

## ORDINANCE NO. 2311

AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE CITY OF MESQUITE BY PROHIBITING THE RENTAL OF SPACE FOR LIVING OR SLEEPING ACCOMMODATIONS MORE THAN ONCE PER TWENTY-FOUR (24) HOUR PERIOD AND DECLARING SAME TO BE A NUISANCE; BY PROVIDING DEFINITIONS; BY PROVIDING A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS; BY PROVIDING A SEVERABILITY CLAUSE AND DECLARING AN EMERGENCY.

WHEREAS, the rental of living and/or sleeping accommodations for periods of less than twenty-four (24) hours facilitates prostitution and is detrimental to the proper cleaning and sanitization of such units and creates a hazard for the spread of disease and encourages unlawful activity;

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

SECTION 1. That Chapter 11 of the Code of the City of Mesquite is hereby amended by adding a new Section 11-22 to read as follows; in all other respects to remain in full force and effect:

Pursuant to the authority delegated by Vernon's annotated Civil Statutes, Articles 1175 and 4477-1, Section 23 the following regulations are hereby adopted for the rental of property providing living and/or sleeping accommodations:

It shall be unlawful and an offense for any person, corporation, partnership or other business entity owning or having the control of real property within the City for the purpose of rental for living or sleeping accommodations to rent or let or offer or advertise to rent or let same for time increments of less than twenty-four (24) hours or to rent or let same for use more often than once per twenty-four (24) period and same is hereby declared to be a nuisance.

SECTION 2. Definition. The term, "real property within the City for the purpose of rental for living or sleeping accommodations" shall include, but is expressly not limited to hotels, motels, apartment units, single family dwellings, duplexes and mobile homes, the use or occupancy of which is rented or let for a financial consideration or other thing of value.

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.

SECTION 4. That any person, firm, or corporation violating any