

## **ORDINANCE NO. 848**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEDWIG VILLAGE, TEXAS AMENDING CHAPTER 6, ALCOHOLIC BEVERAGES, OF THE HEDWIG VILLAGE CITY CODE BY ADOPTING A NEW SECTION 6-36, SALES PROHIBITED NEAR CHURCH OR SCHOOL, FOR THE PURPOSE OF PROHIBITING ALCOHOL SALES WITHIN CLOSE PROXIMITY TO CHURCHES AND SCHOOLS.**

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEDWIG VILLAGE, TEXAS THAT:**

**Section 1.** Chapter 6, Alcoholic Beverages, of the City of Hedwig Village City Code is hereby amended by adopting a new Section 6-36, *Sales Prohibited Near Church, School, or Public Hospital*, for the purpose of prohibiting alcohol sales within 300 feet of a church or school. The newly adopted Section 6-36 shall read as set out in Appendix A, attached hereto.

**Section 2.** All ordinances and parts of ordinances in conflict with this Ordinance are repealed to the extent of the conflict only.

**Section 3.** If any word, phrase, clause, sentence, paragraph, section or other part of this Ordinance or the application thereof to any person or circumstance, shall ever be held to be invalid or unconstitutional by any court of competent jurisdiction, neither the remainder of this Ordinance, nor the application of such word, phrase, clause, sentence, paragraph, section or other part of this Ordinance to any other persons or circumstances, shall be affected thereby.

**Section 4.** The City Council officially finds, determines and declares that a sufficient written notice of the date, hour, place and subject of each meeting at which this Ordinance was discussed, considered or acted upon was given in the manner required by the Texas Open Meetings Act, as amended, and that each such meeting has been open to the public as required by law at all times during such discussion, consideration and action. The City Council ratifies, approves and confirms such notices and the contents and posting thereof.

**Section 5.** This Ordinance shall be effective immediately upon its passage and adoption.

**PASSED, APPROVED and ADOPTED** this, the 14th day of August, 2025.

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Tom Jinks, Mayor  
City of Hedwig Village, Texas

**ATTEST:**

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Lisa Modisette, City Secretary  
City of Hedwig Village, Texas

## **Appendix A**

### **Sec. 6-36. Sales Prohibited near church or school.**

The sale of alcoholic beverages by any dealer where the place of business of any such dealer is within 300 feet of any church or public or private school, is hereby prohibited in accordance with the provisions of V.T.C.A., Alcoholic Beverage Code § 109.33. The distance between any such place of business and any church or public or private school shall be measured in accordance with said V.T.C.A., Alcoholic Beverage Code § 109.33. This prohibition shall not apply to the existing location of any alcoholic beverage dealer permitted before August 14, 2025, nor shall it apply to any business if less than 50% of the gross receipts of the business are from the sale or service of alcoholic beverages.