



MEMORANDUM

TO: Hon. Mayor and Board of Commissioners

THROUGH: Robert Daniels, City Manager

FROM: Linda Portal, Community Development Director

DATE: 2/10/2021 **(UPDATED 2/12/2021 After vote to include 1 amendment to #9)**

RE: ABP 2021-03 Public Hearing to consider a request by Marcus Winters, on behalf of SFMB Madeira Beach, LLC, for an Alcoholic Beverage Use, associated with a 4COP License, for a Beer, Wine, and Liquor Consumption on Premises, with the stated intent to sell liquor, beer, and wine by drink or in sealed containers for consumption on premises of Caddy's Madeira Beach at 14080 Gulf Blvd, Madeira Beach, FL 33708, only.

Staff recommends approval conditions as amended with input from petitioner:

1. Alcohol service is allowed only on site and in conjunction with restaurant and an annual audit will be submitted to the city for review to show 60% of revenue from the restaurant/bar operation is derived from the sale of food and other non-alcoholic items, in keeping with code language, Sec. 110-527. - Classifications. (d)-Restaurants.
2. The restaurant and associated activity will be located on existing impervious surface, within the approved site plan area, inside the coastal construction control line, and will not impact the surrounding dunes or beach.
3. Lighting meets ordinance requirements for sea turtle conservation.
4. ~~If the restaurant or bar activity proves to increase activity on the beach at night, the operations will be suspended from dusk until dawn daily during sea turtle nesting season, from April 1st to November 30th of each year. The property will be designed and operated in keeping with all noise, lighting and sea turtle protection regulations as updated.~~
5. Both on-site and off-site litter resulting from operation of the commercial use of the property must be managed by the restaurant in a manner consistent with city requirements.
6. Structures outside the enclosed building must be approved for FEMA standards, in accordance with the floodplain management ordinance. Portable features



must be site plan approved with emergency management protocol for removal in the event of a flooding event.

7. No amplified sound is allowed between the hours of ~~8:00 PM and 8:00 AM~~9pm-7:30am Sunday through Thursday, and 11pm-7:30 on Friday, Saturday and the evening before a national holiday, and all city codes must be respected regarding noise or other nuisance activities.
8. Mobile or off-site vending, to include the delivery of food and beverage to public land or right-of-way, including to Tom and Kitty Stuart Park, surrounding outdoor areas, is not permitted.
9. No chairs or tables supplied or contracted for supply by the applicant will be placed on the public beach.
10. The parking area located east of Gulf Blvd is for parking only. No other activities will be conducted on that portion of the site.
11. All fees and fines associated with the building and development process must be paid as a condition of the issuance of this approval.

Submitted by:

Linda Portal, MPA, CFM
Community Development Director

