

ORDINANCE NO. 3589

AN ORDINANCE TO FURTHER AMEND ORDINANCE NUMBER 1883 OF THE CITY OF AUBURN, DATED DECEMBER 21, 1999, THE OFFICIAL ZONING ORDINANCE, AS AMENDED BY SUBSEQUENT AMENDMENTS, BY INCORPORATING THE FOLLOWING CHANGES.

SECTION 1. That Ordinance No. 1883 of the City of Auburn, Alabama dated December 21, 1999, as amended by subsequent amendments is further amended to read as follows:

Article II. DEFINITIONS. *All other text in this Article shall remain as is.*

Section 203. Definitions.

Retailer of Consumable Hemp Products: A person located in the state of Alabama and licensed by the Alabama Alcoholic Beverage Control Board who sells consumable hemp products at retail in this state.

- a. A holder of a Specialty Retailer of Consumable Hemp Products license may sell all consumable hemp products as defined in the Code of Alabama.
 - a. The license holder shall currently hold a Lounge Retail Liquor – Class II (Package) ABC license or sell only consumable hemp products.
- b. A holder of a Pharmacy Consumable Hemp Products license may sell topical and sublingual products in a pharmacy licensed by the Alabama State Board of Pharmacy and the Alabama Alcoholic Beverage Control Board.
- c. A holder of a Retail Food Store Consumable Hemp Products license may sell consumable hemp beverages within a retail food store.
 - a. For purposes of this definition, a retail food store is any store commonly known as a supermarket, food store, or grocery store, primarily engaged in the retail sale of a variety of canned goods, frozen foods, nonalcoholic beverages, dry goods, either packaged or in bulk, and fresh produce or meats.
 - b. The retail food store must dedicate (i) a minimum of 75% of the store’s selling area to the sale of food items listed above and (ii) at least 14,000 square feet of the store’s footprint to the sale of food items listed above.

Article IV. General Regulations. *All other text in this Article shall remain as is.*

Table 4-1: Table of Permitted Uses
Retailers of Consumable Hemp Products

| Use | Specialty Retailer of Consumable Hemp Products | Pharmacy Consumable Hemp Products | Retail Food Store Consumable Hemp Products |
|---------|--|-----------------------------------|--|
| UC/CEOD | C | C | C |
| UN-E | C | C | C |
| UN-W | C | C | C |
| UN-S | C | C | C |
| NC | | | |
| DDH | | | |
| MDRD | | | |
| NRD | | | |
| RDD | C | C | C |
| LLRD | | | |
| R | | | |
| LDD | | C** | |
| CDD | C | C | C |
| CRD-U | C | C | C |
| CRD-E | C | C | C |
| CRD-S | C | C | C |
| CRD-W | C | C | C |
| SCCD | C | C | C |
| ICD | C | C | C |
| I | | | |
| PDD | C | C | C |

**Neighborhood Shopping Center only

Section 406. Commercial Uses.

406.03. Retailers of Consumable Hemp Products. This use category includes classifications of retailers that sell consumable hemp products. These retailers must be located in the State of Alabama and licensed by the Alabama Alcoholic Beverage Control Board.

406.04. Road service.

406.05. Commercial recreational use.

406.06. Recreational rental dwellings.

406.07. Public service.

406.08. Agricultural support.

406.09. Nurseries.

406.10. Commercial support.

406.11. Neighborhood Shopping Center.

406.12. Community Shopping Center.

406.13. Regional Shopping Center.

Section 408.02. Special Development Standards.

F. Retailers of Consumable Hemp Products. These standards apply to all types of retailers of consumable hemp products located in the City of Auburn.

- 1. Must meet requirements of the Municipal Code of Auburn, Alabama.
- 2. Shall comply with all applicable regulations of the State of Alabama, including those in the Code of Alabama and the Alabama Alcoholic Beverage Control Board.

G. Road Service Uses.

H. Commercial Recreational Uses.

I. Recreational Rental Dwellings.

J. Public Service Uses.

K. Agricultural Support Uses.

L. Nurseries.

M. Commercial Support Uses in the RDD, CDD, CRD, and SCCD.
N. Neighborhood Shopping Center. Up to 100,000 Square Feet.
O. Industrial Uses.
P. Junkyard & Extraction Uses.

SECTION 2. If any section or provision of this ordinance be declared invalid or unconstitutional by judgment or decree of a court of competent jurisdiction, such judgment or decree shall not affect any other section or provision of this ordinance.

SECTION 3. This ordinance shall take effect upon its approval by the City Council or upon its otherwise becoming law, but shall be published as required by law and codified as part of the Code of Auburn, Alabama.

ADOPTED AND APPROVED by the City Council of the City of Auburn, Alabama, this the 19th day of May 2026.

/s/ Ron Anders, Jr.,
Mayor

ATTEST:

/s/ Megan McGowen Crouch,
City Manager

The Villager
May 28, 2026