



City of Hallandale Beach City Commission Agenda Cover Memo

Hallandale Beach
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Meeting Date:	April 18, 2018		Item Type: <i>(Enter X in box)</i>	Resolution	Ordinance	Other	
Fiscal Impact: <i>(Enter X in box)</i>	Yes	No	Ordinance Reading: <i>(Enter X in box)</i>	1st Reading		2nd Reading	
		X	Public Hearing: <i>(Enter X in box)</i>	Yes	No	Yes	No
Funding Source:	N/A		Advertising Requirement: <i>(Enter X in box)</i>	Yes		No	
Account Balance:	N/A		Quasi-Judicial: <i>(Enter X in box)</i>	Yes		No	
Project Number :	LDC-18-00909		RFP/RFQ/Bid Number:				
Contract/P.O. Required: <i>(Enter X in box)</i>	Yes	No	Strategic Plan Priority Area: <i>(Enter X in box)</i>				
			Safety <input type="checkbox"/> Quality <input checked="" type="checkbox"/> Vibrant Appeal <input type="checkbox"/>				
Sponsor Name:	Roger Carlton, City Manager		Department:	Keven Klopp, Development Services Director			

Short Title:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING CHAPTER 5 “ALCOHOLIC BEVERAGES”, SPECIFICALLY AMENDING SECTION 5-9. “NIGHTCLUB LICENSES; ISSUANCE AND RENEWAL”; PROVIDING FOR A PROCESS FOR TRANSFERS OF NIGHTCLUB LICENSES IN THE CITY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Summary:

Background:

The City's Code of Ordinances does not specifically provide a process for the transfer of a nightclub license. Development Services historically considered such a request as a new nightclub license application, where such application is brought to the Planning and Zoning Board for recommendation to the City Commission. Staff recognizes the need to update the City's Code to clarify the required process for the transfer of nightclub licenses.

Current Situation:

The Code of Ordinances (Section 5-9) provides a process for the issuance and renewal of nightclub licenses. New nightclub license applications are presented to the Planning and Zoning Board. The Board reviews such matters as parking, lighting, noise, and neighborhood compatibility and then makes recommendations to the City Commission on the granting, granting with conditions, or denying of the new nightclub license. The City Commission then reviews these applications and takes final action on the issuance, denial or renewal of nightclub licenses.

All nightclub licenses expire at 11:59 p.m. on September 30 of each year unless previously renewed by the City Commission. If, prior to renewal time, it is determined that a licensee has either violated a condition of renewal or is operating in a manner harmful to the public health, safety or welfare, the City Manager may place on the City Commission agenda the matter of revoking the nightclub license.

The Code currently allows nightclub licenses to be transferred within ten days, but does not provide specific conditions for the review of the transfer. In contrast, other sections of the City Code speak directly to transfers and assignments. For example, Section 7-57 states "an adult entertainment business license issued under the provisions of this division may not be assigned or transferred without the consent of the city commission." Since the Code is silent on the process for the transfer of nightclub licenses, staff proposes the following language to be consistent with the adult entertainment transfer requirement:

Section 5-9. Nightclub licenses; issuance and renewal.

(g) A nightclub business license issued under the provisions of this Code Section may not be assigned or transferred without the consent of the City Commission.

Fiscal Impact:

The proposed ordinance will have no fiscal impact.

Why Action is Necessary:

Pursuant to Article V, Division I, Section 5.01 of The City of Hallandale Beach City Charter, a City Ordinance is to be adopted to amend an existing Ordinance.

Proposed Action:

Staff recommends the City Commission approve the proposed Ordinance and schedule second reading for May 16, 2018.

Attachment(s):

Exhibit 1 – Proposed Ordinance

Prepared by:



Vanessa Leroy, Associate Planner

Department Head Review:



Keven Klopp, Development Services Director