

SECTION 17-30. SALE OF ALCOHOLIC BEVERAGES

(a) Definitions: The definition of all words and terms used in this section shall be the same as set forth in the Texas Alcoholic Beverage Code.

(b) It shall be unlawful for any person to sell any alcoholic beverage in any residential section of the City. This prohibition includes areas zoned R-18, R-12, R-9, R-7.5, R-6, R-5, TE, DU, ETH, TH, TH-2, MF-1, MF-2, MF-3, MHP, MHS, and OTMU-1.

(c) The sale of alcoholic beverages in a retail establishment with a permit for the off-premise consumption of beer and wine shall be prohibited within 300 feet of a church, public or private school, or public hospital.

(d) The sale of alcoholic beverages in a restaurant with a food and beverage certificate shall be prohibited within 300 feet of a church, public school, or public hospital.

(e) Subsection (c) does not apply to the holder of a license or permit covering a premise where minors are prohibited from entering under §109.53 of the Texas Alcoholic Beverage Code and this is located within 300 feet of a private school.

(f) The measurement of distances between a church, public or private school, or public hospital and a place of business shall be calculated in accordance with §109.33 of the Texas Alcoholic Beverage Code.

(g) Variances to the distance requirements set forth in this Section may be allowed by the City Council upon justification in accordance with §109.33 of the Texas Alcoholic Beverage Code.

(h) All other matters regarding alcoholic beverages not mentioned herein or elsewhere in the Lewisville City Code shall conform to the provisions of the Texas Alcoholic Beverage Code.