

ORDINANCE NUMBER 964

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 117: ALCOHOLIC BEVERAGES; CREATING AN EXCEPTION FOR THE SALE OF ALCOHOL AT THE COMMUNITY CENTER; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, organizations using the Community Center with permission from the City have historically served alcoholic beverages during public functions for on-premises consumption in connection with the function;

WHEREAS, some of these organizations regulate the consumption of alcohol by providing a limited number of tickets to obtain alcoholic beverages or using a cash bar; and

WHEREAS, the Board of Commissioners finds that it is in the best interest of the City to allow such consumption and sale of alcoholic beverages at the Community Center in connection with permitted events; NOW, THEREFORE,

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AS FOLLOWS:

Part I: Enacted

THAT the Code of Ordinances of the City of Burkburnett is hereby amended by adding Section 117.06 ALCOHOLIC BEVERAGE SALES FOR ON-PREMISES CONSUMPTION AT THE COMMUNITY CENTER, which shall read as follows:

§ 117.06 ALCOHOLIC BEVERAGE SALES FOR ON-PREMISES CONSUMPTION AT THE COMMUNITY CENTER

A person may sell, dispense or otherwise handle for the purpose of sale or engage in the business of selling, dispensing, or otherwise handling for sale alcoholic beverages at the Community Center in accordance Chapter 97 of the Burkburnett Code of Ordinances for consumption only inside of the Community Center building where such activity is in connection with a permitted use of the Community Center.

Part II: Repealer

All ordinances or parts of ordinances in force when the provisions of this Ordinance become effective, which are inconsistent or are in conflict with the terms and provisions contained in this Ordinance, are hereby repealed only to the extent of any such conflict.

Part III: Severability

It is hereby declared to be the intention of the Board of Commissioners that the phrases, clauses, sentences, paragraphs, and sections of this ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, and the remainder of this Ordinance shall be enforced as written.

Part IV: Compliance with Texas Open Meetings Act

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Part V: Effective Date

This Ordinance shall take effect immediately upon its passage.

PASSED AND APPROVED THIS 3rd DAY OF JANUARY 2020.

Carl Law, Mayor
City of Burkburnett, Texas

ATTEST:

Margie Poole, City Clerk