

From: [Bryant, Linda C.](#)
To: [Ordinances](#)
Cc: [County Ordinances](#)
Date: Wednesday, July 28, 2021 9:23:19 AM
Attachments: [Hernando20210727 Ordinance2021_13 Ack.pdf](#)



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

July 28, 2021

Honorable Doug Chorvat, Jr.
Hernando County Clerk's Office
20 North Main Street, Rm. 362
Brooksville, Florida 34601

Attention: Ms. Heidi Kurppe, Deputy Clerk

Dear Mr. Chorvat:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Hernando County Ordinance No. 2021-13, which was filed in this office on July 27, 2021.

Sincerely,

Anya Grosenbaugh
Program Administrator

AG/lb

1 upon or within the Weeki Wachee River within the county is hereby
2 prohibited.

3 ~~(b) — Violation of any provision of this section shall constitute a misdemeanor and~~
4 ~~any person so violating this section shall be punished as provided in Section~~
5 ~~1-8 of this Code.~~

6 **Sec. 4-2. - Hours of sale.**

7 The sale, consumption, or service of beer, wine and liquor shall be permitted in the county
8 only between the hours of 6:00 a.m. and 2:00 a.m. the following morning on Monday, Tuesday,
9 Wednesday, Thursday, Friday, Saturday and Sunday.

10 **Sec. 4-3. - Reserved.**

11 **Sec. 4-4. - Open containers prohibited in certain areas.**

12 (a) Distance from licensed establishment. It shall be unlawful for anyone to
13 consume or possess open containers of beer, wine, alcoholic beverages or
14 intoxicating liquors on public rights-of-way within five hundred (500) feet of
15 a premises which is licensed for the sale of alcoholic beverages. The distance
16 set forth herein shall be measured from the shortest route of ordinary
17 pedestrian travel along public thoroughfares from the principal entrance of

1 the establishment dealing in intoxicating beverages to the location of the
2 violation of this section.

3 (b) Sign required. Each establishment open to the public and employing or
4 selling intoxicating beverages or alcoholic beverages shall at all times have,
5 located in the interior as well as the exterior portions of the building licensed
6 for sale of such beverages at a location which can be readily seen and read by
7 customers of the establishment, a sign prominently displayed of a size at least
8 one (1) foot by two (2) feet (1' × 2') containing the following information:

9 IT IS UNLAWFUL TO CONSUME OR POSSESS ALCOHOLIC BEVERAGES IN AN OPEN
10 CONTAINER ON PUBLIC RIGHTS-OF-WAY WITHIN 500 FEET OF THIS
11 ESTABLISHMENT—COUNTY ORDINANCE 94-04.

12 (c) Penalties. A violation of this section will be punishable by a fine of fifty
13 dollars (\$50.00).

14 **Section 2. Severability.** It is declared to be the intent of the Board of County
15 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
16 ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the
17 validity of the remaining portions of this ordinance.

DRAFT DOCUMENT: F:\1 COUNTY ATTORNEY'S OFFICE\KJB\Legal Requests\2021-311 Amend Alcohol Weeki Wachee Ordinance\Amend 4-1 Prohibition of Alcoholic Beverages in Weeki Wachee River.wpd, June 18, 2021 (12:06pm) NOTE: additions/~~deletions~~ = language proposed for addition/deletion to existing Code provisions.

Section 3. Inclusion in the Code. It is the intention of the Board of County Commissioners of Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word "ordinance" may be changed to "section," "article," or any other appropriate designation.

Section 4. Conflicting Provisions Repealed. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5. Effective Date. This ordinance shall take effect immediately upon receipt of official acknowledgment from the office of the Secretary of State of Florida that this ordinance has been filed with said office.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY in Regular Session this 27th day of July 2021.

**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

Attest: Heidi Kuppe, D.C.
for DOUG CHORVAT, JR.
Clerk

By: [Signature]
JOHN ALLOCCO
Chairman



**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**
BY [Signature]
County Attorney's Office