

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CITY OF MISSION CODE OF ORDINANCES APPENDIX A – ZONING, ARTICLE X. CONDITIONAL USE PERMITS, SECTION 1.56 CONDITIONS OF CONDITIONAL USE; SUBSECTION 3, BARS, COCKTAIL LOUNGES, TAVERNS, CANTINAS, SALOONS, DANCEHALLS, DISCOTHEQUES, DISCOS OR NIGHTCLUBS, BY ADDING SUBSECTION H, ESTABLISHING LICENSE SECURITY OFFICER REQUIREMENTS BASED ON THE MAXIMUM OCCUPANCY, PROVIDING REPEALER CLAUSE; PROVIDING SEVERABILITY CLAUSE; PROVIDING EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

WHEREAS, The City of Mission is a home-rule municipality possessing the full power of local self-governance pursuant to Article XI, Section 5 of the Texas Constitution; and

WHEREAS, Pursuant to the laws of the State of Texas, including Section 51.001 of the Texas Local Government Code, the City Council has the authority to adopt or amend an ordinance that, among other things, is for good government peace or order of Mission; and

WHEREAS, the regulation of bars and nightclubs is necessary for the general welfare of the community; and

WHEREAS, the City Council finds it beneficial to establish guidelines for the requirement of license security officers based on maximum occupancy of the proposed venue during the conditional use permit process; and

WHEREAS, The Planning and Zoning Commission has reviewed the proposed amendment and has recommended approval; and

WHEREAS, The City Council of the City of Mission finds that it is in the best interest of the citizens of Mission to amend the Code of Ordinances as set forth below;

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

SECTION 1: That the City of Mission Code of Ordinances, Appendix A – Zoning, Article X. – Conditional Use Permits, Section 1.56, Subsection 3. Bars, cocktail lounges, taverns, cantinas, saloons, dancehalls, discotheque, discos, or nightclubs, be hereby amended by adding Subsection h, the language underlined (added) to read in full as follows. *The remaining sections are to remain in force.

Section 1.56. Conditions of Conditional Use

3. Bars, cocktail lounges, taverns, cantinas, saloons, dancehalls, discotheque, discos, or nightclubs

h. Licensed security officers will be required based on the maximum occupancy of the business. For a business with a maximum occupancy of 60 people or less the

business owner will be required to have one licensed security officer each day of operation from 8:00 p.m. to 2:00 a.m. For a business with a maximum occupancy of 61 to 120 people the business owner will be required to have two (2) licensed security officers each day of operation from 8:00 p.m. to 2:00 a.m. For a business with a maximum occupancy of 121 to 180 people the business owner will be required to have three (3) licensed security officers each day of operation from 8:00 p.m. to 2:00 a.m. For a business with a maximum occupancy of 181 to 240 people the business owner will be required to have four (4) licensed security officers each day of operation from 8:00 p.m. to 2:00 a.m. For a business with a maximum occupancy of more than 240 people the number of required licensed security officers shall be determined by the City Council after a recommendation from the Planning and Zoning Commission. All security personnel must be present at all times and properly identifiable.

SECTION 2: REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: SEVERABILITY: If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and any remaining provision shall continue in effect notwithstanding the invalidity of such section, subsection, clause, phrase or portion.

SECTION 4. EFFECTIVE DATE: This ordinance shall take effect immediately upon its passage and publication as required by law.

PASSED, APPROVED, AND ADOPTED THIS ____ DAY OF _____, 2026, at a regular meeting of the City Council Elective Commission of the City of Mission, Texas at which a quorum was present and which was held in accordance with TEXAS GOVERNMENT CODE, CHAPTER 551.

CITY OF MISSION

Norie Gonzalez Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary

APPROVED AS TO FORM:

City Attorney