



Interoffice Memorandum

January 23, 2018

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

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

CONTACT PERSON: Carol Knox, Manager, Zoning Division
407-836-5585

SUBJECT: February 6, 2018 – Public Hearing
Amending Sections 38-1414 and 38-1415 of Orange County
Code concerning Alcoholic Beverage Package Sales

On July 20, 2017, staff presented the Board of County Commissioners with a work session on proposed amendments to Sections 38-1414 and 38-1415 pertaining to reducing the distance separation requirement between alcoholic beverage package sales establishments and tightening the method of measuring the distance separation between package sale establishments and nearby schools.

Section 38-1414 of the Code currently requires 5,000 feet between a proposed packaged sale vendor in the unincorporated area and an existing package sale establishment – regardless of whether the existing package sale establishment is located in the unincorporated area or a municipality.

Section 38-1415 was amended in September 2016 to change the method of measuring from a package sale establishment to a school. The 2016 amendment requires us to measure to the main entrance door of the school instead of the closest part of the school property in use by students.

On October 19, 2017, the Planning and Zoning Commission/Local Planning Agency (PZC/LPA) held a public hearing to consider the amendments to Sections 38-1414 and 38-1415. The PZC/LPA recommended reducing the 5,000 foot separation between package sale establishments to 3,500 feet and reducing it to 750 feet to package stores in the County's municipalities.

Page Two

January 23, 2018 – Public Hearing

Amending Orange County Code Sections 38-1414 & 38-1415

The PZC/LPA also recommended approval of the proposal to restore the method of measuring the distance from the main entrance of the package sale vendor's location to the closest entrance of the school property that is used by students.

This item was continued from the January 9, 2018 public hearing to February 6, 2018 for decision only.

ACTION REQUESTED: ADOPT AN ORDINANCE AFFECTING THE USE OF LAND IN ORANGE COUNTY, FLORIDA, REGARDING THE SALE OF ALCOHOLIC BEVERAGES; AMENDING SECTION 38-1414 OF THE ORANGE COUNTY CODE RELATING PROHIBITED AREAS FOR THE SALE OF ALCOHOLIC BEVERAGES; AMENDING SECTION 38-1415 OF THE ORANGE COUNTY CODE RELATING TO DISTANCES BETWEEN PLACES SELLING ALCOHOLIC BEVERAGES AND RELIGIOUS INSTITUTIONS, SCHOOLS AND ADULT ENTERTAINMENT ESTABLISHMENTS; AND PROVIDING AN EFFECTIVE DATE.

JVW:CLK:mof