

ORDINANCE NO. 1517

AN ORDINANCE OF THE CITY OF MESQUITE PROHIBITING THE CONSUMPTION OF ALCOHOLIC BEVERAGES UPON AND ADJACENT TO CITY ATHLETIC FIELDS WHERE LEAGUE GAMES ARE PLAYED; PROVIDING CERTAIN DEFINITIONS; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Chapter 13 of the Code of the City of Mesquite is hereby amended as follows, in all other respects to remain in full force and effect:

A new section is hereby added entitled Section 13-17. Consumption of alcoholic beverages at City athletic fields to read as follows:

13-17. It is hereby declared to be unlawful for any person to consume alcoholic beverages upon and adjacent to any athletic field owned or controlled by the City of Mesquite at which league games are played.

Definitions: The following terms, for the purpose of this ordinance are defined as follows:

Adjacent: That area about the field including seating facilities, parking facilities and an area within 100 feet of the play area.

Parking facilities: Those areas utilized primarily for parking by patrons of the playing fields, whether as participants or as spectators and that area within 25 feet of the parking facility.

SECTION 2. That any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction therefor, shall be subject to a fine not to exceed two hundred (\$200.00) dollars for each offense.

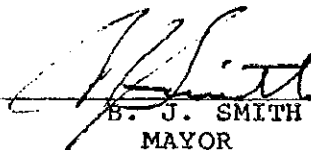
SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

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SECTION 4. The fact that the City of Mesquite has no adequate ordinance regulating the consumption of alcoholic beverages upon and adjacent to city athletic fields where league games are played creates an urgency and an emergency and requires that this ordinance shall take effect immediately from and after its passage and publication as the law in such cases provides.

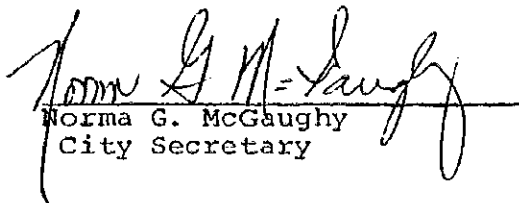
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 18th day of June, A.D., 1979.



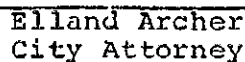
B. J. SMITH
MAYOR

ATTEST:

APPROVED AS TO FORM:



Norma G. McGaughy
City Secretary



Elland Archer
City Attorney