

ORDINANCE NO. 1838

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING ARTICLE 07 OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MESQUITE BY PROVIDING FOR NON-CONFORMING STATUS OF LOCATIONS WHEREIN FRATERNAL ORGANIZATIONS HAVE OPERATED BINGO GAMES PRIOR TO JANUARY 1, 1980, BY REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE AND RETAINING IN FULL FORCE AND EFFECT ALL REGULATIONS OF THE 1973 ZONING ORDINANCE TO THE LAND HEREWITH ZONED; BY PROVIDING THAT THE FOREGOING CHANGES ARE GRANTED SUBJECT TO ANY DEVELOPMENT OF THE LAND BEING DEVELOPED IN CONFORMITY WITH THE REQUIREMENTS OF CURRENT AND/OR FUTURE DRAINAGE IMPROVEMENT ORDINANCES; BY PROVIDING FOR A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, certain fraternal organizations have operated Bingo games at certain locations for several years and such operations have become important landmarks and a part of the heritage of the City and contribute to the culture of said city;

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

SECTION 1. That Article 07.00 of the Comprehensive Zoning Ordinance of the City of Mesquite is hereby amended by adding the following language; in all other respects to remain in full force and effect:

Provided, further that fraternal organizations organized for charitable purposes operating Bingo games at a location prior to January 1, 1980, may continue to operate in the same location without a zoning change but shall not move said operation to a new location unless such location shall comply with the current requirements for indoor commercial recreation.

SECTION 2. Should any word, phrase, sentence, paragraph or section of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 3. Any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction in the Municipal Court shall be subject to a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

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SECTION 4. The fact that the Code of the City of Mesquite does not adequately provide for the manner of operating Bingo Games creates an urgency and an emergency and requires that this ordinance shall take effect immediately from 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 1st day of November, A.D., 1982.


LEN GIBBENS
MAYOR

ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughy
City Secretary

Elland Archer
City Attorney