

ORDINANCE NO. 79 - 5

NASSAU COUNTY, FLORIDA

AN ORDINANCE ENTITLED AN ACT AMENDING ORDINANCE NUMBER 73-25 of NASSAU COUNTY, CHAPTER 4, SECTION 4-1 OF THE CODE OF LAWS AND ORDINANCES OF THE COUNTY OF NASSAU, FLORIDA ALLOWING FOR THE SALE OF VINOUS OR MALT BEVERAGES ON THE PREMISES IN PLACES OF BUSINESS WHICH SERVE A COMBINATION OF FOOD AND BEVERAGE, THE SALE OF ALCOHOLIC BEVERAGES SHALL NOT EXCEED THIRTY PER CENT (30%) OF GROSS SALES OF THE COMBINED SALE OF FOOD AND BEVERAGES; PROVIDING FOR AN EFFECTIVE DATE.

It is hereby enacted and ordained by the Board of County Commissioners of Nassau County, Florida, that Ordinance Number 73-25 of Nassau County, Chapter 4, Section 4-1 of the Code of Laws and of the County of Nassau is hereby amended as follows:

SECTION 4-1. WINE AND BEER VENDORS LICENSES LIMITED.

(a) 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 vinous or malt beverages are sold, is limited to only those vendors making new application after the enactment date of this ordinance [subsection] who shall meet the following requirements:

- (1) The place of business of the vendor shall have an assessed value of a minimum of fifty thousand dollars (\$50,000.00).
- (2) The seating capacity of the place of business of the vendor shall be for a minimum of seventy-five (75) patrons.
- (3) The sale of alcoholic beverages shall not exceed thirty per cent (30%) of gross sales of the combined sale of food and beverages. Such percentage shall be established by sworn affidavit of the licensee with all records being subject to audit by Nassau County Commission.
- (4) The license issued hereunder is not transferable without approval of County Commission of Nassau County.

(b) Section 1 [subsection (a)] of this ordinance [section] shall not apply to vendors selling intoxicating beverages as described in Section 1 [subsection (a)], for consumption off premises, which licenses are not so restricted as to number. (Sp. Acts, Ch. 61-2532, §1; Ord. No. 71-16, §§ 1, 2, 11-15-71; Ord. No. 73-25, 6-26-73)

This ordinance shall become effective upon being signed by the Chairman of the Board of County Commissioners, Nassau County, Florida.

DULY ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, this 13th day of March, 1979.

BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA

Attest: *D. O. Oxley*
D. O. OXLEY

By: *Gene R. Blackwelder*
GENE R. BLACKWELDER

Its: Ex-officio Clerk
(official seal)

Its: Chairman