

ORDINANCE NO. 4955

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE CITY CODE BY REVISING CHAPTER 2, ARTICLE III, DIVISION 2 – HOTEL OCCUPANCY TAX, SEC. 2-76 – DEFINITIONS, REGARDING REPEALING AND REPLACING THE DEFINITION FOR “HOTEL” TO ALIGN WITH STATE LAW; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.

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

SECTION 1. That the Mesquite City Code is hereby amended by revising Chapter 2, Article III, Division 2 – Hotel Occupancy Tax, Sec. 2-76 – Definitions by deleting the definition of “Hotel” in its entirety and adding a new definition for “Hotel” to align with State law and to read as follows, in all other respects said Code, Chapter, and Section to remain in full force and effect:

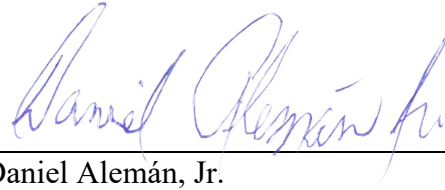
Hotel means any building or buildings in which the public may, for consideration, obtain sleeping accommodations. The term shall include hotels, motels, tourist homes, tourist houses, or tourist courts, lodging houses, inns, rooming houses, bed and breakfast, or other buildings where rooms are furnished for a consideration. "Hotel" shall not be defined so as to include hospitals, sanitariums, nursing homes, dormitories, or an oilfield portable unit. For purposes of the imposition of a hotel occupancy tax under the Texas Tax Code, Chapter 351 (Municipal Hotel Occupancy Taxes), or other law, the term “hotel” includes a Short-Term Rental. See TX. Tax Code, Chapter 156, § 156.001 (Definitions).

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

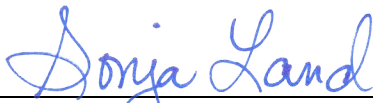
SECTION 4. That this ordinance shall take effect immediately from and after its passage.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas,
on the 2nd day of May 2022.



Daniel Alemán, Jr.
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



David L. Paschall
City Attorney