

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MISSION, TEXAS AUTHORIZING A SIX (6) MONTH MORATORIUM ON THE ISSUANCE OF NEW (OR RENEWED) BUILDING PERMITS, BUSINESS LICENSES, FOOD PERMITS, CONDITIONAL USE PERMITS AND CERTIFICATES OF OCCUPANCY TO BE USED FOR THE CONSTRUCTION OR OPERATION OF BUSINESSES DESIGNED TO OPERATE GAME HALLS, INCLUDING AMONG OTHER USES "EIGHT-LINERS" AND/OR SIMILAR TYPES GAMING DEVICES; POKER CLUBS; BYOB ESTABLISHMENTS; AND/OR SOCIAL CLUBS AND OTHER SIMILAR OPERATIONS WITHIN THE CITY LIMITS OF MISSION, TEXAS.

WHEREAS, the City of Mission, Texas, continues to experience significant economic growth, including many diverse types of businesses and commercial operations; and

WHEREAS, part of such growth has included proposals for game halls, including among other uses "eight-liners" and/or similar types gaming devices; poker clubs; BYOB establishments; and/or social clubs and other similar operations; and

WHEREAS, this increased activity has presented the City's Planning and Zoning Department, as well as law enforcement and code officers, with certain unique safety and planning concerns that result from these types of businesses; and

WHEREAS, some of these issues include such safety concerns related to electrical wiring, fire hazard concerns, parking and spacing requirements, traffic flow and the increased requirement for security details, patrols and other law enforcement resources; and

WHEREAS, the City of Mission, Texas, has the obligation to insure orderly, organized, city-wide, planning and development; and

WHEREAS, as prescribed by the Texas Constitution and the Mission City Charter, the City of Mission has the authority, and corresponding duty, to ensure consistent community growth and economic development balanced with public safety; and

WHEREAS, it is now necessary for the future development and governmental planning of the City of Mission to place a moratorium on the issuance of any new (or renewed) building permits, business licenses, food permits, conditional use permits and certificates of occupancy the construction or operation of businesses designed to operate game halls, including among other uses "eight-liners" and/or similar types gaming devices; poker clubs; BYOB establishments; and/or social clubs and other similar operations; and

WHEREAS, the City of Mission, Texas does hereby recognize and pass this resolution in support of a moratorium on the issuance of any new (or renewed) building permits, business licenses, food permits, conditional use permits and certificates of occupancy the construction or operation of businesses designed to operate game halls, including among other uses "eight-liners" and/or similar types gaming devices; poker clubs; BYOB establishments; and/or social clubs and other similar operations; and

WHEREAS, the City Council of the City of Mission, acting pursuant to the powers given it by the City Charter and the Constitution of the State of Texas, hereby resolves to cease and desist the current practice that provides for the issuance of any new (or renewed) building permits, business licenses, food permits, conditional use permits and certificates of occupancy for the construction or operation of businesses designed to operate game halls, including among other uses "eight-liners" and/or similar types gaming devices; poker clubs; BYOB establishments; and/or social clubs and other similar operations;

NOW, THEREFORE, UPON THE PASSAGE OF THIS RESOLUTION, IT IS RESOLVED that the City of Mission, Texas, hereby places a six (6) month moratorium on the issuance of any new (or renewed) building permits, business licenses, food permits, conditional use permits and certificates of occupancy for the construction or operation of businesses designed to operate game halls, including among other uses "eight-liners" and/or similar types gaming devices; poker clubs; BYOB establishments; and/or social clubs and other similar operations.

READ, CONSIDERED AND APPROVED this the 28th day of August, 2023.

Norie Gonzalez Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary

APPROVED AS TO FORM:

Victor A. Flores, City Attorney