

ORDINANCE NO. 71-16

NASSAU COUNTY, FLORIDA.

AN ORDINANCE AMENDING SECTIONS 1 AND 3 OF CHAPTER 61-2532 LAWS OF FLORIDA, SPECIAL ACTS OF 1961 SO AS TO CHANGE THE RESTRICTION ON LICENSES FOR SALE OF INTOXICATING BEVERAGES FOR CONSUMPTION ON PREMISES, AND REMOVING THE LICENSE RESTRICTION AS TO SALE FOR CONSUMPTION OFF PREMISES; AND FURTHER AMENDING SECTION 3 BY ADDING THE WORDS "VENDING INTOXICATING BEVERAGES BOTH FOR SALE FOR CONSUMPTION ON OR OFF PREMISES," AFTER THE WORD "BUSINESS" ON LINE 5 OF SAID SECTION 3, AND PROVIDING THAT THIS ORDINANCE SHALL NOT PREVENT OR PROHIBIT RENEWAL OF ANY LICENSES PREVIOUSLY ISSUED, AND ADOPTING SECTIONS 2, 4, 5 & 6 OF SAID ACT.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:

Section 1. The number of licenses which may be granted for the sale of intoxicating beverages (as defined by "The Florida Beverage Law") outside of any incorporated city or town, within Nassau County, to vendors operating places of business where beverages containing alcohol of fourteen percent (14%) or less by weight are sold, for consumption on premises, is limited to one (1) license for each five hundred (500) persons.

Section 2. Section 1 of this Ordinance shall not apply to vendors selling intoxicating beverages as described in Section 1, for consumption off premises, which licenses are not so restricted as to number.

Section 3. This act shall not apply to operators of railroads, sleeping cars, steamships, buses and airplanes obtaining licenses which are valid throughout Florida under the beverage law of Florida, or to incorporated clubs, including social clubs, and caterers at horse or dog racing plants as defined in the beverage law of Florida, and to owners of hotels of not less than fifty (50) guest rooms, and such operators of railroads, sleeping cars, steamships, buses and airplanes obtaining licenses valid throughout Florida, and such incorporated clubs, including social clubs, and caterers at horse or dog racing plants as so defined, and such

owners of said hotels are excepted from the provisions of this act, and such licenses issued to any hotel owner shall only license the sale of intoxicating beverages in any such hotel and not elsewhere, and shall not be transferable except to a purchaser of said hotel when the owner shall make a bona fide sale of said hotel.

Section 4. It shall be unlawful for any person, firm, association or corporation to establish, maintain or carry on the business of vendor of intoxicating beverages within One Thousand (1,000) feet in an airline distance measured from building to building at their closest points to any established school or church; provided that nothing herein contained shall affect any such business, vending intoxicating beverages both for sale for consumption on or off the premises, which was actually being legally carried on within such distance of any established school or church at the time of the passage of this ordinance.

Section 5. The terms and provisions of this act shall not prevent nor prohibit the continuous renewal of any licenses presently issued.

Section 6. This act shall not, in any manner, affect, change or modify any local or special act, or acts with respect to or relating to any incorporated city or town within the limits of Nassau County, or any ordinance or resolution of any incorporated city or town within the limits of Nassau County, now or hereafter in force and effect.

Section 7. It is declared to be the legislative intent that, if any section, subsection, sentence, clause or provision of this act is held invalid, the remainder of the act shall not be affected.

Section 8. This Ordinance shall take effect immediately upon its being adopted and filed with the office of the Department of State in Tallahassee.

DONE AND ADOPTED in Special Session this 15th
day of November, 1971.

BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA.

By John F. Armstrong Sr.
CHAIRMAN



ATTEST:

[Signature]
Ex-Officio Clerk

BOND
SECTION