

ORDINANCE

AN ORDINANCE AMENDING SECTION 15.17, CODE OF SEMINOLE COUNTY, DEALING WITH HOURS OF SALE OF ALCOHOLIC BEVERAGES AND CLOSING OF ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES; PROHIBITING THE SALE, BARTER, EXCHANGE, CONSUMPTION OR DISTRIBUTION OF ALCOHOLIC BEVERAGES AFTER 2:00 AM AT SUCH LOCATIONS; REQUIRING ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES TO CLOSE NO LATER THAN 2:30 AM; PROVIDING A RULE OF CONSTRUCTION REGARDING ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES INCIDENT TO FOOD SERVICE; PROVIDING CLOSING PROCEDURES FOR ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES WITHOUT REFERENCE TO FOOD SERVICE; REQUIRING OUTSIDE LIGHTS TO BE TURNED OFF AND DOORS LOCKED AT 2:00 AM; REQUIRING ALL CUSTOMERS TO LEAVE BY 2:30 AM; PENALTIES FOR VIOLATIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Economic Impact Statement has been appropriately prepared and made available for public review in accordance with the provisions of the Seminole County Home Rule Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Section 15.17, Code of Seminole County, is amended to read as follows:

Sec. 15.17 Hours for sale and consumption.

(A) Prohibition on sale, barter, exchange, distribution, consumption and possession of alcoholic beverages. It shall

be unlawful for any person to sell, barter, exchange, consume

~~or, in any manner, deal in~~ distribute alcoholic beverages in any place between the hours of 2:00 a.m. and 7:00 a.m. of the same day.

(B) Closing hours and procedures for establishments holding a license to sell alcoholic beverages for consumption on premises.

(1) At not later than 2:00 a.m. of each day, the owner(s), personally or through employees, shall:

(a) extinguish all exterior lighting, except in parking areas, including signage providing advertising or the name of the business, in order to indicate that said establishment is closed for business; and

(b) close and lock all public access doors to said establishment to prevent and prohibit further entry by customers and members of the public.

(c) remove and/or cause to be surrendered all alcoholic beverages previously distributed to customers.

(2) At no later than 2:30 a.m. of each day, the owner(s), personally or through employees, of any place, other than an establishment licensed to sell alcoholic beverages incidental to the sale of food services, shall require all non-employees to leave the establishment.

Section 2. Codification

It is the intention of the Board of County Commissioners that the provisions of this Ordinance shall become, and be made a part of the Seminole County Code. The word "Ordinance" may be changed to section, article, or other appropriate word or phrase and the sections of this Ordinance may be assigned new numbering or lettering to accomplish such intention; providing, however, that Sections 2, 3, and 4 shall not be codified.

Section 3. Severability

If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

Section 4. Effective Date

This Ordinance shall become effective upon receipt of official acknowledgment by the Clerk of the Board of County Commissioners from the Department of the State that this Ordinance has been filed with the Department of State.

ENACTED this _____ day of _____, 2003.

BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA

By: _____
DARYL G. MCLAIN, Chairman