

Resolution 19-11E

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, PARTIALLY OPTING OUT OF THE ALCOHOL BAN SET BY BAY COUNTY EMERGENCY ORDER 18-03; PROVIDING THAT THE ALCOHOL BAN SET BY BAY COUNTY EMERGENCY ORDER 18-03 SHALL ONLY BE IN FORCE AND EFFECT IN THE CITY OF PANAMA CITY BEACH DURING CURFEW HOURS ESTABLISHED BY RESOLUTION OF THE CITY COUNCIL; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

Whereas, on October 7, 2018, Florida Governor Rick Scott issued Executive Order 18-276 declaring a State of Emergency for numerous coastal counties, including Bay County; and

Whereas, on October 9, 2018, the Board of Bay County Commissioners issued Emergency Declaration Order 18-01 declaring a state of local emergency in Bay County due to Hurricane Michael, together with Order 18-03 establishing a ban on the sale, dispensing and transportation of alcoholic beverages in the incorporated and unincorporated portions of Bay County, for the duration of the state of emergency (the “Alcohol Ban”); and

Whereas, Bay County Order 18-03 allows any municipality to opt out of the ban at their discretion; and

Whereas, on October 11, 2018, the City Council determined that a public emergency, arising from the devastation caused by Hurricane Michael, existed in the City of Panama City Beach; and

Whereas, in the jurisdictional limits of the City of Panama City Beach, as of October 15, 2018, most if not all properties have had water and power restored, and many businesses and restaurants are re-opening as staffing and inventory permit; and

Whereas, the Council finds that many Bay County residents are traveling into the City to find respite and reprieve from their post-disaster circumstances at the City’s commercial establishments, particularly its restaurants; and

Whereas, the City Council finds that, although a public emergency remains in many portions of incorporated and unincorporated Bay County, conditions in the City have

been sufficiently restored so as to permit the sale, dispensing and transportation of alcoholic beverages in the City; and

Whereas, the City finds that the Alcohol Ban shall be limited in the City to non-curfew hours.

Now therefore, BE IT RESOLVED by the City Council of the City of Panama City Beach, that it hereby opts out in-part of Bay County Order 18-03, so as to lift that Order's ban on the sale, dispensing and transportation of alcoholic beverages in the jurisdictional limits of the City of Panama City Beach. The ban on the sale of alcoholic beverages in the City between the hours of 10:00 p.m. and 6:00 a.m. shall remain in effect during the duration of the curfew set by Resolution 19-06E as such may be modified by the City Council.

Subsequent to the adoption of this Resolution, should the hours of the curfew in effect for the City be revised pursuant to Resolution 19-06E, the ban on the sale of alcohol established by this Resolution shall be deemed revised to conform with the revised hours of curfew. Should the curfew in effect for the City be terminated or cancelled, the ban established by this Resolution shall automatically be revoked and be of no further force and effect.

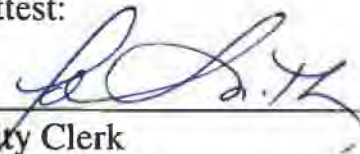
This Resolution shall take effect immediately upon passage.

Passed in Special session this 18th day of October, 2018.



Mayor Mike Thomas

Attest:



City Clerk