

Sec. 10-2200. Sale of alcoholic beverages.

(10-2201) The storage, possession, sale or serving of any alcoholic beverage, when permitted by the laws of this state, shall be regulated and governed as provided herein, in other parts of this Appendix A, Zoning, and in other applicable ordinances of the city.

(10-2202) This subsection shall not apply when the storage or serving of alcoholic beverages is strictly for the consumption of the owners of the premises and their guests at no charge.

(10-2203) The storage, possession, sale or serving of alcoholic beverages by anyone for consumption by anyone, either on or off the premises, shall be illegal unless on property zoned specifically for that purpose.

(10-2204) No person shall engage in the business of storing, selling, possessing or serving any alcoholic beverage in the city unless the place of business of such person is located in the use district of the city in which the storing, selling, possessing or serving of such alcoholic beverage is permitted.

(10-2205) It shall be unlawful for any person who is engaged in the business of selling alcoholic beverages, excluding restaurants to sell alcoholic beverages, within three hundred (300) feet of any church, public school or public hospital.

The measurement of the distance between the place of business and the church or public hospital shall be along the property lines of the street fronts and from front door to front door, and in direct line across intersections. The measurement of the distance between the place of business where alcoholic beverages are sold and the public schools shall be from the nearest property line of the public schools to the nearest doorway by which the public may enter the place of business, along street lines and in direct line across intersections. For any permit or license covering a premise where minors are prohibited from entering the premises under Section 109.53 of the Texas Alcoholic Beverage Code, the measure of the distance between the premises and a public school shall be along the property lines of the street fronts and from front door to front door, and in a direct line across intersections.

(10-2206) It shall be unlawful for any person who operates a beverage store, bar, lounge or tavern, or private club with bar service to sell alcoholic beverages where the said beverage store, bar, lounge, or tavern, or private club with bar service is within 300 feet of any existing day care center or private school.

The measurement of the distance between said beverage store or bar, lounge or tavern and a day care center or private school shall be in a straight line in all directions from the said beverage store or bar, lounge or tavern to the nearest point of the day care center or private school. The measurement for a structure shall be taken from the nearest point that a structure extends in any direction, including overhanging roofs and all projections or portions of said structures.

(10-2207) It shall be unlawful for any beverage store, bar, lounge, or tavern, or private club with bar service to be constructed, erected or placed closer than 1,000 feet to another beverage store, bar, lounge or tavern, or private club with bar service.

The measurement of the distance between said beverage store or bar, lounge or tavern and another such facility shall be in a straight line in all directions from the said beverage store or bar, lounge or tavern to the nearest point of other such facility. The measurement for a structure shall be taken from the nearest point that a structure extends in any direction, including overhanging roofs and all projections or portions of said structures.

(Ord. No. 563, § 2(A), 11-14-1988; Ord. No. 739, § 1, 2-10-1992)