

FILED

ORDINANCE NO.: 97-6

MAY 15 1 07 PM '97

AN ORDINANCE OF HERNANDO COUNTY, FLORIDA, REPEALING IN ITS ENTIRETY SECTION 4-2 OF THE HERNANDO COUNTY CODE OF ORDINANCES; PROVIDING FOR THE HOURS OF SALE SERVICE AND CONSUMPTION OF ALCOHOLIC BEVERAGES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 562.14 of the Florida Statutes provides for time limits on the sale service and consumption of alcoholic beverages in the absence of a County ordinance; and

WHEREAS, the County ordinance in accordance with Florida Statutes regulated the sale of alcoholic beverages but not the sale, consumption, and service thereof; and

WHEREAS, it could be argued that the consumption of alcoholic beverages could continue beyond the scheduled closing times of establishments licensed to serve alcoholic beverages; and

WHEREAS, in order to aid the Sheriff's Office in enforcing the County's ordinance and bring it in compliance with the State statute this ordinance will eliminate any glitches in the County's previous ordinance.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA.

SECTION 1. Section 4-2 is repealed in its entirety and the following language is substituted therefor:

Section 4-2 Hours of Sale

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

SECTION II. SEVERABILITY

It is declared to be the intent of the Board of County Commissioners that if any section, subsection, clause, sentence phrase or provision of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of the remaining portions of this Ordinance.

SECTION III. INCLUSION IN THE CODE

The provisions of this Ordinance shall be included and incorporated in the Code of Ordinances of Hernando County as an addition or amendment thereto and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

SECTION IV. EFFECTIVE DATE

This Ordinance shall become effective upon filing with the Department of State.

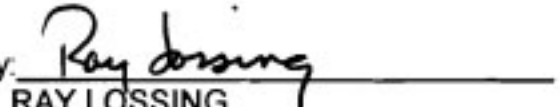
ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS in Regular Session
this 6th day of May, 1997 A.D.

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

Attest:


KAREN NICOLAI
Clerk

By:


RAY LOSSING
Chairman

