



City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	August 1, 2018		Item Type: <small>(Enter X in box)</small>	Resolution X	Ordinance	Other CONSENT	
Fiscal Impact: <small>(Enter X in box)</small>	Yes	No	Ordinance Reading: <small>(Enter X in box)</small>	1st Reading		2nd Reading	
	X			Public Hearing: <small>(Enter X in box)</small>	Yes	No	Yes
Funding Source:	N/A		Advertising Requirement: <small>(Enter X in box)</small>		Yes		No
Account Balance:	N/A			Quasi Judicial: <small>(Enter X in box)</small>	Yes		No
Project Number :	N/A		RFP/RFQ/Bid Number:		N/A		
Contract/P.O. Required: <small>(Enter X in box)</small>	Yes	No	Strategic Plan Priority Area: <small>(Enter X in box)</small> Safety <input checked="" type="checkbox"/> Quality <input checked="" type="checkbox"/> Vibrant Appeal <input type="checkbox"/>				
		X					
PSponsor Name:			Department:				

Short Title:

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE RENEWAL OF 4:00 A.M. AND 6:00 A.M. NIGHTCLUB LICENSES FOR BUSINESSES LISTED IN EXHIBIT 1A FOR FISCAL YEAR 2018-2019; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Staff Summary:

Background:

Pursuant to Section 5-9 of the City's Code of Ordinances, annual nightclub licenses will be considered at the first City Commission meeting in August of each year. Such approval may be made by Resolution (Exhibit 1)

All relevant code sections referenced in this agenda cover memo are attached. (Exhibit 2).

On August 2, 2017, the City Commission considered renewal of Nightclub Licenses for FY 17-18 for eleven (11) establishments, namely Adena Grill/Frankey's; Chapultepec Mexican Bar & Restaurant; Fate; Tatiana Restaurant & Nightclub; Flanigan's Seafood Bar & Grill; Martini Bar; Orchid Concessions, Inc. (Gulfstream Park); Hollywood Concessions, Inc. (Mardi Gras); Ocean's 11 Lounge South; The Cheetah and Upper Deck. There were no objections regarding the renewals for the eleven (11) nightclubs as the deficiencies reported were not significant so as to preclude the renewal of the licenses.

For FY 18-19, nine (9) establishments are being considered for annual Nightclub License renewal (Exhibit 3).

Current Situation:

Licenses to sell alcoholic beverages are issued by the State; however, hours of sale are controlled by the City. Section 5-4(a) of the Hallandale Beach Code of Ordinances which specifies establishments shall not sell alcoholic beverages between the hours of 2:00 a.m. and 7:00 a.m. on weekdays and Saturdays, or between 2:00 a.m. and 1:00 p.m. on Sundays, unless a nightclub license and/or a special permit has been issued by the City.

The criteria for issuance and renewal of nightclub licenses (Section 5-9 of the Code of Ordinances) include, but are not limited to, the amount of off-street parking available, the amount and degree of law enforcement activity generated by the extra hours of operation, and any adverse effects the operation may have on neighboring properties.

Listed below are the results from inspections conducted by the Police Department, Fire Department and Development Services Department (Building, Code and Planning & Zoning Divisions) for the nine (9) establishments seeking renewal of their nightclub licenses.

Various City departments have provided detailed reports: Police (Exhibits 4 & 5); Fire (Exhibit 6); Code Compliance (Exhibit 7); Building (Exhibit 8); and Planning and Zoning (Exhibit 9). It should be noted that the deficiencies were not significant so as to preclude the renewal of the nightclub licenses. Staff has noted these deficiencies as conditions of approval and will ensure they are brought to compliance prior to October 1, 2018.

Inspection results for all nine (9) establishments are compiled in Exhibit 10.

Why Action is Necessary:

Section 5-9(d) of the City of Hallandale Beach Code of Ordinances states all nightclub licenses expire at 11:59 p.m. on September 30 of each year and that City Commission will consider renewal of these licenses at the first regular meeting in August.

Such renewal may be made by resolution. Pursuant to Section 5.01 of the City Charter, the approval of a resolution can only be made by the City Commission.

The proposed action will authorize the annual renewal of 4:00 a.m. and 6:00 a.m. Nightclub Licenses for FY18-19.

Fiscal Impact and Conditions of Approval for the nine (9) establishments are listed in Exhibit 1A.

Proposed Action:

Staff recommends renewal of the Nightclub Licenses for two (2) establishments. Three (3) establishments have building and electrical violations, namely, Chapultepec Mexican Bar & Restaurant, Gulfstream Park Food & Beverage (Orchid Concessions) and Upper Deck. One (1) establishment has fire, electrical and building violations, namely Tatiana Restaurant. Three (3) establishments have electrical violations only, namely Flanigan's Seafood Bar and Grill, The Cheetah and the Big Easy Casino.

Renewals for the remaining seven (7) establishments with fire, electrical and building violations should be contingent upon correction of those violations by August 31, 2018.

Attachment(s):

- Exhibit 1 - Resolution
- Exhibit 1A - Fiscal Impact and Conditions of Approval
- Exhibit 2 - Section 5-4 and 5-9 of Hallandale Beach Code of Ordinances
- Exhibit 3 - List of Nightclubs
- Exhibit 4 - Police Department Memorandum - Comparison of calls for Service
- Exhibit 5 - Police Department calls for service and reported incidents
- Exhibit 6 - Fire Department Memorandum
- Exhibit 7 - Code Compliance Memorandum
- Exhibit 8 - Building Division – Nightclub Inspections report
- Exhibit 9 - Planning & Zoning Division Comments
- Exhibit 10 - Inspection Results for Nightclub Renewals

Concurred with: 

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