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CS/HB 1351

2019 Legislature

1
2 An act relating to the City of St. Cloud, Osceola
3 County; creating a special zone; providing boundaries;
4 providing an exception to general law; providing
5 space, seating, and minimum gross revenue requirements
6 for special alcoholic beverage licenses for
7 restaurants within boundaries; providing an effective
8 date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. There is created a special zone in the City of
13 St. Cloud to be known as the "Downtown Restaurant Area," more
14 particularly described as follows:

15
16 All of Blocks 161, 162, 163, 186, 187, 188, 219, 220,
17 and 221; and the East half of Blocks 160, 189, and
18 218; and the West half of Blocks 164, 185 and 222, The
19 Seminole Land & Investments Co's (Incorporated) Map of
20 Town of St. Cloud, according to the Official Plat
21 thereof as recorded in Plat Book B, Pages 33-34, of
22 the Public Records of Osceola County, Florida.

23
24 And:
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26 All, or any portion thereof, of Blocks 128, 129, 130,
 27 and the East half of Block 131, Seminole Land &
 28 Investment Co's (Incorporated) New Subdivision of
 29 Blocks 124 to 137 Inclusive Town of St. Cloud,
 30 according to the Official Plat thereof as recorded in
 31 Plat Book B, Page 53, of the Public Records of Osceola
 32 County, Florida.

33
 34 And:

35
 36 Portions of 9th Street, 10th Street, 11th Street, 12th
 37 Street, 13th Street, Massachusetts Avenue, New York
 38 Avenue, Pennsylvania Avenue, and Florida Avenue right
 39 of ways lying within the bounded by limits defined
 40 below.

41
 42 And:

43
 44 Lots 1 through 12, inclusive, Lambs Re Subdivision of
 45 Block 129, according to the Official Plat thereof as
 46 recorded in Plat Book 1, Page 97, of the Public
 47 Records of Osceola County, Florida.

48
 49 And:
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51 Lots 1 through 4, inclusive, Lambs Re Subdivision of
 52 Block 128, according to the Official Plat thereof as
 53 recorded in Plat Book 1, Page 99, of the Public
 54 Records of Osceola County, Florida.

55
 56 And:

57
 58 Lot 1, Moody's Corner, according to the Official Plat
 59 thereof as recorded in Plat Book 21, Page 113, of the
 60 Public Records of Osceola County, Florida.

61
 62 And:

63
 64 All that portion of the abandoned Kissimmee Narcoossee
 65 Branch of the Atlantic Coast Line Railroad lying
 66 within the bounded by limits defined below.

67
 68 Bounded as follows:

69
 70 Bounded on the North by the centerline of 9th Street;
 71 Bounded on the East by the centerline of Alley within
 72 aforesaid Blocks 164, 185, and 222 and the East line
 73 of aforesaid Lot 1, Moody's Corner; Bounded on the
 74 West by the centerline of Alley within aforesaid
 75 Blocks 131, 160, 189, and 219; Bounded on the South by

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76 the centerline of 13th Street, all lying in Section 2,
77 Township 26 South, Range 30 East, and being in the
78 City of St. Cloud, Osceola County, Florida.

80 Section 2. Notwithstanding s. 561.20(1), Florida Statutes,
81 the Division of Alcoholic Beverages and Tobacco of the
82 Department of Business and Professional Regulation shall issue a
83 special alcoholic beverage license to a bona fide restaurant in
84 the Downtown Restaurant Area described in section 1 that is
85 licensed by the division, occupies at least 1,500 square feet of
86 contiguous space, is equipped to serve meals to at least 65
87 persons at one time, and derives at least 51 percent of its
88 gross food and beverage revenue from the sale of food and
89 nonalcoholic beverages during the first 60-day operating period
90 and each 12-month operating period thereafter. Failure of any
91 licensee issued a special license to meet the required
92 percentage of food and nonalcoholic beverage gross revenue
93 during the covered operating period shall result in the
94 revocation of the license or denial of the pending application
95 for a permanent license of a licensee operating with a temporary
96 license. A licensee whose license is revoked, or an applicant
97 whose pending application for a permanent license is denied, or
98 any person required to qualify on the special alcoholic beverage
99 license application is ineligible to have any interest in a
100 subsequent license application for such license for a period of

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101 | 120 days after the date of the final denial or revocation.

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