ORDINANCE NO 05- 30

AN ORDINANCE AMENDING ORDINANCE NO. 05-14, THE SMOKING ORDINANCE, BY CHANGING THE DEFINITION OF "BAR" TO A PLACE SERVING ALCOHOLIC BEVERAGES IN WHICH MORE THAN 50% OF ITS GROSS REVENUES ARE FROM THE SALE OF ALCOHOLIC BEVERAGES, PROVIDING FOR PUBLICATION, AND ORDAINING OTHER MATTERS RELATED TO THE FOREGOING

BE IT ORDAINED BY THE CITY OF HARLINGEN:

SECTION I: That Ordinance No. 05-14 is amended by repealing the definition of a "Bar" in Section II thereof, and replacing it with the following language:

"Bar" means an area which is devoted to the serving of alcoholic beverages for consumption by guests on the premises and in which more than 50% of its gross income is derived from sales of alcoholic beverages. A "bar" includes those facilities located within a hotel, motel, or other similar transient occupancy establishment.

SECTION II: That the City Secretary of the City of Harlingen, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this Ordinance to be published in a newspaper having general circulation in the City of Harlingen, Cameron County, Texas.

FINALLY ENACTED THIS 1st day of June, 2005 at a regular meeting of the Elective Commission of the City of Harlingen, Texas at which a quorum was present and which was held in accordance with TEXAS GOVERNMENT CODE CHAPTER 551.

CITY OF HARLINGEN

Rick Rodriguez, Mayor

ATTEST:

Sylvia R. Trevino, City Secretary