



1 for consumption either on or off the premises during the following  
2 hours (time is local time):

3 ~~(1) Any time Sunday, except if December 31 occurs on a Sunday,~~  
4 ~~sales will be permitted between 6:00 p.m. that day and 2:00~~  
5 ~~a.m. the following day.~~

6 ~~(2) 11:00 p.m. to midnight Monday through Saturday.~~

7 ~~(3) Midnight to 7:00 a.m. Monday through Saturday. the following~~  
8 ~~day, all days.~~

9 (b) *All other alcoholic beverages.* No beverage licensee, or employee or  
10 agent of such licensee, shall sell, offer for sale, serve, or permit to be  
11 sold or served or consumed, any alcoholic beverage not regulated  
12 under subsection (a) in a place operating under the beverage license,  
13 for consumption either on or off the premises, during the following  
14 hours (time is local time):

15 (1) 2:00 a.m. to 7:00 a.m., all days.

16 (2) ~~7:00 a.m. to 1:00 p.m. on Sunday.~~

17 ~~(3) 11:00 p.m. Sunday to 2:00 a.m. the following day, except if~~  
18 ~~December 31 occurs on a Sunday, this restriction shall not~~  
19 ~~apply on that day.~~

20 **Section 2.** Subsection (a) of Section 4-5, Gainesville Code of  
21 Ordinances, is amended to read as follows:

22 **Sec. 4-5. - Consumption on certain premises prohibited during certain hours.**

1 (a) It is unlawful for any person to consume or to permit the consumption of any  
2 alcoholic beverages in bottle clubs or on premises open to the public, catering to the  
3 sale and/or consumption of alcoholic beverages between the hours of 2:00 a.m. and  
4 7:00 a.m., all days. ~~immediately following on Tuesday, Wednesday, Thursday,~~  
5 ~~Friday, or Saturday, or between the hours of 2:00 a.m. and 1:00 p.m. on Sunday, or~~  
6 ~~between the hours of 11:00 p.m. on Sunday and 7:00 a.m. immediately following on~~  
7 ~~Monday.~~ All time is Eastern standard time or Eastern daylight saving time, whichever  
8 is in effect.

9 **Section 3.** It is the intention of the City Commission that the provisions of  
10 Sections 1 and 2 shall become and be made a part of the Code of Ordinances of the City of  
11 Gainesville, Florida, and that the Sections and Paragraphs of this Ordinance may be  
12 renumbered or relettered in order to accomplish such intentions.

13 **Section 4.** If any word, phrase, clause, paragraph, section or provision of this  
14 ordinance or the application hereof to any person or circumstance is held invalid or  
15 unconstitutional, such finding shall not affect the other provisions or applications of the  
16 ordinance which can be given effect without the invalid or unconstitutional provisions or  
17 application, and to this end the provisions of this ordinance are declared severable.

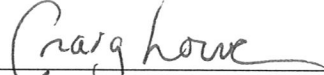
18 **Section 5.** All ordinances, or parts of ordinances, in conflict herewith are to the  
19 extent of such conflict hereby repealed.

20 **Section 6.** This ordinance shall take effect immediately upon adoption.

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1 PASSED AND ADOPTED this 15<sup>th</sup> day of December, 2011.


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CRAIG LOWE,  
MAYOR

7 ATTEST:

Approved as to form and legality

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10   
KURT M. LANNON  
11 CLERK OF THE COMMISSION

  
MARION I. RADSON  
CITY ATTORNEY  
DEC 15 2011

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13 This Ordinance passed on first reading this 1<sup>st</sup> day of December, 2011.

14 This Ordinance passed on second reading this 15<sup>th</sup> day of December, 2011.