

ORDINANCE O-19-2025

AN ORDINANCE OF THE CITY COUNCIL, CITY OF JACKSBORO, TEXAS, REPEALING CITY PERMITTING FEES AND AMENDING PERMIT EXPIRATIONS FOR ALCOHOL PERMITS IN THE CODE OF ORDINANCES AS RELATED TO CHAPTER 5. BUSINESS REGULATIONS, ARTICLE 5.02. ALCOHOLIC BEVERAGES, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Jacksboro has adopted and established certain procedures for applications and issuances of permits for the sale of alcohol fees under Ordinance O-14-16, adopted by the City Council on November 21, 2016; and

WHEREAS, the City Council, in accordance with the 89th Texas Legislature's passage of Senate Bill 1008, finds that the current Ordinance for Permitting of Alcohol Sales must be reviewed and amended to align with the newly signed law.

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

SECTION 1. All the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The Code of Ordinances for the City of Jacksboro, Chapter 5. Business Regulations, Article 5.02 Alcoholic Beverages should be revised as attached to this Ordinance as Exhibit A.

SECTION 3. The revised regulations will apply to commercial businesses within the corporate limits and extraterritorial jurisdiction of the City who apply for and receive an alcohol sales permit.


SECTION 4. REPEALING CLAUSE. All provisions of the Code of Ordinances of the City of Jacksboro, Texas, in conflict with the provisions of this Ordinance, be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5. SEVERABILITY. Should any section, subsection, sentence, clause, phrase of this Ordinance, or the Code of Ordinances, as amended hereby, be declared unconstitutional or invalid by a court of competent jurisdiction, the same shall not affect the validity of the remaining portions of said Ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its passage, approval and publication.

PASSED, APPROVED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF JACKSBORO, TEXAS ON THE 22ND DAY OF SEPTEMBER 2025.

CITY OF JACKSBORO


ALTON MORRIS
MAYOR

ATTEST:


SHALYN L. BURRITT
CITY SECRETARY

APPROVED AS TO FORM:

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ATTACHMENT A

ARTICLE 5.02

ALCOHOLIC BEVERAGES

§ 5.02.001. Permit required; fee.

- (a) With respect to the sale of alcoholic beverages including mixed beverages, it shall be unlawful for any person to make such sales within the city without having first obtained proper certification and approval from the office of the city secretary and paid the **annual biennial** permit fee, **if applicable**, in addition to all other certificates or licenses required. Permit fees shall be as set forth in the fee schedule in appendix A of this code.
- (b) The city secretary shall issue a receipt for all permit fees and shall keep a record of the same in the city secretary's office. ~~All receipts issued for the payment of permit fees under the terms of this section shall terminate at midnight on the day before the anniversary date of their issuance, and no receipt shall be issued covering a longer term than one (1) year.~~

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.01; Ordinance adopting 2023 Code; **Ordinance O-19-2025 adopted 9/22/2025**)

§ 5.02.002. Processing procedures for issuance of permit.

- (a) Before the city secretary shall sign or certify any application for a permit or license under the Texas Alcoholic Beverage Code, or any **annual biennial** renewal, such application shall be submitted to the appropriate city departments to ensure that the application complies with all city ordinances and zoning regulations and are for establishments located in a wet area.
- (b) Before sales of any alcoholic beverages including mixed beverages may begin, a city permit must be obtained. In order to obtain a city permit an application must be filed with the city secretary along with:
- (1) A copy of a current and valid state alcoholic beverage commission permit; and
 - (2) Payment of a permit fee to the city in the amount of one-half of the state fee for each permit **if a fee is applicable**.
- (c) The city shall issue an official permit to be displayed along with the state license or permit on the licensed or permitted premises.

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.02, **Ordinance O-19-2025 adopted 9/22/2025**)

§ 5.02.003. Hours of sale.

Under the authority granted to municipalities under the Alcoholic Beverage Code including but not limited to authority granted under section 109.32, an establishment that sells alcoholic beverages may do so at any time during a day that those sales are allowed under the code as amended.

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.03)

§ 5.02.004. Sale near church, school or hospital.

Under the authority granted to municipalities under the Alcoholic Beverage Code, including but not limited to authority granted under section 109.33 and only to the extent allowed, stated and defined by the Alcoholic Beverage Code, there may be no sale of alcoholic beverages in the city's corporate limits by a dealer whose place of business is within 300 feet of a church public or private school, or public hospital (as those terms are defined in the Alcoholic Beverage Code, as amended).

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.04)

§ 5.02.005. Sale of beer in residential area.

Under the authority granted to municipalities under the Alcoholic Beverage Code, including but not limited to authority granted under section 109.32, an establishment that sells beer may not be located within any residential zoning areas.

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.05)

§ 5.02.006. Penalty.

Any violation of any of the terms of this article, whether denominated in this article as unlawful or not, shall be deemed a class C misdemeanor. Any person, corporation or other type of business entity or organization convicted of any such violation shall be fined in an amount not to exceed \$500.00 for each incidence of violation. Each violation is considered a separate offense and will be punished separately.

(Ordinance O-14-16 adopted 11/21/2016; 1997 Code, sec. 110.06)