

ORDINANCE NO. C-16-18

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 5-29(a) OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENTITLED "PERMITTED HOURS OF SALE, CONSUMPTION AND SERVICE" TO MODIFY THE PERMITTED HOURS OF SALE, CONSUMPTION, AND SERVICE OF ALCOHOLIC BEVERAGES WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF FORT LAUDERDALE, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND SEVERABILITY.

WHEREAS, Section 5-29 (a)(2) of the Code of Ordinances of the City of Fort Lauderdale, Florida currently prohibits the sale, services or delivery or offer to sell, serve or deliver of any beer, wine or alcoholic beverage on Sunday mornings prior to 12:00 noon by vendors of convenience stores, bottle clubs, package stores, vendors licensed under the state beverage laws to sell beer, wine or alcoholic beverages and any vendor not a club, nightclub, cocktail bar, hotel bar and restaurant bar; and

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida has determined that sale, service or delivery or offers to sell, serve or deliver beer, wine or alcoholic beverage on Sunday mornings prior to 12:00 noon would benefit tourism in the City by permitting certain vendors to sell and serve alcohol to tourists on Sunday mornings; and

WHEREAS, neighboring municipalities permit sale, service or delivery or offers to sell, serve or deliver beer, wine or alcoholic beverage prior to 12:00 noon on Sunday; and

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida desires to eliminate the current restriction for sale, service or delivery or offer to sell, serve or deliver beer, wine or alcoholic beverage for certain vendors on Sunday mornings;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That Section 5-29(a) of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended as follows:

CODING: Words, symbols, and letters ~~stricken~~ are deletions; words, symbols, and letters underlined are additions.

Sec. 5-29 Permitted Hours of Sale, Consumption and Service.

(a) Permitted hours of sale, consumption and service.

(1) Clubs, nightclubs, cocktail bars, hotel bars and restaurant bars licensed under the state beverage laws to sell beer, wine or alcoholic beverages may sell, serve or deliver or offer to sell, serve or deliver any beer, wine or alcoholic beverage, regardless of alcohol content, between the hours of 7:00 a.m. and 12:00 midnight as long as the beer, wine or alcoholic beverage is served and consumed on the premises.

(2) Convenience stores, bottle clubs, package stores, vendors licensed under the state beverage laws to sell beer, wine or alcoholic beverages and any vendor not listed in section (1) above may sell, serve, deliver or offer to sell, serve or deliver any beer, wine or alcoholic beverage, regardless of alcohol content, ~~on any weekday or Saturday~~ between the hours of 7:00 a.m. and 12:00 midnight, ~~or any Sunday between 12:00 noon and 12:00 midnight.~~

(3) Any beer, wine or alcoholic beverage, regardless of content, ordered by a patron from a club, nightclub, cocktail bar, hotel bar, restaurant bar, convenience store, bottle club, package store or vendor and served prior to 12:00 midnight may be consumed on licensed premises by a patron until no later than 12:30 a.m.

(4) Sale, service or consumption after the applicable hours in this section are prohibited.

SECTION 2. That if any clause, section, or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 4. That this Ordinance shall be in full force and effect immediately upon its final passage.

PASSED FIRST READING this the 16th day of August, 2016.

PASSED SECOND READING this the ____ day of _____, 2016.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JEFFREY A. MODARELLI

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