

ORDINANCE NO. 2003-2

COPY

AN ORDINANCE OF THE CITY OF BEASLEY, TEXAS, RELATING TO THE SALE OF BEER, HOURS OF CONSUMPTION, SALES NEAR SCHOOL, CHURCH OR HOSPITAL AND LOCATIONS IN CITY OF BEASLEY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEASLEY, TEXAS:

WHEREAS, the City Council has determined to impose restrictions on the operation of the "Selling of Beer" after having been advised of numerous studies and reports by other cities that demonstrate that the presence of businesses have certain 'secondary effects' on adjoining property values, an increase in crime, noise, traffic, litter and in health risks and pressures for other businesses to move elsewhere and;

Section 1. MUNICIPAL REGULATION OF BEER

1. Prohibit the sale of beer in a residential area;
2. Regulate the sale of beer and prescribe the hours it may be sold. No beer may be sold except retailers selling beer for off-premises (Package Store);
3. Map enclosure to show residential area

Section 2. "STANDARD HOURS AREA" MEANING AN AREA WHICH IS NOT AN EXTENDED HOURS AREA

In a standard hours area, a person commits an offense if he consumes or possesses with intent to consume an alcoholic beverage in a public place at any time on Sunday between 1:15 AM and 12:00 NOON or on any other day between 12:15 AM and 7:00 AM.

Section 3. SALES NEAR SCHOOL, CHURCH OR HOSPITAL

1. Church means a place used primarily for religious worship on a regular basis.
2. 300 feet from a church, public or private school, public hospital or daycare.

Section 4. CHURCH AND NON-PROFIT ORGANIZATION

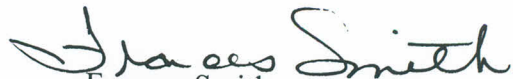
A church and non-profit organization will come before Council for approval on special permits.

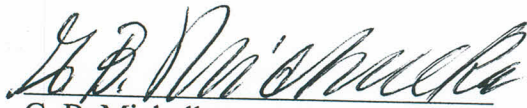
Section 5. EFFECTIVE DATE

This ordinance shall be effective from and after the date of its passage and approval.

PASSED AND APPROVED this 18th day of March, 2003.

Attest:


Frances Smith
Mayor of City of Beasley, Texas


G. B. Michulka
City Secretary