

ORDINANCE NO. 96-06

AN ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, AMENDING CHAPTER 3, SECTION 3-14, SUBSECTION (A), PROVIDING FOR THE SALE OF BEER AND WINE FOR OFF PREMISES CONSUMPTION ON SUNDAYS, BETWEEN THE HOURS OF 9:00 A.M. AND 9:00 P.M., AND AMENDING CHAPTER 3, SECTION 3-12, REPEALING THE PROHIBITION OF SALE OF ALCOHOL IN GAS FILLING STATIONS, AND AMENDING CHAPTER 3, SECTION 3-16, SUBSECTION (E), WARNING TO MINORS, BY CHANGING NINETTEN (19) YEARS TO TWENTY-ONE (21) YEARS, PROVIDING FOR SEVERABILITY, PROVIDING FOR REPEAL OF OLD ORDINANCES OR PARTS THEREOF IN CONFLICT HERewith, PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, while the City of West Miami authorities dutifully enforce codes and ordinances, neighboring businesses flourish by unfair competition, and

**WHEREAS**, it is the duty of the City of West Miami to continue with the highest level of city services by protecting the city businesses within the City of West Miami, and

**WHEREAS**, beer and wine ordinances of neighboring cities and the county contribute to the preservation of said unfair business competition, and

**WHEREAS**, the City of West Miami recognizes that changing times demand the amendment of ordinances which might impair or further damage the business community within the City,

**NOW, THEREFORE**, BE IT ENACTED BY THE COMMISSION OF THE CITY OF WEST MIAMI, FLORIDA:

Section 1. Chapter 3, Section 3-14(a) of the City Code, providing for the sale of beer and wine for off premises consumption be amended to allow said sale between the hours of 9 a.m. to 9 p.m. every day of the week.

Section 2. Chapter 3, Section 3-12 of the City Code, prohibiting the sale of alcoholic beverages in gas filling stations, is hereby repealed.

Section 3. Chapter 3, Section 3-16(e) of the City Code warning to minors is hereby amended by changing the age to twenty-one years old.

Section 4. All ordinances or part of any ordinance in conflict herewith be and the same is hereby repealed.

Section 5. If any clause, section, or other part of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, but shall remain in full force and effect.


Section 6. This ordinance shall effect immediately upon passage.

Section 7. It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the Code of the City of West Miami, Florida, as amended, which provisions may be renumbered or relettered and that the word "ordinance" may be changed to "section", "article" or other appropriate word to accomplish such intention.

ATTEST:

PASSED AND ADOPTED  
DECEMBER 4, 1996.

  
Felix Diaz, City Clerk

  
Rebeca Sosa, Mayor

Approved as to form:

Jose A. Villalobos, City Attorney

Roll Call:

Mayor Rebeca Sosa

ABSENT.

Vice Mayor Carlos Diaz Padron

Y

Commissioner Enrique Gonzalez

ABSENT.

Commissioner Purita Martin

Y

Commissioner Tania Rozio

N.

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