



City of Coral Gables
CITY COMMISSION MEETING
July 7, 2015

ITEM TITLE:

An Ordinance of the City Commission of Coral Gables, Florida, providing for text amendments to the City of Coral Gables Official Code, Chapter 6, "Alcoholic Beverages," Section 6-12, "Retail package store," by amending provisions providing for the hours of operation of retail package liquor stores; and providing for severability, repealer, codification, and an effective date.

DEPARTMENT HEAD RECOMMENDATION:

Approval.

BRIEF HISTORY:

At a recent City Commission meeting, staff was directed to review the code language regarding Sunday sales of alcohol and liquor in response to a request from a business owner that the code be changed. Specifically, staff was to consider the sale of liquor on Sundays. Alcoholic beverages means beverages containing alcohol of more than one –half of one percent by weight; intoxicating liquors mean only those alcoholic beverages containing more than 4.007 percent of alcohol by volume. Currently, the City code makes distinctions between the sale of alcohol and liquor, as follows:

Classification of Vendor	Type of Consumption	Hours of Operation
Retail beverage store (Alcohol only)	On-premise consumption (restaurant with fifty (50) seats or more; no sales from bars).	7 a.m. – midnight Sunday - Friday 7 a.m. Saturday – 1 a.m. Sunday
Retail liquor store (Both alcohol and liquor)	On-premise consumption (restaurant with fifty (50) seats or more; no sales from bars).	9 a.m. – 2 a.m. daily
Retail liquor store (Both alcohol and liquor)	On-premise consumption (restaurant with two hundred (200) seats or more).	9 a.m. – 2 a.m. daily
Retail package beverage store (Alcohol only)	Off-premise consumption	7 a.m. – midnight Monday – Friday; 7 a.m. Saturday – 1 a.m. Sunday 9 a.m. Sunday - midnight
Retail package liquor store (Both alcohol and liquor)	Off-premise consumption	7 a.m. – 8 p.m. weekdays, except on certain holiday, namely Christmas; no sales on Sundays or between the hours of 8:00 p.m. and 7:00 a.m. the following day, on weekends.

A proposed ordinance was presented for first reading on June 16, 2015. The proposal would have allowed sales at Retail package liquor stores during the hours of 7:00 a.m. to 8:00 p.m., seven days a week. The proposal also eliminated the prohibition of sales on holidays. After discussion, the Commission passed a motion to approve a code amendment that allowed for sales between the hours of 7 a.m. and 10 p.m. That change has been incorporated into the ordinance for second reading. The other provisions were unchanged.

During the June 16th meeting, a question was also asked about the required separation of retail package stores from single-family homes. Currently, Coral Gables only requires a separation of five hundred (500) feet between package sales and religious institutions or schools (see Zoning Code Section 5-702). There are no separation requirements from residential areas. If desirable, such a requirement should be added to the Zoning Code for the sake of consistency. It would thus need a public hearing and recommendation by the Planning and Zoning Board before coming back to the City Commission for adoption.

LEGISLATIVE ACTION:

Date:	Resolution/Ordinance No.	Comments
06.16.15	Ordinance Amending Chapter 6, Section 6-12	Approved on First Reading (vote: 5-0) with revision regarding hours.

OTHER ADVISORY BOARD/COMMITTEE RECOMMENDATIONS:

Date	Board/Committee	Comments (if any)

PUBLIC NOTIFICATIONS:

Date	Form of Notification

APPROVED BY:

Department Director	City Attorney	City Manager

Exhibits:

- A. Draft ordinance with underline/strike-through
- B. Draft ordinance in clean version