

Public Hearing

Board of County Commissioners

Chapter 38 Ordinance

Package Sale of Alcoholic Beverages



October 30, 2018

ORANGE COUNTY PLANNING DIVISION

COMMUNITY, ENVIRONMENTAL & DEVELOPMENT SERVICES DEPARTMENT

Outline

Package Sale of Alcoholic Beverages

- **Background**
- **Alcoholic Beverage Package Sale Ordinance**
 - Amending : Sec. 38-1414 - Prohibited Areas for Package Sales
Sec. 38-865 & 38-869 - Package Sales in I-Drive District
- **Today's Board Action**

The background of the image is a dark, semi-transparent aerial photograph of a suburban or urban area. It shows a network of roads, green spaces, and building footprints. The overall tone is dark, with the map details appearing in shades of grey and black. In the bottom right corner, the word "BACKGROUND" is written in a large, white, outlined font.

BACKGROUND

Background

Package Sale of Alcoholic Beverages

- **June 29th : I-Drive District Steering Review Group**
- **July 10th : BCC Discussion Item**
- **July 24th : Alcoholic Beverage License Holders**
- **Sept 20th : PZC Package Sale Ordinance**
- **Oct 16th : BCC 1st Public Hearing**
- **Oct 30th : BCC 2nd Public Hearing**

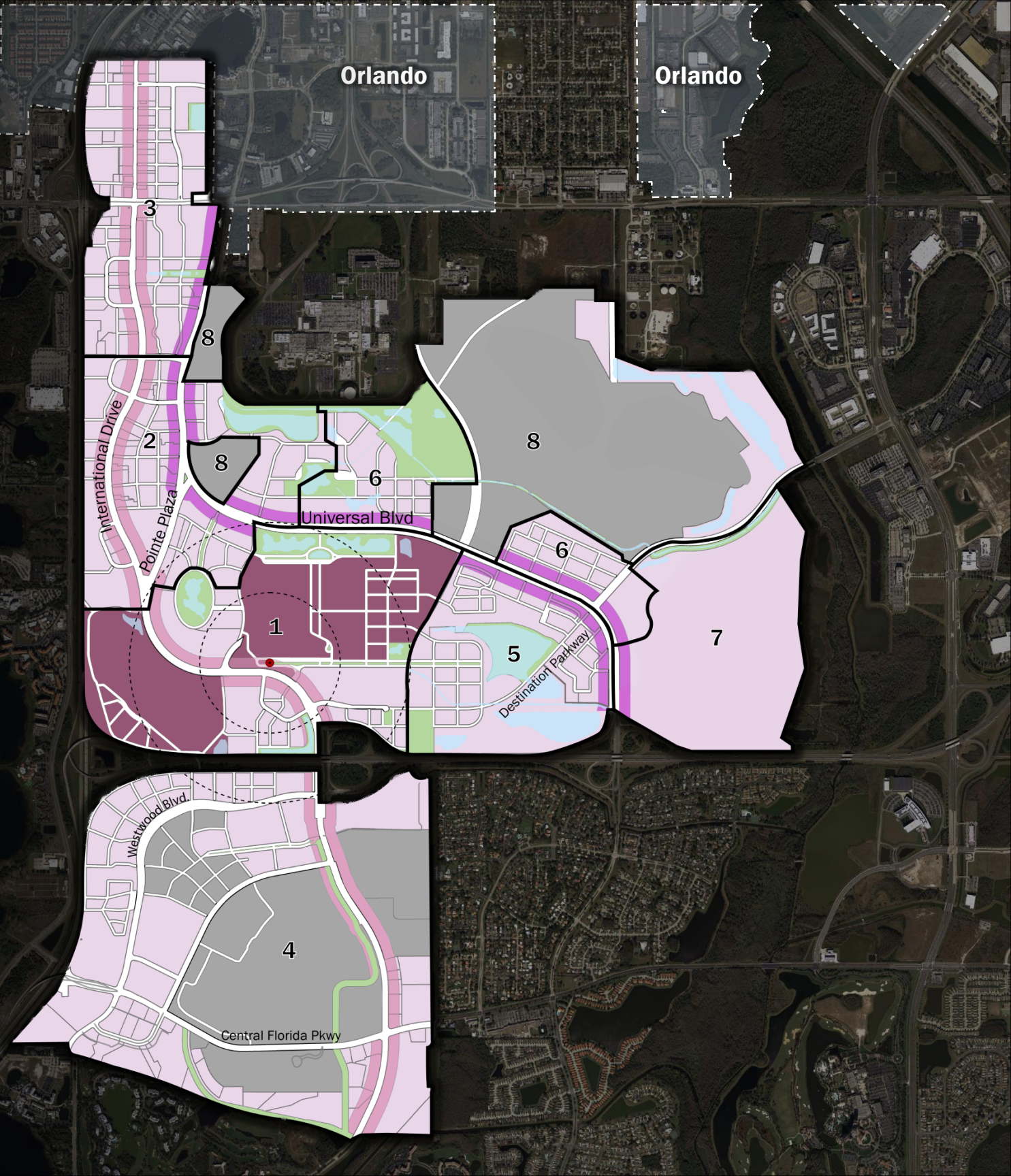
ISSUES:

- **Jurisdictional Differences**
- **Predictability of # of Stores within the District**
- **Flexibility on I-Drive Sub-District Store Location**
- **I-Drive District & County Wide Implications**

I-Drive District

Sub-Districts

- 1. Convention Center**
- 2. Retail & Hospitality**
- 3. Entertainment**
- 4. Sea World**
- 5. Destination Parkway**
- 6. Universal Boulevard**
- 7. Rosen & Shingle Creek**
- 8. Universal**



Package Sale Ordinance

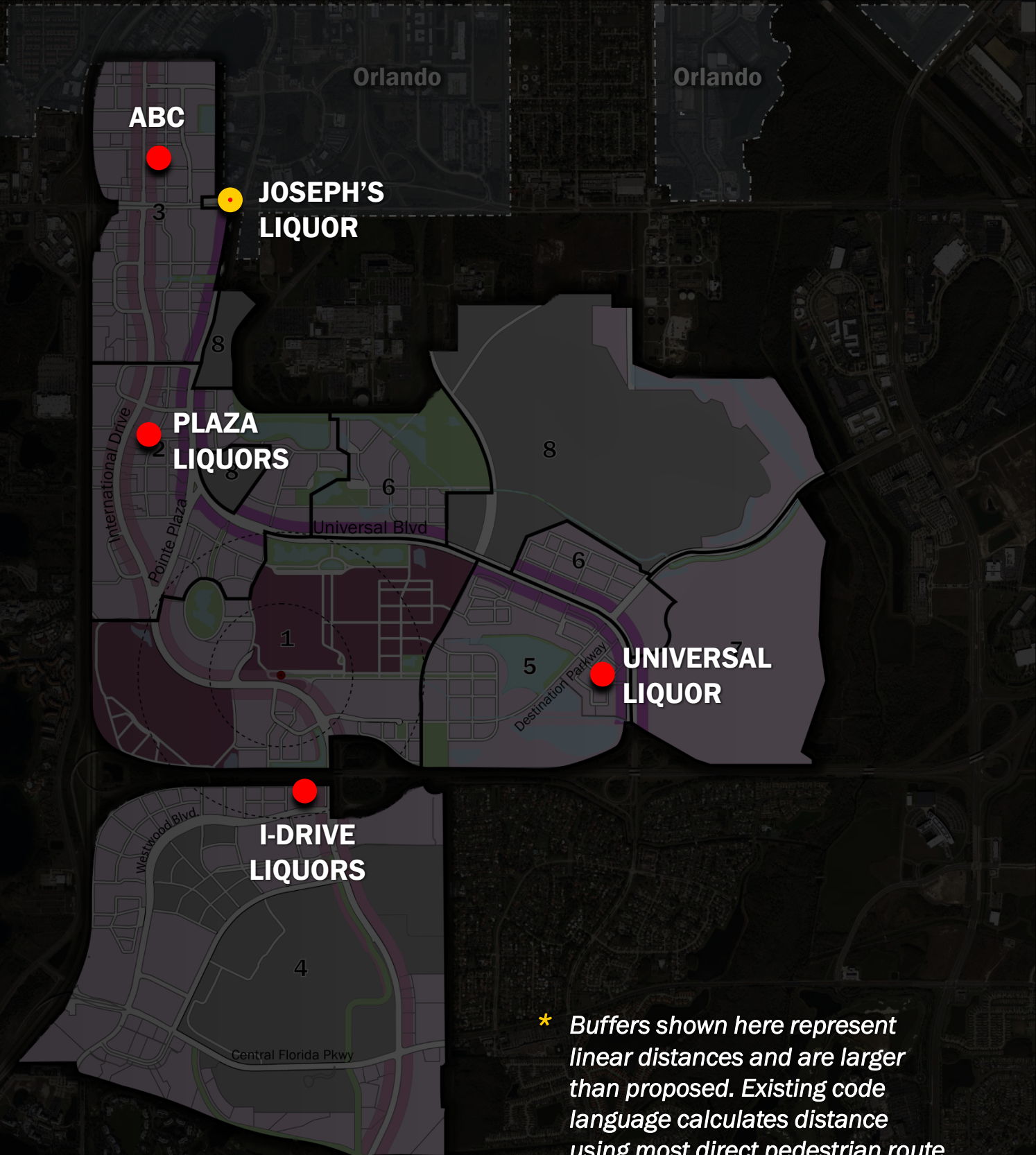
Prohibited Areas for Package Sale

TYPE OF QUOTA LICENSE

- 3PS LICENSES :

Beer, Wine & Liquor, package sales; no consumption on premises

- City of Orlando: Joseph's Liquor



An aerial photograph of a suburban area, showing a mix of residential neighborhoods, commercial centers, and green spaces. The image is darkened to serve as a background for the text.

PACKAGE SALE ORDINANCE

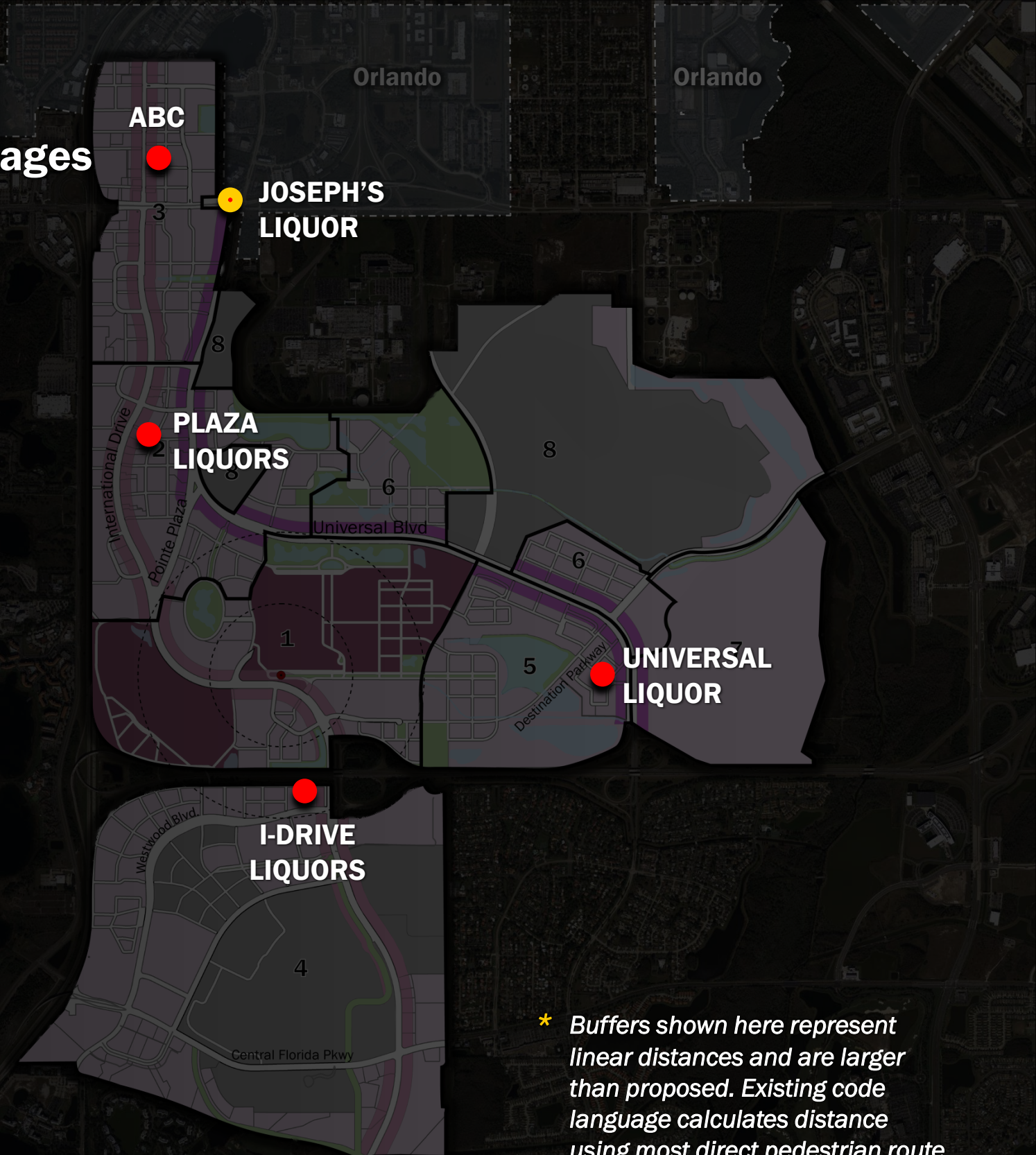
Ordinance – Section 1

Prohibited Areas for Package Sale of Alcoholic Beverages

Sec. 38-1414 (b): *Package Sale Vendor* *Distance Separation Requirements*

Subject to Sec. 38-865.d(10)
i-Drive District Overlay Zone

A Package sale vendor may be permitted to operate its business of package sales at a location no closer than five thousand (5,000) feet of any preexisting package sale vendor's place of business within the unincorporated area of the county, and no closer than seven hundred and fifty (750) feet of any preexisting package sale vendor's place of business within a municipality in the county.



Ordinance – Section 2

Amendments to Uses

Sec. 38-865: *i-Drive District Overlay Zone*

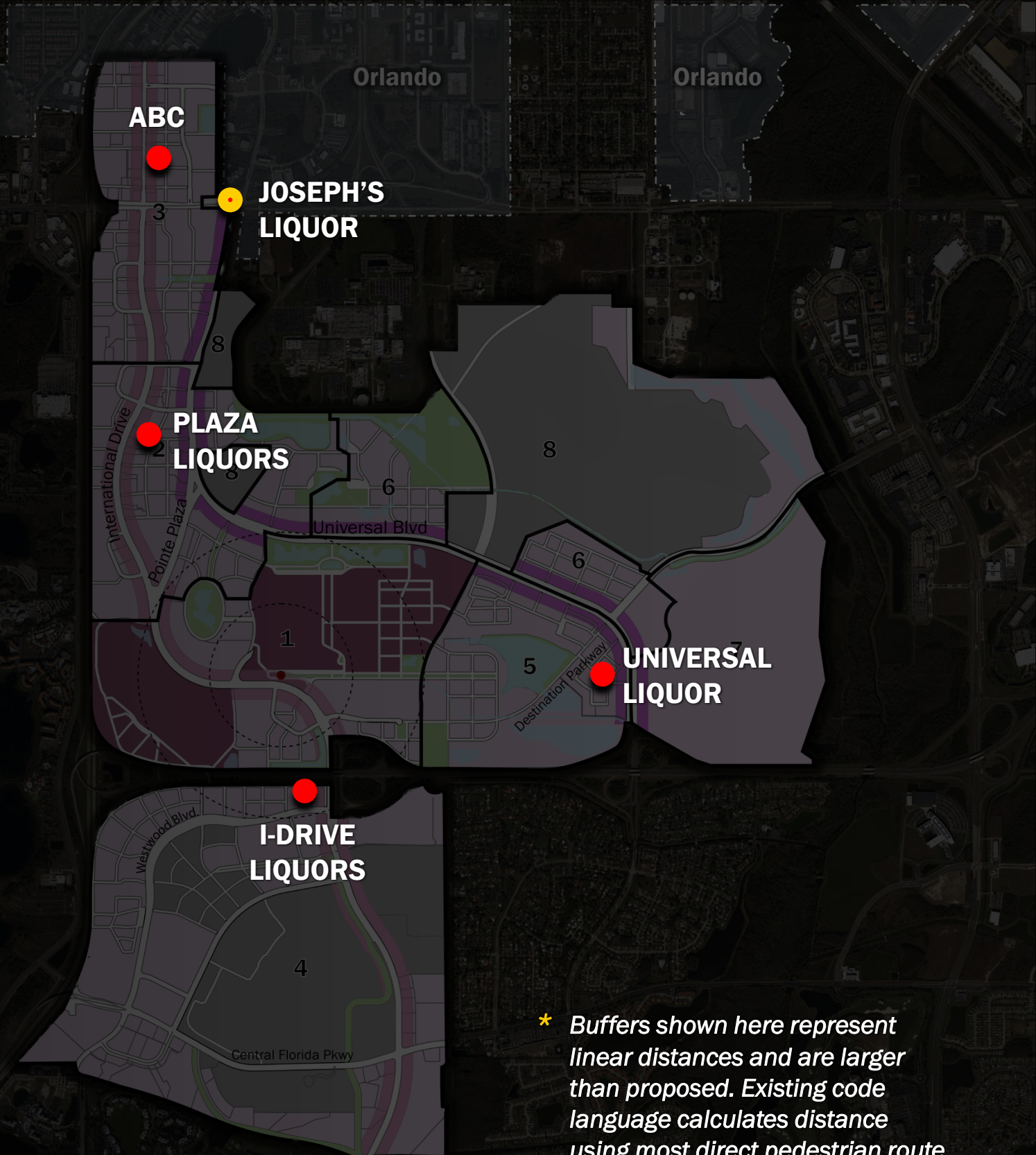
a) Table (27): (Neighborhood Retail Uses) in Subsection “c” (Use Table)

Amended by deleting:

~~“Alcohol Sales (off site consumption)”~~

Replacing it with:

“Package Sale Vendor”



* Buffers shown here represent linear distances and are larger than proposed. Existing code language calculates distance using most direct pedestrian route.

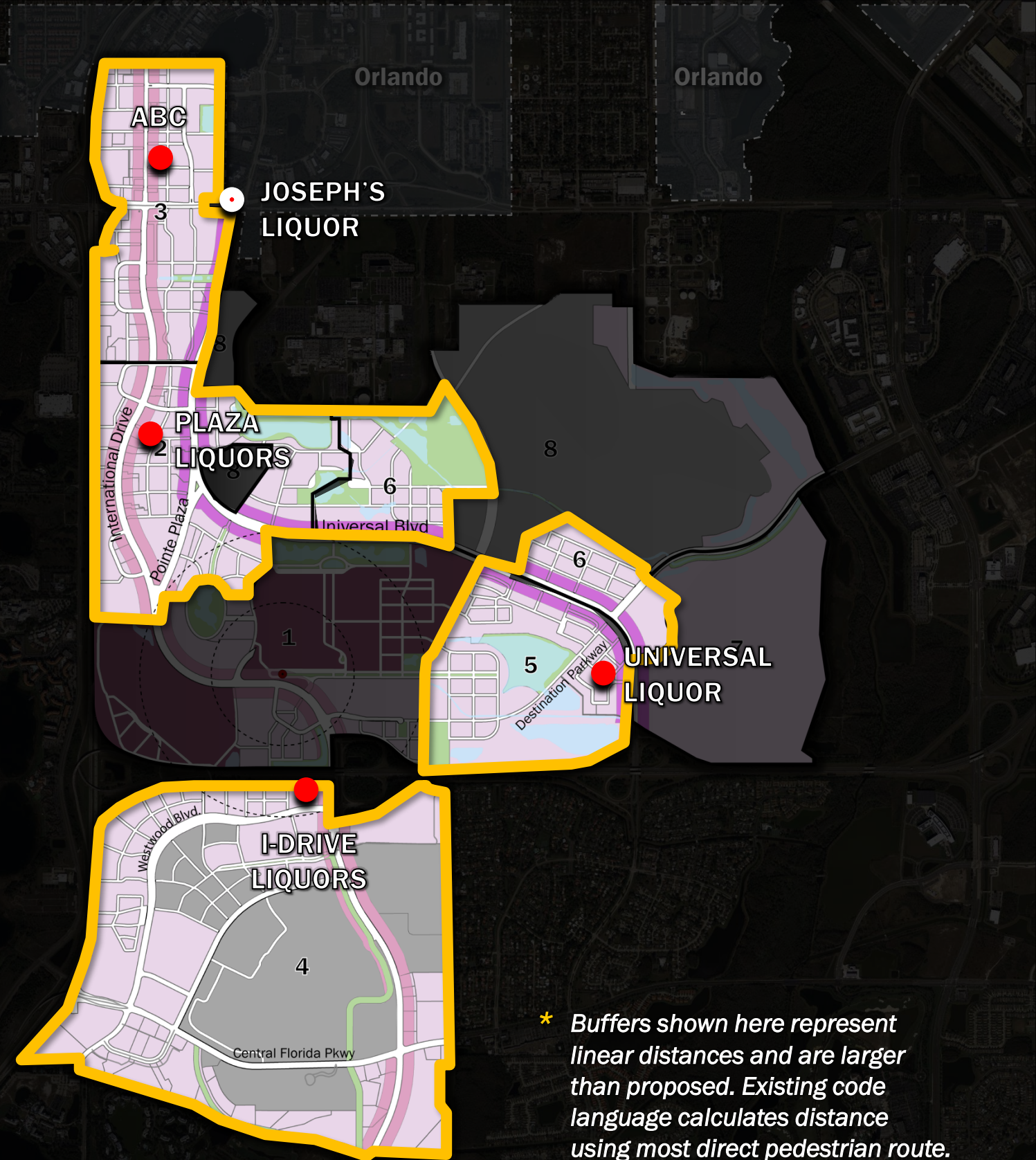
Ordinance – Section 2

Amendments to Uses

Sec. 38-865: *i-Drive District Overlay Zone*

b) Subsection d(10): Package Sale Vendors

No more than **four (4) package sale vendors** may be permitted within the I-Drive District Overlay Zone. **Only one (1) package sale vendors** may be located within **Sub-Districts 2, 3, 4 and 5 or 6** provided that no package sale vendor within a sub-district may be located within three thousand five hundred (3,500) feet of a package sale vendor in another sub-district.



* Buffers shown here represent linear distances and are larger than proposed. Existing code language calculates distance using most direct pedestrian route.

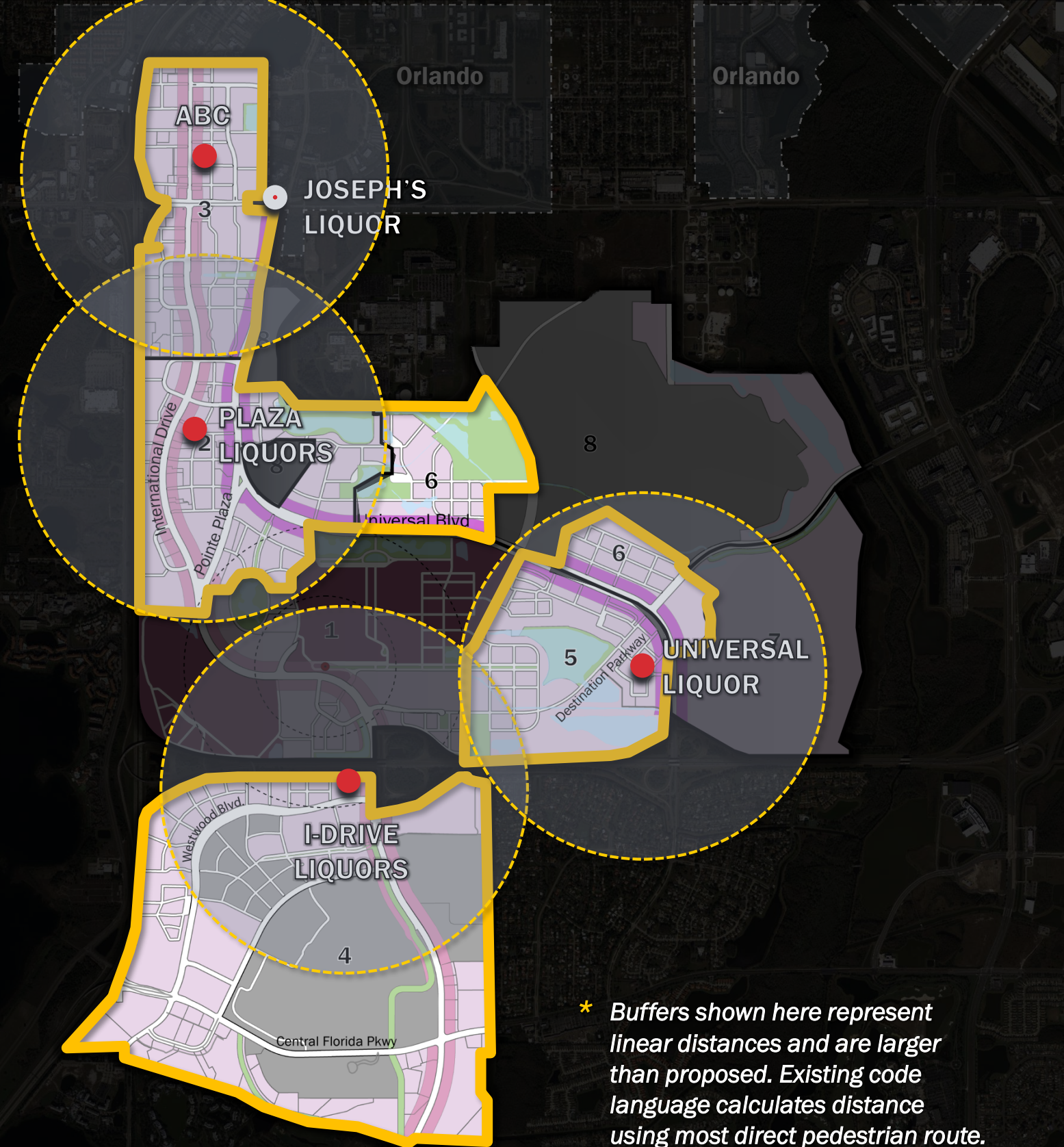
Ordinance – Section 2

Amendments to Uses

Sec. 38-865: *i-Drive District Overlay Zone*

b) Subsection d(10): Package Sale Vendors

No more than **four (4) package sale vendors** may be permitted within the I-Drive District Overlay Zone. **Only one (1) package sale vendors** may be located within **Sub-Districts 2, 3, 4 and 5 or 6** provided that no package sale vendor within a sub-district may be located within three thousand five hundred (3,500) feet of a package sale vendor in another sub-district.



* Buffers shown here represent linear distances and are larger than proposed. Existing code language calculates distance using most direct pedestrian route.

Ordinance – Section 2

Amendments to Uses

Sec. 38-865: *i-Drive District Overlay Zone*

b) Subsection d(10): Package Sale Vendors

The package sale vendor **existing within Sub-District 3** as of the date of this ordinance, may close its location and relocate once to a location **outside of the I-Drive District Overlay Zone** anywhere within unincorporated Orange County that is **no closer than three thousand five hundred (3,500) feet** of any existing package sales vendor in the county.



Ordinance – Sections 3, 4 & 5

Amendments to Definitions

Sec. 38-869: *i-Drive District Overlay Zone*

a) Subsection b: Defined Terms

Amended by defining:
“Package Sale Vendor”

Subsection b(34) to read:
Package Sale Vendor: A Package Sale Vendor means as defined at Section 38-1414(a)

Section 4: Provides for **Severability**

Section 5: Provides for an **Effective Date**



* Buffers shown here represent linear distances and are larger than proposed. Existing code language calculates distance using most direct pedestrian route.

An aerial photograph of a suburban area, showing a mix of residential neighborhoods, commercial centers, and green spaces. The image is dark and serves as a background for the text.

REQUESTED ACTION

Requested Action

Make a finding of Consistency with the Comprehensive Plan approve the ordinance affecting the use of land Orange County, Florida, regarding the Package Sale of Alcoholic Beverages;

Amending Section 38-1414 of the Orange County Code relating to prohibited areas for the Package Sale of Alcoholic Beverages;

Amending Section 38-865 and Section 38-869 of the Orange County Code relating to the Package Sale of Alcoholic Beverages in the I-Drive District Overlay Zone; providing for Severability; and providing an Effective Date of November 5, 2018.