

**Montgomery City Council**  
**AGENDA REPORT**

<b>Meeting Date:</b> November 10, 2025	<b>Budgeted Amount:</b> N/A
<b>Department:</b> Administration	<b>Prepared By:</b> Ruby Beaven

**Subject**

Consideration and possible action on an Ordinance of the City Council of the City of Montgomery, Texas, repealing article II, License, of Chapter 6, Alcoholic Beverages, of the Montgomery City Code for the purpose of removing certain city licensing requirements that duplicate the requirements of the Texas Alcoholic Beverage Commission.

**Recommendation**

Staff recommend approval of the Ordinance for Article II, License, of Chapter 6, Alcoholic Beverages, of the Montgomery City Code to repeal in its entirety.

**Discussion**

Before issuing a license or permit for the sale or distribution of alcoholic beverages within the City, the State requires the City to be notified of any application and for the City to certify that the activity is allowed at the requested location within the City. The Montgomery City Code currently requires that any person wishing to sell or distribute alcoholic beverages within the City also obtain a license from the City for such sale or distribution. The current licensing requirement of the Montgomery City Code is duplicative of the licensing requirement of the State and provides no additional information or benefit to the City beyond that currently being provided by the State. The 89th Regular Session of the Texas Legislature passed SB1008, effective September 1, 2025, which prohibits a City from charging a licensing fee to sellers or distributors of alcoholic beverages if such persons have paid a licensing or permitting fee to the State. The current City of Montgomery licensing requirement of Article II, of Chapter 6, of the Montgomery City Code creates an administrative burden and cost for the City with no additional benefit to the City.

The Ordinance request is for Article II, License, of Chapter 6, Alcoholic Beverages, of the Montgomery City Code to repeal in its entirety. All other portions of Chapter 6 of the Montgomery City Code shall remain in full force and effect.

**Approved By**

City Administrator

Brent Walker

Date: 11/04/2025