

ORDINANCE 89 - 25

AN ORDINANCE AMENDING ORDINANCE 83-19, AS FURTHER AMENDED; SPECIFICALLY ADDING ARTICLE 31, PROVIDING DISTANCE RESTRICTIONS OF VENDORS OF ALCOHOLIC BEVERAGES FROM CHURCHES AND SCHOOLS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners, in 1971, adopted Ordinance 71-16, which restricted the sale or consumption of intoxicating beverages within 1,000 airline feet of a school or church; and

WHEREAS, said Ordinance was not incorporated into the County's Comprehensive Zoning Code; and

WHEREAS, the Legislature adopted Chapter 61-2532, Florida Statutes, which is a special act, which also prohibited the sale or consumption of intoxicating beverages within 1,000 airline feet of a school or church; and

WHEREAS, the Florida Department of Business Regulation, Division of Alcohol and Tobacco, has promulgated a form in which local authorities must state whether or not a proposed alcohol beverage vendor complies with local zoning laws; and

WHEREAS, in order to further insure that the County's existing Ordinance and special act are complied with by the Department of Business Regulation, the Board has proposed this amendment to the Comprehensive Zoning Ordinance.

NOW, THEREFORE, BE IT ORDAINED this 18th day of September, 1989, by the Board of County Commissioners of Nassau County, Florida, that Ordinance 83-19 is hereby amended as follows:

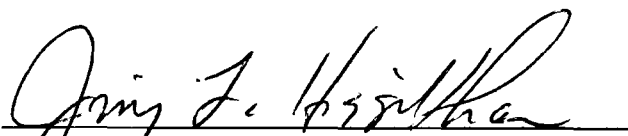
1. ARTICLE 31 - DISTANCE RESTRICTIONS OF VENDORS OF ALCOHOLIC BEVERAGES FROM CHURCHES AND SCHOOLS.

(a) 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.

(b) Section 5.03 - Conditional Use and Section 5.05 -
Variance shall not apply to this Article.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA



JIMMY L. HIGGINBOTHAM
Its: Chairman

ATTEST: 

T. J. GREESON
Its: Ex-Officio Clerk