

ORDINANCE NO. 3137

File No. ZO96-5

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY DELETING SECTION 3-203I.701 IN ITS ENTIRETY, AND BY ADOPTING A NEW REVISED SECTION 3-203I.701 REGARDING HOTELS, MOTELS; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, through administration and experience, the Planning and Zoning Commission has determined that it is necessary to revise certain regulations so that the intended purposes of the Zoning Ordinance are best served; and

WHEREAS, the Planning and Zoning Commission did give public notice and did hold public hearings regarding proposed revisions and has recommended amendment of the ordinance; and

WHEREAS, the City Council did give public notice and did hold public hearings regarding the proposed amendments;

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

**SECTION 1.** That the Mesquite Zoning Ordinance adopted on September 4, 1973, and recodified on November 21, 1988, be and the same is hereby amended as follows, said Ordinance in all other respects to remain in full force and effect:

- a. **Delete** the existing *Section 3-203I.701 Hotel, Motels, Tourist Courts* in its entirety and **adopt** a new revised *Section 3-203I-701 Hotels, Motels* to read as follows:

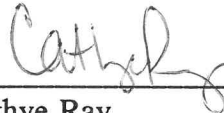
SIC CODE	ZONING DISTRICT							PKNG STAND	SPECIAL CONDITIONS
	O	GR	LC	MU	CB	SS	C I		
701 HOTELS, MOTELS									
a. General Service Hotel/Motel		P	P		P		P C	27	General service hotel/motel requires internal hallways for primary room access; a meeting room of at least 450 square feet; recreational facility (swimming pool, exercise room, etc.); and a restaurant located either on-site or on an adjoining site.
b. Limited Service Hotel/Motel		C	C		C		C C	27	Limited service hotel/motel includes any facility which does not meet the design conditions specified under "general services" hotel/motel.

SECTION 2. That should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal or unconstitutional and shall not affect the validity of the Mesquite Zoning Ordinance as a whole.

SECTION 3. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and subject to the same penalty as provided for in the Mesquite Zoning Ordinance, as amended, and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense.

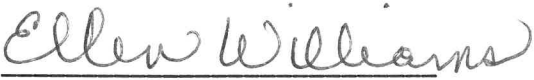
SECTION 4. Whereas, the need to regulate proper development of the City of Mesquite, and the need to protect the public interest, comfort, and general welfare of the citizens of the City of Mesquite, creates an urgency and emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 3rd day of February, 1997.



\_\_\_\_\_  
Cathye Ray  
Mayor

ATTEST:



\_\_\_\_\_  
Ellen Williams  
City Secretary

APPROVED:



\_\_\_\_\_  
B.J. Smith  
City Attorney