

**ORDINANCE NUMBER 2014-01**

**AN ORDINANCE OF THE TOWN OF GREENWOOD, FLORIDA, AMENDING ORDINANCE 101 (1967) TO REDUCE THE ALLOWABLE DISTANCE BETWEEN AN ALCOHOLIC BEVERAGE VENDOR AND AN ESTABLISHED CHURCH OR SCHOOL IN LIGHT OF THE SMALL GEOGRAPHIC AREA OF THE TOWN OF GREENWOOD, REPEALING INCONSISTENT PRIOR ORDINANCE PROVISIONS, AND PROVIDING AN EFFECTIVE DATE**

WHEREAS, the Town Council has taken note that, given the small geographic size of the town, the existing downtown commercial area is within 1000 feet of the town's long established churches; and

WHEREAS, the local grocery store located in the commercial area is a great convenience to the residents of the Town of Greenwood and sale of beer at the store is necessary for the financial feasibility of maintaining the business.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF GREENWOOD, FLORIDA AS FOLLOWS:

Section 1. **Ordinance Language to Be Amended.** Section 1 of Ordinance 101, prior to this amendment stated as follows:

“That no retail alcoholic beverage vendors as defined in Chapter 561.44, Florida Statutes, shall be permitted to conduct a place of business and no license shall be granted to any such licensee to conduct a place of business in a location that is less than 1000 feet from an established church or school (which distance shall be measured by following the shortest route of ordinary pedestrian travel along the public thoroughfare from the main entrance of said place of business to the main entrance of the church and, in the case of a school, to the nearest point of the school grounds in use as part of the school facilities) within the Town of Greenwood, Florida.”

Section 2. **Amendment.** Section 1 of Ordinance 101 is hereby amended to read:

No retail alcoholic beverage vendors as defined in Chapter 561, Florida Statutes, or its successor, shall be permitted to conduct a place of business and no license shall be granted to any such licensee to conduct a place of business in a location that is less than 300 feet from an established church or school (which distance shall be measured by following the shortest route of ordinary pedestrian travel along the public thoroughfare from the main entrance of said place of business to the main entrance of the church and, in the case of a school, to the nearest point of the school grounds in use as part of the school facilities) within the Town of Greenwood, Florida.

Section 3. **Grandfather Clause.** Any business in existence and lawfully operating at a location prior to the establishment of a new church or school within 300 feet of that business, or the relocation of an existing church or school to within 300 feet of that business, shall be exempt from this ordinance.

Section 4. **Repeal of Prior Inconsistent Ordinance Provisions.** All prior ordinance provisions inconsistent with this ordinance are hereby repealed.

Section 5. **Severability.** If any word, phrase, sentence, part, section, subsection, or other portion of this law or any application thereof to any person or circumstance is declared void, unconstitutional or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the proscribed application thereof, shall be severable, and the remaining provisions of this Law, and all applications thereof, not having been declared void, unconstitutional, or invalid,

shall remain in full force and effect.

Section 6. **Effective Date.** This Ordinance is effective immediately upon final passage by the Town Council.

Proposed ordinance presented to the Town Council of the Town of Greenwood, Florida, and read in full, and discussed with an opportunity for interested persons to be heard at the September 9, 2014, regular meeting.

Proposed ordinance noticed once in a newspaper of general circulation in the Town of Greenwood, Florida, at least ten days prior to its adoption.

Proposed ordinance read by title before the Town Council of the Town of Greenwood, Florida, at the October 14, 2014, meeting, interested parties appearing before the Town Council being heard, and proposed ordinance passed by at least two affirmative votes of members of the Town Council of the Town of Greenwood, Florida, at said meeting.

Adopted at a duly advertised public hearing at which a quorum was present and a majority voted in favor, this 14 day of October, 2014.

**ATTEST:**



CINDY CROXTON, Town Clerk

TOWN COUNCIL OF THE  
TOWN OF GREENWOOD, FLORIDA



CHARLES SANDERS, Mayor