

By Senator Kurth

15-1733-98

See HB 3769

1                           A bill to be entitled  
2           An act relating to Barefoot Bay Recreation  
3           District, Brevard County; providing for the  
4           issuance of a special alcoholic beverage  
5           license to a mobile home park recreation  
6           district operating within Brevard County;  
7           providing restrictions; providing an effective  
8           date.

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10   Be It Enacted by the Legislature of the State of Florida:

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12           Section 1. The Division of Alcoholic Beverages and  
13 Tobacco of the Department of Business and Professional  
14 Regulation may issue a special alcoholic beverage license for  
15 a mobile home park recreation district operating, within  
16 Brevard County, a recreational facilities complex, permitting  
17 the sale of alcoholic beverages for consumption on premises  
18 only. The complex must be managed, controlled, and operated,  
19 including the use of areas or facilities, pursuant to the  
20 authorization of a mobile home park recreation district, by an  
21 entity located within the following boundaries of the Barefoot  
22 Bay Recreation District, Brevard County, or any portion  
23 thereof:

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25           That part of Section 10, Township 30 South,  
26 Range 38 East, Brevard County Florida, more  
27 particularly described as Tract C, Barefoot Bay  
28 Unit 2, Part 11, according to the Plat thereof  
29 as recorded in Plat Book 22, Pages 116-120, of  
30 the Public Records of Brevard County, Florida.

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1 These boundaries encompass a contiguous area separated only by  
2 deeded or dedicated rights-of-way.

3       Section 2. For purposes of this act, the term "mobile  
4 home park recreation district" means an entity created in  
5 accordance with ss. 418.30-418.309, Florida Statutes,  
6 operating a recreational facilities complex, which may include  
7 one or more restaurants, bars, clubhouses, recreation centers,  
8 banquet facilities, special activity tents or similar  
9 structures or meeting areas, or any combination thereof,  
10 consisting of any real estate development located within the  
11 property described in section 1, and located within an area  
12 where a restaurant or lounge is permitted use as defined by  
13 the Brevard County ordinances and conforming to the following  
14 criteria:

15       (1) The mobile home park recreation district shall  
16 have no fewer than 3,000 residential lots subject to its  
17 recreation district assessments.

18       (2) The complex must provide meeting facilities for at  
19 least 200 persons; must contain a restaurant or lounge; and  
20 must contain kitchen/eating facilities equipped to serve 200  
21 persons full-course meals at one time.

22       Section 3. The license authorized by this act does not  
23 entitle the licensee to maintain or construct any structure on  
24 the premises which is prohibited by the ordinances or  
25 regulations of Brevard County. This license does not exempt  
26 the licensee from complying with the ordinances of Brevard  
27 County which have not been preempted by general law. All other  
28 provisions of the alcoholic beverage laws of this state not  
29 inconsistent with this act shall apply to this license. Any  
30 license issued pursuant to this act shall be surrendered if

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1 the mobile home park recreation district owning the property  
2 described in section 1 is dissolved or ceases to exist.

3           Section 4. This act shall take effect upon becoming a  
4 law.

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