

**AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF ORLANDO, FLORIDA, EXTENDING THE  
TEMPORARY MORATORIUM ON THE  
ACCEPTANCE, PROCESSING AND  
CONSIDERATION OF DEVELOPMENT ORDERS,  
DEVELOPMENT PERMITS, BUILDING PERMITS  
AND ZONING APPROVALS FOR NIGHTCLUBS  
IN THE DOWNTOWN ORLANDO COMMUNITY  
REDEVELOPMENT AREA; PROVIDING  
LEGISLATIVE FINDINGS, SEVERABILITY,  
CORRECTION OF SCRIVENER'S ERRORS AND  
AN EFFECTIVE DATE.**

**WHEREAS**, as provided in section 2(b), Article VIII of the Constitution of the State of Florida, and section 166.021(1), Florida Statutes, the City of Orlando, Florida, a municipal corporation, enjoys all governmental, corporate, and proprietary powers necessary to conduct municipal government, perform municipal functions, and render municipal services, and may exercise any power for municipal purposes, except as expressly prohibited by law; and

**WHEREAS**, as provided in section 166.021(3), Florida Statutes, the governing body of each municipality in the state has the power to enact legislation concerning any subject matter upon which the state legislature may act, except when expressly prohibited by law; and

**WHEREAS**, there has recently been an increase in criminal activity in the Downtown Orlando Community Redevelopment Area as well as an increase in issues related to public safety and crowd control; and

**WHEREAS**, the high concentration of nightclubs in the Downtown Orlando Community Redevelopment Area is a primary cause of negative secondary impacts, particularly late at night, such as noise, cruising, loitering by non-patrons and underage individuals in adjacent rights-of-way, and public intoxication; and

**WHEREAS**, nightclubs also have a negative impact on the City's goal of encouraging active daytime uses within the Downtown Orlando Community Redevelopment Area because nightclubs typically do not open during daytime hours; and

**WHEREAS**, the City Council of the City of Orlando (the "Orlando City Council") previously adopted a temporary moratorium on the acceptance, processing and consideration of applications for development orders, development permits, building permits and zoning approvals for any new (which includes change of use and substantial improvement) nightclub use within the Downtown Orlando Community Redevelopment Area; and

## ORDINANCE NO. 2024-12

47       **WHEREAS**, the moratorium was extended upon adoption of Ordinance 2023-25  
48 (Documentary # 2308141201) by the Orlando City Council on August 14, 2023, and  
49 expires on March 20, 2024; and  
50

51       **WHEREAS**, the Orlando City Council determines that the City needs additional  
52 time to develop regulations to address the negative secondary impacts of nightclubs in  
53 order to protect the public's health, safety and welfare; and  
54

55       **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**  
56 **OF ORLANDO, FLORIDA:**  
57

58       **SECTION 1. FINDINGS OF FACT.** The foregoing recitals are hereby ratified  
59 and confirmed as being true and correct and are hereby made a part of this ordinance.  
60

61       **SECTION 2. EXTENDING TEMPORARY MORATORIUM.** The temporary  
62 moratorium established by Ordinance 2022-78 (Documentary #2303201210), and  
63 extended by Ordinance 2023-25 (Documentary #2308141201), on the acceptance,  
64 processing and consideration of applications for development orders, development  
65 permits, building permits and zoning approvals for any new (which includes change of  
66 use and substantial improvement) nightclub use within the Downtown Orlando  
67 Community Redevelopment Area is hereby extended. For the duration of this  
68 moratorium, the City will not accept or process applications for development orders,  
69 development permits, building permits and zoning approvals, including certificates of  
70 use, for any new nightclubs within the Downtown Orlando Community Redevelopment  
71 Area.  
72

73       **SECTION 3. EXPIRATION OF THE TEMPORARY MORATORIUM.** The  
74 extension of the temporary moratorium imposed by section 2 of this ordinance expires  
75 on September 20, 2024, at 11:59 PM unless otherwise repealed by action of the Orlando  
76 City Council on a prior date.  
77

78       **SECTION 4. SEVERABILITY.** If any provision of this ordinance or its  
79 application to any person or circumstance is held invalid, the invalidity does not affect  
80 other provisions or applications of this ordinance which can be given effect without the  
81 invalid provision or application, and to this end the provisions of this ordinance are  
82 severable.  
83

84       **SECTION 5. SCRIVENER'S ERRORS.** The City Attorney may correct  
85 scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with  
86 the City Clerk.  
87

88       **SECTION 6. EFFECTIVE DATE.** This ordinance takes effect immediately upon  
89 adoption.  
90

ORDINANCE NO. 2024-12

**DONE, THE FIRST READING**, by the City Council of the City of Orlando, Florida,  
at a regular meeting, this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

**DONE, THE PUBLIC NOTICE**, in a newspaper of general circulation in the City of  
Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this \_\_\_\_\_ day of  
\_\_\_\_\_, 2024.

**DONE, THE SECOND READING, AND HEARING, AND ENACTED ON FINAL  
PASSAGE**, by an affirmative vote of a majority of a quorum present of the City Council of  
the City of Orlando, Florida, at a regular meeting, this \_\_\_\_\_ day of  
\_\_\_\_\_, 2024.

BY THE MAYOR OF THE CITY OF  
ORLANDO, FLORIDA:

\_\_\_\_\_  
Mayor

ATTEST, BY THE CLERK OF THE  
CITY COUNCIL OF THE CITY OF  
ORLANDO, FLORIDA:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Print Name

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND RELIANCE OF THE  
CITY OF ORLANDO, FLORIDA:

\_\_\_\_\_  
Assistant City Attorney

\_\_\_\_\_  
Print Name