, containing conveniences for cooking of an assortment of foods which may be required for ordinary meals.</p> <p>(a) "Meals" shall mean an assortment of foods commonly ordered at various hours of the day for breakfast, lunch or dinner. Incidental food service, comprised only of appetizers to accompany drinks is not considered a meal. Incidental, sporadic or infrequent sales of meals or a mere offering of meals without actual sales is not compliance.</p> <p>(b) "Guests" shall mean persons who, during the hours when meals are regularly served therein, come to a bona fide public eating place for the purpose of obtaining, and actually order and obtain at such time, in good faith, a meal therein.</p>
Seattle, WA	<p>RESTAURANT - means a use in which food and/or beverage preparation and service is provided for individual consumption either on- or off-premise, and in which any service of alcoholic beverages is accessory to the service of food.</p>
Washington, D.C.	<p>RESTAURANT - a place of business that does not meet the definition of a “fast food establishment” or “prepared food shop,” where food, drinks, or refreshments are prepared and sold to customers primarily for consumption on the premises. Any facilities for carryout shall be clearly subordinate to the principal use providing prepared foods for consumption on the premises. This term shall include but not be limited to an establishment known as a cafe, lunch counter, cafeteria, or other similar business.</p> <p>FAST FOOD ESTABLISHMENT - a place of business, other than a "prepared food shop," where food is prepared on the premises and sold to customers for consumption and at least one of the following conditions apply:</p> <ul style="list-style-type: none"> • The premises include a drive-through; • Customers pay for the food before it is consumed. One characteristic that would satisfy this element would be building permit plans that depict a service counter without seating unless the applicant certifies that the intended principal use is for a restaurant or grocery and that the counter is part of a carry out service that is clearly subordinate to that principal use; or • Food is served on/in anything other than non-disposable tableware. Characteristics that would satisfy this element include, but are not limited to: the building permit plans do not depict a dishwasher or do depict trash receptacles in public areas. <p>PREPARED FOOD SHOP - a place of business that offers seating or carry out service, or both, and which is principally devoted to the sale of prepared food, non-alcoholic beverages, or cold refreshments. This term includes an establishment known as a sandwich shop, coffee shop, or an ice cream parlor. [Prepared</p>

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	food - food that is assembled, but not heated by means other than microwave or toaster, on the premises of a prepared food shop]