

ORDINANCE NO.: 96- 9

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE 73-1, 73-4, 73-5, 74-3, 77-6 WHICH ARE THE ORDINANCES ESTABLISHING AND ENACTING A COMPREHENSIVE ZONING CODE FOR ZONING DISTRICTS A, B, C, D, AND E, BEING ALL THE INCORPORATED AREAS OF ST. JOHNS COUNTY, FLORIDA EXCEPTING THEREFROM THE PONTE VEDRA ZONING DISTRICT, STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWN AND AMENDING ST. JOHNS COUNTY ORDINANCE 88-12 WHICH ESTABLISHED COUNTY BEVERAGE ZONES. THIS AMENDMENT AMENDS A SECTION 7-16-13(2)(g) OF THE ZONING CODE WHICH SUBSECTION ESTABLISHES CERTAIN EXCEPTIONS TO THE APPLICABILITY OF THE DISTANCE REQUIREMENTS BETWEEN CERTAIN ALCOHOLIC BEVERAGE VENDORS AND PROVIDES AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of St. Johns County, Florida (the "Board") has previously adopted ordinances dealing with the service and sale of alcoholic beverages in St. Johns County; and

WHEREAS, the Board desires to amend a certain provision of such ordinances as related to the service and sale of alcoholic beverages and restaurants; and

WHEREAS, an immediate effect of this ordinance amendment would be to exempt from the requirement of certain minimum distances between alcoholic beverage service establishments of Ordinances 73-1, 73-4, 73-5, 74-3, 77-6, and 88-12 all cases arising under the provisions of Section 561.20(2) Florida Statutes as currently existing and as it may be amended in the future; and

WHEREAS, additional establishments to be included in such exemption by this ordinance would presently include certain airport facilities, certain hotels, motels and motor courts, transient rental condominiums, bowling establishments, County owned facilities, public fairs or expositions, civic centers, sports arenas, or performing arts centers; all subject to certain criteria stated in Section 561.20(2) F.S., recognizing that in the future the ordinance exemption would be automatically conformed to Section 561.20(2) Florida Statutes, as it may be amended.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA;

SECTION 1. St. Johns County Ordinance No. 73-1, 73-4, 73-5, 74-3, 77-6 and 88-12, which are the ordinances described in the above title, are hereby amended to delete paragraph (2)(g) in Section 7-16-13 of the St. Johns County Zoning Code and to substitute in its place paragraph (2)(g) as stated as follows:

(2)(g) This subsection (2) of section 7-16-13 shall not apply to cases arising under the provisions of Section 561.20(2) Florida Statutes, 1993, as amended from time to time.

SECTION 2. This Ordinance shall take effect immediately upon receipt of official acknowledgment by the Office of the Department of State to the Clerk of the board of County Commissioners of St. Johns County, Florida, that same has been filed.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, State of Florida, this 23 day of January, 1996.

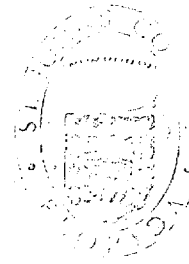
BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Donald Jordan
Its Chair, Donald Jordan

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl Bud Markel
Clerk

Effective Date February 5, 1996



Ord. 96-9
COPY OF ADVERTISEMENT

The St. Augustine Record

PUBLISHED EVERY AFTERNOON MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared _____

Julia Meeks who on oath says that she is
Accounting Clerk of the St. Augustine Record, a

daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement, being a _____

Display Ad

in the matter of Notice of Public Hearing

in the _____ Court, was published in said newspaper in the

issues of Jan. 2, 1996

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 2nd day of Jan, 1996,

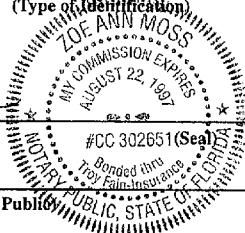
by Julia Meeks who is personally

known to me or who has produced _____ personally known as

identification.

Zoe Ann Moss
(Signature of Notary Public)

Zoe Ann Moss
(Print, Type or Stamp Commissioned Name of Notary Public)



NOTICE OF PUBLIC HEARING OF THE
ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS
ON CHANGE OF PERMITTED, PROHIBITED, OR
CONDITIONAL USES OF LAND

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, proposes to adopt or change by ordinance a regulation affecting the use of land for the unincorporated areas of St. Johns County, Florida, being the areas of land show on the map in this advertisement. The title of this ordinance is:

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE 73-1, 73-4, 73-5, 74-3, 77-6 WHICH ARE THE ORDINANCES ESTABLISHING AND ENACTING A COMPREHENSIVE ZONING CODE FOR ZONING DISTRICTS A, B,C,D, AND E, BEING ALL THE INCORPORATED AREAS OF ST. JOHNS COUNTY, FLORIDA EXCEPTING THEREFROM THE PONTE VEDRA ZONING DISTRICT, STATE AND NATIONAL PARKS AND ALL INCORPORATED CITIES AND TOWN AND AMENDING ST. JOHNS COUNTY ORDINANCE 88-12 WHICH ESTABLISHED COUNTY BEVERAGE ZONES. THIS AMENDMENT AMENDS A SECTION 7-16-13(2)(g) OF THE ZONING CODE WHICH SUBSECTION ESTABLISHES CERTAIN EXCEPTIONS TO THE APPLICABILITY OF THE DISTANCE REQUIREMENTS BETWEEN CERTAIN ALCOHOLIC BEVERAGE VENDORS AND PROVIDES AN EFFECTIVE DATE.

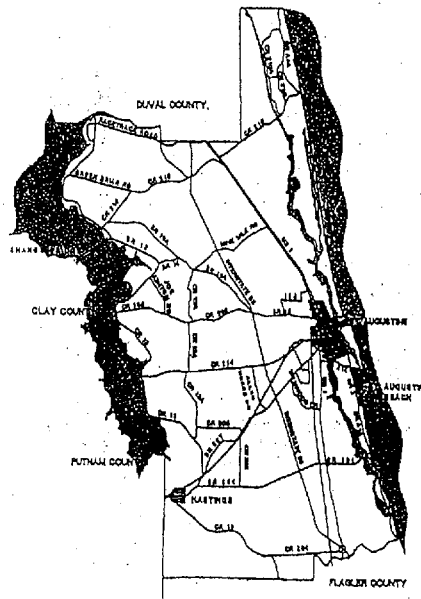
Public hearings on the proposed ordinance affecting the use of land will be held at regular meetings on Tuesday, the 9th day of January, 1996 at 5:30 p.m. and Tuesday, the 23rd day of January, 1996 at 5:30 p.m. Both hearings will be held in the St. Johns County Auditorium, County Administration Building, 4020 Lewis Speedway (CR16-A and U.S. #1 North) St. Augustine, Florida, 32095. At the hearings, the St. Johns County Board of County Commissioners will hear comments from the public and at the January 23, 1996 hearing, will consider and may take action on the above described ordinance.

The proposed Ordinance is on file in the office of the Clerk of the Board of County Commissioners, St. Johns County Administration Complex, 4020 Lewis Speedway (CR16-A and U.S. 1 North), St. Augustine, Florida, and may be examined by parties interested prior to said public hearings.

All parties having any interest in said Ordinance will be afforded an opportunity to be heard at the public hearings.

If any person decides to appeal any decision made with respect to any matter considered at these hearings, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in these proceedings should contact the ADA Coordinator, at (904) 823-2501 or at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095. For hearing impaired individuals: Telecommunications Device for the Deaf (TDD): 823-2501 or Florida Relay Service: 1-800-955-8770 no later than 5 days prior to the dates of these hearings.



BOARD OF COUNTY COMMISSIONERS
 OF ST. JOHNS COUNTY, FLORIDA
 CARL "BUD" MARKEL, ITS CLERK

By: Yvonne Carter
 Yvonne Carter, Deputy Clerk

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Sworn to and subscribed before me this 22nd day of Jan., 1996,

by Julia Meeks _____ who is personally

known to me or who has produced personally known as
(Type of Identification)

identification.

Zoe Ann Moss _____
(Signature of Notary Public)

Zoe Ann Moss
(Print, Type or Stamp Commissioned Name of Notary Public)



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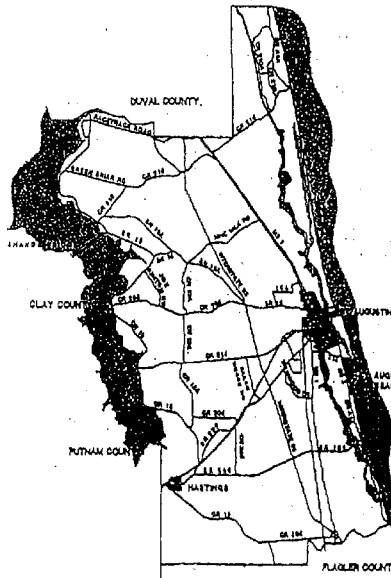
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By: Yvonne Carter
Yvonne Carter, Deputy

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