

Marguerite Linke

From: Bryant, Linda C. <Linda.Bryant@DOS.MyFlorida.com>
Sent: Tuesday, January 16, 2018 1:39 PM
To: Marguerite Linke
Cc: County Ordinances
Subject: Hernando20180116_Ordinance2018_1_Ack.pdf
Attachments: Hernando20180116_Ordinance2018_1_Ack.pdf

No problem, thank you.

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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

January 16, 2018

Honorable Don Barbee Jr.
Hernando County Clerk's Office
20 North Main Street, Rm. 3621
Brooksville, Florida 34601

Attention: Marguerite Linke, Administrative Services

Dear Mr. Barbee:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Hernando County Ordinance No. 2018-1, which was filed in this office on January 16, 2018.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

1 **Section 1. Repeal of Section 4-3.** Hernando County Code § 4-3 (Bottle Clubs) is hereby
2 repealed.

3 **Section 2. Amendment of Appendix “A,” Article I, Section 3.** Hernando County Code
4 Appendix "A," Article I, Section 3 (Definitions), is hereby amended to add the following definition
5 for the term “bottle club”:

6 Bottle club: A bottle club is an alcoholic beverage dispensation establishment that
7 is operated for profit, whether or not a profit is actually made, in which alcoholic
8 beverages are not sold, but where patrons are allowed to consume alcoholic
9 beverages on the premises.

10 **Section 3. Amendment of Appendix “A,” Article III, Section 3.** Hernando County Code
11 Appendix “A,” Article III, Section 3(C) (Specific Regulations), is hereby amended to read as
12 follows:

13 Alcoholic beverages: Uses involving the sale of alcoholic beverages or the operation
14 of a bottle club may be permitted only in those zoning districts where such uses are
15 designated as ~~wither~~ [with] a special exception use or permitted use under the zoning
16 district regulations. In addition to conforming with all provisions of this ordinance,
17 uses involving the sale of alcoholic beverages or the operation of a bottle club shall
18 be subject to the following regulations:

19 (1) That from and after the date of this Ordinance is effective, no new
20 business shall be established or license issued for the sale of alcoholic beverages or

1 the operation of a bottle club within five hundred (500) feet of an established church
2 or school in all that area of Hernando County, Florida, lying outside the limits of
3 incorporated municipalities.

4 (2) Said distance shall be measured by following the shortest route of
5 ordinary pedestrian travel along the public thoroughfare from the main entrance of
6 the vendor's place of business, to the main entrance of the church or school.

7 **Section 4. Codification.** It is the intention of the Board of County Commissioners of
8 Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall
9 become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the
10 sections of this Ordinance may be renumbered or re-lettered to accomplish such intention, and the
11 word "ordinance" may be changed to "section," "article," "division" or any other appropriate
12 designation.

13 **Section 5. Severability.** It is declared to be the intent of the Board of County
14 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
15 ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the
16 validity of the remaining portions of this ordinance.

17 **Section 6. Conflicting Provisions Repealed.** All ordinances or parts of ordinances in
18 conflict with the provisions of this ordinance are hereby repealed.

1 **Section 7. Effective Date.** This ordinance shall take effect immediately upon receipt of
2 official acknowledgment from the office of the Secretary of State of Florida that this ordinance has
3 been filed with said office.

4 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
5 **HERNANDO COUNTY** in Regular Session this 9th day of January 2018



BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

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9
10 Attest: Marguerite Lake, D.C.
11 DONALD C. BARBEE, JR.
12 Clerk

By: [Signature]
13 Steve Champion
14 (Print Name)
15 Chairman

16 Approved for Form and Legal Sufficiency

17
18
19 [Signature]
20 Deputy County Attorney