

**Ordinance 2017-06**

**AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA, AMENDING CHAPTER 6, ALCOHOLIC BEVERAGES, ARTICLE 1, IN GENERAL OF THE CITY OF ST PETE BEACH CODE OF ORDINANCES BY AMENDING SECTION 6-2, HOURS OF SALE AND OPERATION, PROVIDING FOR HOURS OF SALE OF ALCOHOLIC BEVERAGES; PROVIDING FOR CONFLICTS, SEVERABILITY, CONSTRUCTION, PUBLICATION, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission of the City of St. Pete Beach recognizes that regulations on the hours of sale of alcoholic beverages are necessary to public health and welfare; and

**WHEREAS**, the City Commission wishes to be consistent with existing Pinellas County regulations.

**WHEREAS**, on April 18<sup>th</sup>, 2017 the Planning Board conducted a duly noticed public hearing on the proposed amendments and recommended approval 3-0.

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH FLORIDA, HEREBY ORDAINS:**

SECTION 1. Recitals. The above recitals (“Whereas” clauses) are hereby adopted as legislative findings, purpose and intent of the City Commission.

SECTION 2. Code of Ordinances Sec. 6-2 Hours of sale and operation is hereby amended as follows:

(a) The prohibited hours for establishments dealing in alcoholic beverages shall be as follows:

(1) Alcoholic beverages in sealed containers for consumption off the premises shall not be sold from 3:00 a.m. to 8:00 a.m. any day of the week.

(2) Alcoholic beverages for consumption on the premises shall not be sold or served from 3:00 a.m. to 8:00 a.m. any day of the week.

(Ord. No. 82-34, § 1; Code 1983, § 3-2; Ord. No. 03-19, § 1, 10-7-03; Ord. No. 10-20, § 1, 7-27-10)

**Editor's note**— Laws of Fla., ch. 63-1790, § 3, as amended, Laws of Fla., ch. 71-808, § 1, provides as follows:

SECTION 3. Conflicts. All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 4. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be

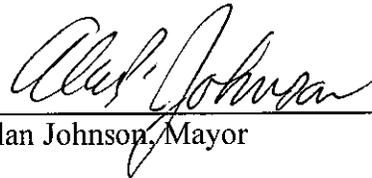
invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 5. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 6. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 7. Effective Date. This ordinance shall take effect immediately upon adoption.

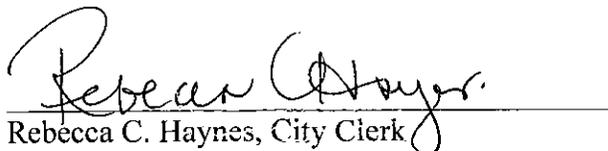
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PUBLISHED: 06/02/2017  
SECOND READING: 06/13/2017  
PUBLIC HEARING: 06/13/2017



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Alan Johnson, Mayor

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 13<sup>th</sup> day of June, 2017.



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Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FORM AND CORRECTNESS:



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City Attorney

Andrew Dickman, Esq.