

ORDINANCE NO. 9-2011-2

AN ORDINANCE REQUIRING PERMIT FEES FOR ESTABLISHMENTS SELLING ALCOHOLIC BEVERAGES; PROVIDING PENALTIES FOR VIOLATION: REPEALING ALL OTHER ORDINANCES IN CONFLICT; PROVIDING FOR PUBLICATION; AND SAVINGS CLAUSE.

BE IT ORDAINED BY THE CITY OF JEWETT, TEXAS:

I.

A. It shall be unlawful to sell or offer for sale at retail in the city any alcoholic liquor without having a retail liquor dealer's permit.

B. Application for such permit shall be made to the City Secretary by filing a copy of such application made to the Texas Alcoholic Beverages Commission.

C. The fee to be charged for such permit shall be 1/2 of the State fee for each permit issued for premises located within the City.

II.

A. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and the person, or any employee, agent, manager or officer thereof, who is guilty of violating any of the provisions shall, upon conviction thereof, be fined in any amount not less than Ten and no/100 Dollars (\$10.00) nor more than Two Hundred and no/100 Dollars (\$200.00) for each offense, and every violation of and each and every day's failure or refusal to comply with the said provisions will constitute a separate offense. Further such permit may be cancelled.

B. This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Jewett providing for requiring license and permit fees for establishments selling alcoholic beverages, and shall not operate to repeal or affect any such ordinances or ordinances except insofar as the provisions of such ordinances or ordinance are inconsistent or in conflict with the provisions of this ordinance, in which instance or instances such conflicting provisions in said other ordinance or ordinances shall be and are hereby repealed.

C. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance, and all the remainder of this ordinance not so declared to be invalid shall continue to be in full force and effect. The City Council of the City of Jewett, Texas, hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

subsections, sentences, clauses or phrases be declared unconstitutional.

D. This ordinance shall be effective from and after its passage and publication as provided by law, and IT IS ACCORDINGLY SO ORDAINED.

PASSED AND APPROVED this the 11 day of January,

1984.

C. R. Beddingfield  
Mayor

ATTEST:

[Signature]  
City Secretary

APPROVED:

RICKY SIMS, City Attorney