RESOLUTION NO. 18-92

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, SUPPORTING PASSAGE OF LEGISLATION IN THE TEXAS LEGISLATURE TO ALLOW HOME RULE MUNICIPALITIES TO REGULATE CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES AND DECLARING THE EFFECTIVE DATE THEREOF.

WHEREAS, the regular session of the 73rd Texas Legislature will convene on January 12, 1993; and

WHEREAS, many legislative issues affecting local government will be considered; and

WHEREAS, many cities across the state are plagued by problems of public safety and diminished economic development because of the inability to regulate consumption of alcoholic beverages in public places; and

WHEREAS, state law, pursuant to the Texas Alcoholic Beverage Code, preempts local regulation of possession of open alcoholic beverage containers; and

WHEREAS, municipalities are better able to address alcohol-related problems of a local nature than the Texas Alcoholic Beverage Commission; and

WHEREAS, the City of Mesquite would prefer that municipalities be allowed to regulate consumption of alcoholic beverages in public places;

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 supports passage of legislation in the Texas Legislature which would allow home rule municipalities to regulate consumption of alcoholic beverages in public places.

SECTION 2.   Further, as an expression of the City of Mesquite's strong sentiment concerning this issue, copies of this resolution shall be provided to Senator John Leedom, Senator David Sibley, Representative Bill Blackwood, Representative Al Granoff and members of the Sunset Advisory Commission.

SECTION 3.   That this resolution shall take effect immediately upon date of passage as the law in such cases provides.

00010

Page 2

 DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 6th day of July, 1992.

Cathye Ray
Mayor

ATTEST: APPROVED:

Lynn Prugel   B.J. Smith
City Secretary   City Attorney