

**CITY OF LABELLE
ORDINANCE 2017-21**

ALCOHOLIC BEVERAGE SPECIAL EXCEPTION

AN ORDINANCE OF THE CITY COMMISSION FOR THE CITY OF LABELLE, FLORIDA; AMENDING THE CITY OF LABELLE LAND DEVELOPMENT CODE, PART I, CHAPTER 3, ALCOHOLIC BEVERAGES; SECTION 3-4, CONSUMPTION ON PREMISES, LOCATION RESTRICTED; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of LaBelle, “the City,” is authorized to adopt this Ordinance pursuant to Section 166.041, Florida Statutes; and

WHEREAS, the City Commission of the City of LaBelle is committed to protecting public health, safety and welfare by providing appropriate ordinances and regulations relative to on-premise sale of alcoholic beverages; and

WHEREAS, the City Commission of the City of LaBelle recognizes that the allowance, through special exception, to sell on-premise alcoholic beverages serves a valid public purpose.

NOW, THEREFORE BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA that:

1. After being read by title at two duly advertised public meetings; and, after public hearing held on December 14, 2017, before the City Commission of the City of LaBelle, Ordinance No. 2017-21 is hereby adopted.
2. The City Commission for the City of LaBelle has determined that the proposed amendment set forth in Exhibit “A” hereto should be included and codified in The City of LaBelle Land Development Code.
3. The City Commission of the City of LaBelle, Florida finds it a necessary and valid municipal purpose and necessity to provide for special exception for the allowance of on-premise alcoholic beverages within seven hundred fifty (750) feet of a church or school.
4. The City of LaBelle Land Development Code, Chapter 3, Alcoholic Beverages, Section 3-4, Consumption on Premises, Location Restricted is hereby amended as set forth in Exhibit “A” attached hereto and expressly made a part hereof as though fully set forth herein.
5. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.
6. This Ordinance shall become effective upon adoption.

PASSED AND ADOPTED in open session this 14th day December 2017.

THE CITY OF LABELLE, FLORIDA

By: _____
David A. Lyons, Mayor

Attest:

Thomas A. Smith, Clerk-Commissioner