



## City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	Item Type:		1 <sup>st</sup> Reading	2 <sup>nd</sup> Reading
<b>9/1/2021</b>	<input checked="" type="checkbox"/> <b>Resolution</b> <input type="checkbox"/> <b>Ordinance</b> <input type="checkbox"/> <b>Other</b>	Ordinance Reading	<b>N/A</b>	<b>N/A</b>
		Public Hearing	<input type="checkbox"/>	<input type="checkbox"/>
		Advertising Required	<input type="checkbox"/>	<input type="checkbox"/>
		Quasi Judicial:	<input type="checkbox"/>	<input type="checkbox"/>
File No.:				
<b>21-166</b>				
Fiscal Impact (\$):	Account Balance (\$):	Funding Source:	Project Number :	
<b>\$71,479</b>	<b>\$55,422</b>	<b>5020-349400</b>	<b>N/A</b>	
Contract/P.O. Required	RFP/RFQ/Bid Number:	Sponsor Name:	Department:	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>N/A</b>	<b>Vanessa Leroy, Director</b>	<b>Development Services</b>	
Strategic Plan Focus Areas:				
<input type="checkbox"/> Finance & Budget		<input checked="" type="checkbox"/> Organizational Capacity	<input type="checkbox"/> Infrastructure/Projects	
Implementation Timeline:				
Estimated Start Date: 9/1/2021    Estimated End Date: 9/1/2021				

**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 2021-2022; PROVIDING FOR CONFLICT, PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**STAFF SUMMARY:**

**Summary:**

The City Commission considers the renewal of all Hallandale Beach nightclub licenses which expire at 11:59 p.m. on September 30 of each year. The current Resolution, authorizes the renewal of nightclub licenses for the attached list of nightclubs in Hallandale Beach.

**Background**

Pursuant to Section 5-9 of the City's Code of Ordinances, annual nightclub licenses will be considered by the City Commission. 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 5, 2020, the City Commission considered renewal of Nightclub Licenses for FY 20-21 for Eight (8) establishments, namely Chapultepec Mexican Bar & Restaurant; Fate; Tatiana Restaurant & Nightclub; Flanigan's Seafood Bar & Grill; Orchid Concessions, Inc. (Gulfstream Park); 831 Federal Highway Acquisition LLC (The Big Easy Casino); Ocean's 11 Lounge South; and The Cheetah. There were no objections regarding the renewals for the Eight (8) nightclubs as the deficiencies reported were not significant so as to preclude the renewal of the licenses.

For FY 21-22 eight (8) 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 Rescue at Broward Sheriff's Office and Development Services Department (Building, Code and Planning & Zoning Divisions) for the eight (8) 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, 2021. Inspection results for all eight (8) 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 the City Commission is required to consider renewal of these licenses.

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 also authorize the annual renewal of two types of Nightclub Licenses known as the "4:00 a.m. Nightclub Licenses" and "6:00 a.m. Nightclub Licenses." These establishments must close at the specified hours of approval.

**Cost Benefit:**

Approval of the renewal of the nightclubs for FY 21-22 would generate approximately \$71,479 in revenues.

**PROPOSED ACTION:**

Staff recommends the City Commission adopt the proposed Resolution which authorizes the renewal of the eight (8) nightclubs and allows for correction of fire and life safety code violations for Ocean's 11 Lounge South, Tatiana Restaurant and Nightclub and The Cheetah, and correction of structural violation for Fate prior to October 1, 2021.

**ATTACHMENT(S):**

- Exhibit 1 – Proposed 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

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