

ORDINANCE AMENDING COLLIER COUNTY ORDINANCE 82-2,  
THE COMPREHENSIVE ZONING REGULATIONS FOR THE UNINCOR-  
PORATED AREA OF COLLIER COUNTY BY AMENDING SECTION 8.11  
(LOCATIONAL RESTRICTIONS FOR USE INVOLVING INTOXICATING  
BEVLAGES) TO PROVIDE FOR EXPIRATION OF ZONING APPROVAL  
WHERE OPERATIONS OF THE ALCOHOLIC BEVERAGE ESTABLISHMENT  
DO NOT COMMENCE WITHIN PRESCRIBED PERIODS; PROVIDING AN  
EFFECTIVE DATE.

NOW, THEREFORE BE IT ORDAINED by the Board of County Commissioners  
of Collier County, Florida

SECTION ONE:

Section 8.11 of The Zoning Ordinance of Collier County, Ordinance 82-2,  
is hereby amended by adding a new Paragraph b to read as follows:

\*\*\*\*\*

b. Expiration of Zoning Approval

The Zoning Director's approval of a location for the sale of  
alcoholic beverages for consumption on premises, granted pursuant  
to Section 8.11 of this Ordinance, shall expire after the below  
prescribed periods of time and shall thereafter become null  
and void:

(1) In the case of an existing structure, zoning approval shall  
expire six (6) months from the date of approval unless,  
within that period of time, operation of the alcoholic  
beverage establishment has commenced. For purposes of this  
section, operation shall be defined as the sale of alcoholic  
beverages in the normal course of business.

In the case of a new structure, zoning approval shall expire  
one (1) year from the date of approval unless, within that period  
of time, operation of the alcoholic beverage establishment  
has commenced. However, if substantial construction is  
completed, the Zoning Director may grant one (1) extension up  
to six (6) months.

c. The following uses shall be exempted from the distance  
limitations of Paragraph 13.a.(2) of this Subsection  
but shall comply with all other requirements of this  
Subsection.

- 1) Any restaurant deriving at least fifty-one (51%) of its gross revenue from the sale of food and non-alcoholic beverages.
- 2) Any motel and/or hotel with one hundred (100) or more guest rooms.
- 3) Any private club, golf club, country club, civic or fraternal club may serve alcoholic beverages for consumption on premises when such service is incidental to the main use and for the exclusive use of the members, tenants, and/or guests of the facility.

FILED  
JAN 13 3 54 PM '84

ev d. Any owner or operator of an establishment approved under this Subsection to sell any alcoholic beverages for consumption on premises shall upon written demand of the Zoning Director, make or cause to be made under oath a statement itemizing what percentage of his gross receipts are from the sale of alcoholic beverages.

\*\*\*\*\*

SECTION TWO:

This Ordinance shall become effective upon notice that it has been filed with the Office of the Secretary of State.

DATE: January 10, 1984

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

ATTEST:  
WILLIAM J. REAGAN, CLERK

BY David C. Brown  
DAVID C. BROWN, CHAIRMAN

By Virginia Maggi  
a.c.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Kenneth C. Cuyler  
FOR BURT SAUNDERS, COUNTY ATTORNEY

Words UNDERLINED ARE ADDITIONS; WORDS STRUCK-THROUGH ARE DELETIONS.

Intoxicating Beverages Ord  
STATE OF FLORIDA )  
COUNTY OF COLLIER )

I, WILLIAM J. REAGAN, Clerk of Courts in and for the Twentieth Judicial Circuit, Collier County, Florida, do hereby certify that the foregoing is a true original of:

ORDINANCE NO. 84-2

which was adopted by the Board of County Commissioners during Regular Session on the 10th day of January, 1984.

WITNESS my hand and the official seal of the Board of County Commissioners of Collier County, Florida, this 11th day of January, 1984.

WILLIAM J. REAGAN  
Clerk of Courts and Clerk  
Ex officio to Board of  
County Commissioners

By Virginia Maggi  
Virginia Maggi  
Deputy Clerk

This ordinance filed with the Secretary of State's Office the 16th day of January, 1984 and acknowledgement of that filing received this 19th day of January, 1984.

BY: Louis Chessa, Deputy Clerk