




Interoffice Memorandum

November 15, 2016

TO: Mayor Teresa Jacobs
-AND-
Board of County Commissioners

FROM: Jon V. Weiss, P.E., Director 
Community, Environmental and Development
Services Department

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SUBJECT: November 29, 2016 – Work Session Item
Extending Hours of Operation for Alcohol Consumption

On September 13, 2016, the BCC requested a work session to discuss the merits of extending hours of operation for alcohol sales and consumption at hotels and restaurants. A request has been received from the Central Florida Hotel and Lodging Association to discuss possible changes to Orange County Code, Section 4-3. Specifically, the CFHLA would recommend sales and consumption of alcohol to begin at an earlier timeframe.

Staff will provide an overview of the County's existing regulations in addition to a summary of how other local jurisdictions are regulating the same topic.

This work session is for informational purposes only and no action is being requested.

JVW/AI:jam

CFHLA PROPOSED Amendment to Orange County Alcohol Ordinance (DRAFT)

Sec. 4-3. – Hours of sale and consumption---On-premises; catered events; hours of operation.

(a) Except as provided by subsections 4-3 (1), (2), (3), and (4) below, alcoholic beverages may be sold, consumed, served, or permitted to be served or consumed, in any place holding a current license ("Premises") ~~under by~~ the Division of Alcoholic Beverages and Tobacco (~~"the Division"~~), ~~State Department of Business and Professional Regulation~~, which license permits the consumption of alcoholic beverages on the Premises of the licensee (~~"the License"~~), only between the hours of 11:00 a.m. and 2:00 a.m. of the following day, each day of the week, except that alcoholic beverages may be sold, consumed, served, or permitted to be served or consumed, ~~in any place holding license under the Division of Alcoholic Beverages and Tobacco, State Department of Business and Professional Regulation, on the Premises~~ which license permits the sale for consumption of alcoholic beverages ~~on the premises of the~~ by the licensee between the hours of 11:00 a.m. on December 31, and such extended hours of the following day of each year as may be established by resolution of the board of county commissioners without the necessity for a public hearing thereof.

(1) At any ~~golf club~~ private, members only, club holding a special club license issued by the Division, the hours of sale, consumption or service may begin at 7:00 a.m. and end at sundown on the same day.

(2) At any private function at a banquet hall (**need to define**) or convention facility (**need to define**) holding a the L license, the hours of sale, consumption or service may begin at 7:00 a.m. and end at 3:00 a.m. of the following day, provided the hall or facility has a minimum square footage of ten thousand (10,000) square feet available for ~~the~~ one or more private function(s).

~~(3) At any private guest room at a hotel or motel~~ public lodging establishment licensed by the Florida Division of Hotels and Restaurants holding the L license, the hours of sale, consumption or service may begin at 7:00 a.m. and end at 3:00 a.m. of the following day.

(4) At any food service establishment licensed by the Florida Division of Hotels and Restaurants holding the License that is serving meals may serve alcoholic beverages with the meals evidenced on each guest receipt maintained by the licensee for a period of three (3) years and provided to the patron for payment, the hours of sale for consumption on the Premises may begin at 7:00 a.m. and end at 2:00 a.m. the following day.

(5) At any airport, theme park, or marine exhibition defined in the Beverage Law defined in sect. 561.01(6), FL Stat. where a licensee has been issued the License, the hours of sale for consumption on the Premises may begin at 7:00 a.m. and end at 2:00 a.m. of the following day.

(b) Alcoholic beverages may be sold or served at a catered event by a caterer licensed by the Division of Alcoholic Beverages and Tobacco and Hotels and Restaurants, State Department of Business and Professional Regulation, only between the hours of 9:00 a.m. and 2:00 a.m. of the following day, each day of the week.

(c) For those licensed under the beverage law to sell alcoholic beverages for consumption on the vendor's licensed premises and whose principal business is the sale of alcoholic beverages, for bottle clubs as defined in F. S. sect. 561.14, and for those licensed under the Beverage Law as caterers, the "hours of operation" or "hours of business" at a premises shall be restricted to and be the same as the hours of sale, consumption or service set forth in subsections (a) and (b) above.