

C0049

RESOLUTION NO. 11-78

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, CALLING UPON THE STATE LEGISLATURE TO ENACT LEGISLATION TO RETURN SOME CONTROL OVER PRIVATE CLUBS TO LOCAL GOVERNMENTS AND PROVIDE A MINIMUM OF THIRTY (30) DAYS NOTICE TO THE CHIEF OF POLICE ON PRIVATE CLUB LICENSE APPLICATIONS.

WHEREAS, the State Alcoholic Beverage Code has pre-empted the field of Private Club regulation to the exclusion of local governments; and

WHEREAS, notices of application for private club permits furnished to the Chief of Police do not allow him adequate time to offer meaningful input to the Alcoholic Beverage Commission; and

WHEREAS, such circumstances effectively deny local governments any participation in the licensing process and regulation of private clubs; and

WHEREAS, allowance of private clubs is, in essence, a divestiture of the local citizen's right of local determination under the local option election concept;

WHEREAS, the licensing and proper regulation of private clubs is of vital concern to the citizens of Mesquite; and

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

SECTION 1. That the City Council of the City of Mesquite, Texas, calls upon members of the Legislature to enact legislation returning some measure of control of rate of alcoholic beverages, through the facilities of private clubs, to local governments and particularly requiring a minimum of thirty (30) days notice of action by the Alcoholic Beverage Commission on private club applications in order that the Chief of Police may have sufficient time to investigate and offer meaningful input into such determination.

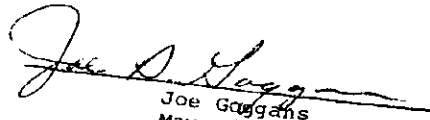
SECTION 2. That copies of this Resolution be forwarded to our State Senators and Representatives of this area and to the Chairman of the Alcoholic Beverage Commission so that they may take such action as may be in the interest of our citizens in this important area of the law.

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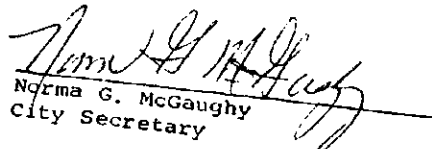
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SECTION 3. That this Resolution shall take effect immediately upon passage as the Charter in such cases provides.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on this 3rd day of April, A.D., 1978.


Joe Goggans
Mayor Pro Tem

ATTEST:


Norma G. McGaughy
City Secretary

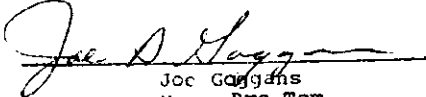
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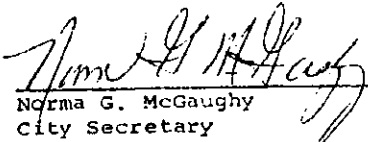
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