

Introduced by Council Member Arias:

**ORDINANCE 2025-772**

AN ORDINANCE REGARDING DOWNTOWN SIDEWALKS AND BARS; AMENDING SECTION 154.108 (CONSUMPTION ON VENDER'S PREMISES), PART 1 (IN GENERAL), CHAPTER 154 (ALCOHOLIC BEVERAGES), *ORDINANCE CODE*, TO EXPAND THE PREMISES AREA; AMENDING SECTION 250.801 (DEFINITIONS), PART 8 (DOWNTOWN SIDEWALK CAFES), CHAPTER 250 (MISCELLANEOUS BUSINESS REGULATIONS), *ORDINANCE CODE*, TO EXPAND THE DOWNTOWN AREAS FOR SIDEWALK CAFES AND BARS; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1. Amending Section 154.108 (Consumption on vendor's premises), Part 1 (In General), Chapter 154 (Alcoholic Beverages), Ordinance Code.** Section 154.108 (Consumption on vendor's premises), Part 1 (In General), Chapter 154 (Alcoholic Beverages), *Ordinance Code*, is hereby amended to read as follows:

**CHAPTER 154 - ALCOHOLIC BEVERAGES**

**PART 1. - IN GENERAL**

**\* \* \***

**Sec. 154.108. - Consumption on vendor's premises.**

**\* \* \***

(b) It is unlawful for any person to consume any alcoholic beverages, including beer and wine, on the premises of any vendor, except within the building which is the address of such vendor, ~~on a patio~~ adjacent to such building, as set

1        forth in section 250.801 of the Ordinance Code, or within  
2        a recreational area contiguous and attached to the  
3        building, and maintained and controlled by the vendor  
4        exclusively for recreational purposes, including but not  
5        limited to, golf facilities, tennis facilities, boating  
6        and fishing facilities, swimming facilities or other  
7        recreational purposes; provided, that such patio or  
8        recreational area meets the distance limitations of Chapter  
9        656.

10                                \* \* \*

11        **Section 2.        Amending Section 250.801 (Definitions), Part 8**  
12        **(Downtown Sidewalk Cafes), Chapter 250 (Miscellaneous Business**  
13        **Regulations), Ordinance Code.** Section 250.801 (Definitions), Part 8  
14        (Downtown Sidewalk Cafes), Chapter 250 (Miscellaneous Business  
15        Regulations), *Ordinance Code*, is hereby amended to read as follows:

16                                **CHAPTER 250 - MISCELLANEOUS BUSINESS REGULATIONS**

17                                \* \* \*

18                                **PART 8. - DOWNTOWN SIDEWALK CAFES**

19        **Sec. 250.801. - Definitions.**

20        *Adjacent* means being located in the area bounded by the café,  
21        bar or restaurant property, the invisible line extending from the  
22        property side lot lines to the street, and the street, and any  
23        sidewalk extension that provides more space and amenities for people  
24        using the street for extended seating, as approved by DIA. For those  
25        café, bar or restaurant properties that are located at the  
26        intersection of two or more streets, the area includes that portion  
27        of the sidewalk located between the invisible line extending from the  
28        two property front lot lines to the street.

29        *Bar* means a bona fide standard bar which does not have a  
30        requirement to derive any portion of its sales from food or other non-  
31        alcoholic beverages located within the Downtown Overlay as defined by

1 Section 656.361.2 ~~located within the boundaries of the E-Town~~  
2 ~~(Entertainment Town) Zone~~ and shall be subject to the following  
3 criteria:

4 a. All beverages (including alcoholic beverages) are  
5 prohibited from being prepared outside the main structure  
6 on the premises of the bar (including the sidewalk area or  
7 alleyway) and all beverages (including alcoholic  
8 beverages) must be served from within the main structure  
9 on the premises of the bar.

10 b. The bar shall be properly licensed by the State of Florida  
11 to serve alcoholic beverages (including those served in  
12 the sidewalk cafe area or alleyway).

13 c. The bar owner shall, in addition to all other requirements  
14 of law, take reasonable steps to insure that alcoholic  
15 beverages are consumed only by patrons of the bar who are  
16 of legal age and not by passersby or persons who are not  
17 of legal age or who are obviously intoxicated. Patrons of  
18 the bar shall not be allowed to leave the bar or sidewalk  
19 cafe area while drinking alcoholic beverages. Reasonable  
20 steps shall include the use of moveable barriers, such as  
21 moveable planters or fences to define the permitted area,  
22 supervision of the outside area by security or staff  
23 personnel, and/or surveillance by electronic monitors.  
24 Failure by the bar owner to take such reasonable steps and  
25 use them at all times that alcoholic beverages are consumed  
26 in the sidewalk cafe area is grounds for termination of  
27 the sidewalk cafe permit and shall not be deemed an adverse  
28 action against the issuance of any future the sidewalk cafe  
29 permit.

30 *Cafe or restaurant* means a bona fide standard cafe or restaurant  
31 located within the boundaries of the ~~Central Business District, as~~

1 ~~defined by the Comprehensive Plan, the boundaries of which are~~  
2 ~~coterminous with the~~ Downtown Overlay as defined by Section 656.361.2  
3 ~~656.361.12~~, (and meeting the definition of commercial zone) and shall  
4 be subject to the following criteria:

5 a. All food must be prepared on the premises of the cafe or  
6 restaurant (excluding the sidewalk area) and all food and  
7 beverages must be served from the premises of the cafe or  
8 restaurant.

9 b. The cafe or restaurant shall, on an annual-calendar year-  
10 basis, derive not less than 51 percent of its gross income  
11 from the sale of food and nonalcoholic beverages prepared,  
12 sold and consumed on the premises and sidewalk area.

13 c. The cafe or restaurant shall be open for the sale and  
14 purchase of prepared food at any time alcoholic beverages  
15 are available for sale and purchase.

16 d. The cafe or restaurant owner shall comply at all times with  
17 the Downtown Property Maintenance Code.

18 \* \* \*

19 ~~E-Town (Entertainment Town) Zone means properties located within~~  
20 ~~the E-Town (Entertainment Town) Zone area, which abuts Bay Street~~  
21 ~~from Liberty Street to Ocean Street, Forsyth Street from Liberty~~  
22 ~~Street to Main Street, Ocean Street from Bay Street to Adams Street,~~  
23 ~~Adams Street from Newnan Street to Main Street, Newnan Street between~~  
24 ~~Bay Street and Forsyth Street and Market Street between Bay and~~  
25 ~~Forsyth Street.~~

26 \* \* \*

27 **Section 3. Codification Instructions.** The Codifier and the  
28 Office of General Counsel are authorized to make all chapter and  
29 division "tables of contents" consistent with the changes set forth  
30 herein. Such editorial changes and any other changes necessary to  
31 make the *Ordinance Code* consistent with the intent of this legislation

1 are approved and directed herein, and changes to the *Ordinance Code*  
2 shall be made forthwith and when inconsistencies are discovered.

3       **Section 4.       Effective Date.**   This Ordinance shall become  
4 effective upon signature by the Mayor or upon becoming effective  
5 without the Mayor's signature.

6  
7 Form Approved:

8  
9 \_\_\_\_\_  
10 Office of General Counsel

11 Legislation Prepared By:   Dylan Reingold

12 GC-#1706720-v1-Sidewalk\_Cafes.docx