

## ORDINANCE NO. 505

AN ORDINANCE PROHIBITING THE MAINTENANCE OR OPERATION OF A POOL HALL AS HEREIN DEFINED WITHIN THE CITY OF MESQUITE; DEFINING CERTAIN TERMS; PROVIDING A PENALTY OR FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

SECTION 1. Definitions. The term "pool hall", as used herein, includes any room, hall, building or part thereof, tent or enclosure of any kind similar to those named, or any enclosed open space, in which are exhibited for hire, revenue, fees or gain of any kind, or for advertising purposes of any kind, any pool or billiard table or a stand or structure of any kind or character on which may be played pool or billiards, or any game similar to pool or billiards played with balls, cues or pins or any similar device. Any such table, stand or structure of any kind used or exhibited in connection with any place where goods, wares, or merchandise or other things of value are sold or given away or where or upon which any money or thing of value is paid or exchanged shall be regarded as a place where is exhibited the same for hire, revenue or gain.

Billiard Table Defined. A billiard table is defined as any table surrounded by a ledge or cushion with or without pockets upon which balls are impelled by a stick or cue.

SECTION 2. That no person acting for himself or others shall maintain or operate a pool hall within the City of Mesquite.

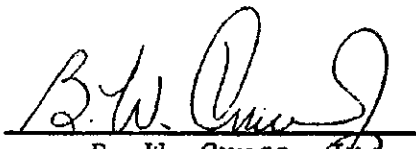
SECTION 3. That any person guilty of violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction, shall be fined not more than the sum of Two Hundred Dollars (\$200.00) for each offense, and each day of such violation shall constitute a separate offense.

SECTION 4. Should any word, phrase, clause, sentence, paragraph, or portion of this ordinance be deemed to be invalid or unconstitutional, the remaining provisions of said ordinance shall remain in full force and effect, and such holding shall not affect the validity of the remaining portions of this ordinance, and the City Council hereby declares it would have passed such remaining portions despite such invalidity.

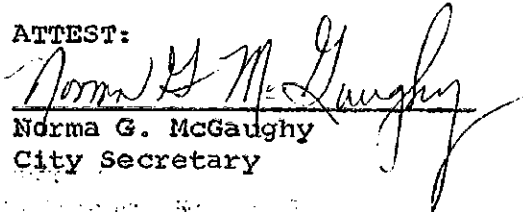
Page 2  
Ordinance No. 505

SECTION 5. The fact that the Legislature of the State of Texas has authorized municipalities to regulate or prohibit pool halls and the fact that there are no such regulations or ordinances prohibiting the same within the City of Mesquite creates an urgency and an emergency in the preservation of the public health, safety and welfare, and requires that this ordinance shall take effect immediately from and after its passage, and publication of the caption of said ordinance, as the law in such cases provides.

PASSED BY THE CITY COUNCIL OF MESQUITE, TEXAS, on the 7th day of October, 1963.

  
B. W. Cruce, Jr.  
Mayor

ATTEST:

  
Norma G. McGaughy  
City Secretary

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