



**City of Eustis
Development Services Department**

4 N. Grove Street
Eustis, FL 32726
(352) 483-5460

Office Use Only

File #: _____

Date: _____

ALCOHOLIC BEVERAGE REVIEW APPLICATION

(\$50 Application Fee – Please Make Checks Payable to: City of Eustis)

Note: Applications may be submitted in person or via mail. Applications must contain original signature(s). Review and approval of the City of Eustis Alcoholic Beverage Review Application is required prior to an authorized Development Services representative completing the zoning verification portion of the State of Florida application.

Business Information:

Name of Business: _____

Address of Business: _____

Alternate Key Number: _____

Business Owner's Name: _____

Address: _____

Telephone Number: _____ Fax Number: _____

E-mail: _____

Owner/Applicant Information:

Applicant/Agent's Name: _____

Address: _____

Telephone Number: _____ Fax Number: _____

E-mail: _____

Property Owner: _____

Address: _____

Telephone Number: _____ Fax Number: _____

E-mail: _____

Site Information:

1. Land Use Designation: _____

2. Present use of property: _____

3. Proposed use of property: _____

4. Type of State License requested: _____

5. Hours of Business Operation: _____

6. Select type of sales and list hours of sales:

___ On-Site Consumption
Hours of Alcoholic Beverage Sales _____

___ Off-Site Consumption
Hours of Alcoholic Beverage Sales _____

7. Are there any schools within 528 feet of the subject property? ___ Yes ___ No

If yes, list school name(s):

8. Are there any churches within 528 feet of the subject property? ___ Yes ___ No

If yes, list church name(s):

APPLICANT'S AFFIDAVIT

Applicant is: Business Owner: Property Owner: Agent: (attach proper documentation)

**STATE OF FLORIDA
COUNTY OF LAKE
CITY OF EUSTIS**

BEFORE ME, the undersigned authority personally appeared _____,
who being by me first duly sworn on oath, deposes, and says:

1. That he/she Affirms and Certifies that he/she understands and will comply with all Ordinances, Regulations, and Provisions of the City of Eustis and that all statements and diagrams submitted herewith and attached hereto, are true and accurate to the best of their knowledge and belief, and further, that this Application and attachments shall become part of the Official Records of the City of Eustis, Florida, and are **Not Returnable**.
2. That he/she desires Alcoholic Beverage Sales activity at:
_____.
3. That should the applicant not be the property owner, the applicant, by signing this Application, acknowledges that he/she has approval from the property owner to conduct alcoholic beverage sales/service on the subject property.
4. That the submittal requirements for this Application, which are attached hereto, have been completed and attached hereto as part of this Application.

(Applicant's Signature)

**STATE OF FLORIDA
COUNTY OF LAKE
CITY OF EUSTIS**

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by
_____, who is personally known to me or who has
produced _____ as identification.

(SEAL)

Notary Public (Signature)

Print or type Notary Name

Commission (serial) Number _____

My Commission Expires: _____

(For Office Use Only)

Approved / Denied: _____ Date: _____

Printed Name: _____ Title: _____

Sec. 110-5.3. - Alcoholic Beverage Sales.

(a) **State Liquor Law Adopted.** The provisions of F.S. chapters 561, 562, 567, 568 and 569 respectively, as amended, are hereby enacted and adopted as the law of the City insofar as the same may pertain to cities and towns within the State of Florida and shall be held to be the law and ordinances of the City regulating alcoholic beverages.

(b) **State Beverage License Required.** Any person desiring to engage in the business of manufacturing, selling, ordering, exchanging, dealing in or delivering liquors, wines, beers, or other beverages containing more than one percent of alcohol by weight, within the corporate limits of the City, shall, before engaging in business, apply for and secure a license from the State of Florida.

(c) **Hours of Sale & Operation.**

(1) Sale of alcoholic beverages at establishments selling alcohol for off-site consumption may be made only between the hours of 7:00 a.m. & 12:00 midnight.

(2) Beverage licensees, or employees or agents of such licensees may sell, offer for sale, serve, or permit to be sold or served, any alcoholic beverage in a place operating under the beverage license for consumption on-site only during the hours of 7:00 a.m. to 2:00 a.m.

(3) No establishment which deals in alcoholic beverages for on-site consumption in the City shall remain open for business or admit the public, permit the public to remain within, or permit any individual to possess or consume alcoholic beverages in or upon such premises after 2:00 a.m.; provided, however, restaurants, hotels and motels may be kept open for business beyond such hours, but shall otherwise be subject to those time restrictions applicable to the sale, service, consumption, and possession of alcoholic beverages as set forth in this Land Development Code.

(4) Sales may be allowed from midnight to 3:00 a.m. on January 1 of any year.

(d) **Distances from Schools.** No establishment holding any type of beverage license issued by the beverage department of the state authorizing and permitting

the establishment to sell alcoholic beverages may be located within 528 feet (one-tenth of one mile) of any public school serving kindergarten through twelfth grades.

(e) **Distances from Churches & other establishments.**

(1) Any establishment which sells alcoholic beverages for "on premises consumption" shall be located not less than 528 feet (one-tenth of one mile) from any church or school, except this provision shall not apply to churches operating in strip commercial centers. This distance requirement shall not apply to establishments that are required to maintain a minimum of 50 percent of its gross revenues to be from food sales. Other exceptions to this requirement are businesses located in planned developments (PDs) within which the intended land uses are pre-planned in a coordinated and integrated fashion and set out in the authorizing land use agreement, ordinance or resolution.

(2) The distance requirements as provided for above shall be measured by public route from the front door of the establishment to the front door of the school or church.

(3) The distance requirements above may be waived by the City Commission in the granting of a commercial land use designation.

(f) **Variances.** The City Commission may waive the hours of sale as set out in herein for a special event. A special event must be designated by the City Commission and may not exceed a three-day period. The City Commission must designate the area to which the waiver shall apply and set such other rules and regulations as it deems appropriate to grant the "special event variance".

(g) **Enforcement.** Notwithstanding any other law enforcement procedures, any provision of Chapter 109 may be enforced under the authority of the Code Enforcement Board, in accordance with the Code of Ordinances of the City.

(Ord. No. 16-31, § 1.e.(Exh. A), 12-15-2016)