

ORDINANCE NIMBER 609

ALCOHOLIC BEVERAGE PERMIT/LIQUOR LICENSE

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PANHANDLE, TEXAS, AMENDING THE CODE OF ORDINANCES SECTION 4.101 LICENSE REQUIRED AND PROVIDING A REPEALER; PROVIDING SEVERABILITY; AND AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Panhandle, Texas has determined that with the proper licensing, and in regard to TABC rules and regulations, mixed beverages in restaurants may be allowed.

WHEREAS, the City Council believes the current provisions in Section 4.01 should be AMENDED in the Code of Ordinances.

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

**That Section 4.101 is AMENDED as follows:**

**Section 4.101 License Required**

**It shall be unlawful for any person, firm, or corporation to wholesale, retail, sell, or distribute beer or vinous or malt liquor, as defined by law, with in the corporate limits of The City of Panhandle, Texas without first having applied for and secured a license from the city secretary of such city as hereinafter provided. Mixed Beverages may only be served by a restaurant that holds a Mixed Beverage Permit with a Food and Beverage Certificate. Any violation of this ordinance for each day shall be a separate offense.**

**REPEALER**

**That, Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided, however, that any complaint, action, claim or lawsuit that has been initiated or has arisen under or pursuant to any of the ordinances or sections thereof that have been specifically repealed on the date of adoption of this Ordinance shall continue to be governed by the provisions of such ordinance or section thereof and for that purpose the ordinance or section thereof shall remain in full force and effect.**

**SEVERABILITY**

**That, if any provision, section, subsection, sentence, clause or the application of the same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this Ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Panhandle in adopting this Ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.**

**EFFECTIVE DATE**

**That**, this ordinance shall become effective upon final passage by the City Council.

**PASSED, APPROVED, AND ADOPTED**, on the 24<sup>th</sup> day of June, 2021, at a regular meeting of the City Council of the City of Panhandle, Texas, which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq., at which meeting a quorum was present and voting.

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Doyle Robinson, Mayor

ATTEST:

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Veronica Willburn, City Secretary