

ORDINANCE 3307-24

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AMENDING CHAPTER 10 "ALCOHOLIC BEVERAGES" SECTION 10-33 "HOURS DURING WHICH SALES, CONSUMPTION AND SERVICE ARE PROHIBITED" SO AS TO ESTABLISH UNIFORM HOURS OF SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES CITY-WIDE, PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City Commission recognizes that providing for uniform hours for the sale and consumption of alcoholic beverages city-wide in an equitable manner on every day of the week is desirable to promote the public health, safety and general welfare.

NOW THEREFORE, BE IT ENACTED BY THE CITY OF WINTER PARK:

SECTION 1. AMENDMENT TO SECTION 10-33. That Chapter 10 "Alcoholic Beverages", Section 10-33 "Hours during which sales, consumption and service are prohibited" of the Code of Ordinances is hereby amended within Section 10-33 (a) and (h) as shown below (underlined language are additions; ~~stricken through~~ language are deletions; provisions not shown are not being amended):

Sec. 10-33. - Hours during which sales, consumption and service are prohibited.

(a) Prohibited hours of sale, consumption and service. No vendor, convenience store, club, nightclub, cocktail bar, hotel bar, package store, bottle club, restaurant bar, or other person or entity (referred to hereinafter collectively as "vendors"), licensed under the state beverage laws to sell beers, wines or alcoholic beverages, shall sell or offer for sale, or serve or offer to serve, any beers, wines, or alcoholic beverages of any kind, regardless of alcoholic content, on any ~~week day or Saturday~~ between the hours of 11:00 p.m. and 7:00 a.m. the following day (~~provided, however, that sales may not begin before 11:00 a.m. on Sundays~~). Any such beverage ordered by a patron from a vendor and served prior to 11:00 p.m. may be consumed on licensed premises by a patron until no later than midnight. Sale, service or consumption after the applicable hour is prohibited.

(h) When St. Patrick's Day (March 17) falls on a Sunday, the hours shall be extended so that alcoholic beverages may be sold, consumed or served in any licensed premises between the hours of 7:00 ~~11:00~~ a.m. on March 17 and 2:00 a.m. on March 18.

SECTION 2. CONFLICTS. If any Ordinances or parts of Ordinances are in conflict herewith, this Ordinance shall control to the extent of the conflict.

SECTION 3: SEVERABILITY. If any section, subsection, sentence, clause, phrase, provision, or word of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then such invalidity or unconstitutionality shall not be held to invalidate or impair the validity, force, or effect of any other remaining provisions of this Ordinance.

SECTION 4: CODIFICATION. Section 1 of this Ordinance shall be codified and made a part of the City of Winter Park Code of Ordinances, and the sections of this Ordinance may be renumbered or re-lettered to accomplish this intention. The word "Ordinance" may be changed to "Section," "Article," or other appropriate word. The City Clerk is given liberal authority to ensure proper codification of this Ordinance, including the right to correct scrivener's errors.

SECTION 5: EFFECTIVE DATE. This Ordinance shall become effective immediately following approval by the City Commission at its second reading.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 14th day of August, 2024.

Mayor Sheila DeCiccio

ATTEST:

Rene S. Cranis, City Clerk