

ORDINANCE NO. 2019-\_\_\_\_\_

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 110, "ALCOHOLIC BEVERAGES," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 110.01, "HOURS OF SALE," TO CLARIFY ESTABLISHMENTS REGULATED UNDER THE ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

**WHEREAS**, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That Section 110.01, "Hours of Sale," of Chapter 110, "Alcoholic Beverages," of the City of Pompano Beach Code of Ordinances is hereby amended to read as follows:

**§ 110.01 HOURS OF SALE.**

(A) No Alcoholic Beverage Establishment (as defined by Chapter 155, Article 9 of the city Code of Ordinances), or vendor or retail business authorized under the provisions of the state beverage law to sell, offer for sale, deliver, or otherwise distribute alcoholic beverages, for consumption off the premises only, nor any employee thereof, shall sell, offer for sale, deliver, or otherwise distribute any alcoholic beverage on any day between the hours of 2:00 a.m. and 7:00 a.m.

(B) No Alcoholic Beverage Establishment (as defined by Chapter 155, Article 9 of the city Code of Ordinances), or vendor or retail business authorized

under the provisions of the state beverage law to sell, offer for sale, deliver, or otherwise distribute alcoholic beverages for consumption on the premises, nor any employee thereof, shall allow the establishment to be open for business on any day between the hours of 2:00 a.m. and 7:00 a.m., nor allow any customer, patron, or other person, except employees, to remain upon the premises during the aforementioned hours.

...

**SECTION 2.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 3.** This Ordinance shall become effective upon passage.

**PASSED FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

**PASSED SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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**REX HARDIN, MAYOR**

**ATTEST:**

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**ASCELETA HAMMOND, CITY CLERK**

MEB/jrm  
12/11/18  
l:ord/ch110/2019-45