

## HANDOUT

Redline identifying proposed revisions to the Planning & Zoning Commission's original recommended Zoning Text Amendment.

### Mesquite Zoning Ordinance

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#### PART 6. – DEFINITIONS

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### 6-100 DEFINITIONS AND INTERPRETATION OF TERMS

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#### 6-102 DEFINITIONS

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##### **RECEPTION FACILITY:**

An establishment that is made available for private use, principally for parties, dances, receptions, banquets or similar social events. Where such a facility is connected with a principal use, the reception facility shall be deemed a separate use and shall require its own certificate of occupancy. Such principal uses where a reception facility may be connected include, but are not limited to, art galleries, civic, commercial amusement, country clubs, drinking places with private clubs, gardens, hotels, museums, restaurants, social or fraternal organizations, theaters, and zoos.

~~**Accessory Reception Facility:** An accessory reception facility shall mean a reception facility which is accessory to a lawful principal use, that is considered incidental and secondary to the to the principal use.~~

**Minor Reception Facility:** A Reception Facility that does not exceed 6,000 total square feet (including the entire building square footage and the outdoor areas which are designated for reception activities).

**Major Reception Facility:** A Reception Facility with more than 6,000 total square feet (including the entire building square footage and the outdoor areas which are designated for reception activities).

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### PART 3. – NONRESIDENTIAL DISTRICTS

<b>3-203 SCHEDULE OF PERMITTED USES</b>													
* * *													
<b>I. SERVICES</b>													
<i>SIC Code</i>	<i>Use Description</i>	<i>O</i>	<i>GR</i>	<i>LC</i>	<i>THN K20 NGTC</i>	<i>CV</i>	<i>MU</i>	<i>CB</i>	<i>SS</i>	<i>C</i>	<i>I</i>	<i>PKNG STND</i>	<i>Special Conditions</i>
* * *													* * *
<b>79</b>	<b>AMUSEMENT &amp; RECREATION SERVICES</b>												
791	Dance Studios, Schools (except)		P	P			P	P		P	P	1	
	Reception Facilities												
	a. Minor Reception Facility												
	a-1. Minor Reception Facility NOT within 500-ft of a Residential District		<u>P</u>	<u>P</u>			P	P		P	P	11	Requires compliance with 3-508 (A).
	a-2. Minor Reception Facility within 500-ft of a Residential District		<u>C</u>	<u>C</u>			C	C		C	C	11	Requires a CUP when the Facility is located within 500 feet of a residential district.  Requires compliance with 3-508 (A).
	b. Major Reception Facility							C		C	C	11	Facilities are required to be located at least 500 feet from any residential district.  Requires compliance with 3-508 (A).
* * *													* * *
<b><del>L. ACCESSORY USES AND STRUCTURES</del></b>													
<del>* * *</del>													<del>* * *</del>
<del>11</del>	<del>RECEPTION FACILITIES</del> <del>“Accessory Reception Facility”</del>		<del>P</del>	<del>P</del>			<del>P</del>	<del>P</del>		<del>P</del>	<del>P</del>		<del>Requires compliance with 3-508 (B).</del>

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### 3-500 SUPPLEMENTARY USE REGULATIONS

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#### 3-508 RECEPTION FACILITIES

##### A. MAJOR AND MINOR RECEPTION FACILITIES

In addition to the requirements of Section 3-203, all major reception facilities and minor reception facilities shall comply with the following regulations:

1. *Defined.* "Reception Facility," "Minor Reception Facility," and "Major Reception Facility" are all defined terms in this Zoning Ordinance. See Section 6-102.
2. *Hours of operation.* Unless authorized by a conditional use permit, hours of operation for a major or minor reception facility shall be limited to 8:00 a.m. to 10:00 p.m. Monday through Thursday and 8:00 a.m. to midnight Friday through Sunday.
3. *Security.* The major or minor reception facility shall provide security at every event where alcoholic beverages are provided or consumed or where a D.J. or live music is provided for age groups 13-21. Security shall be provided by a qualified person(s) authorized to provide private security pursuant to Chapter 1702 of the Texas Occupations Code or by a licensed peace officer. A minimum of one (1) security officer is required for up to twenty-five (25)~~every 150~~ individuals in attendance. One additional security officer shall be required for every additional one hundred (100) individuals in attendance, or fraction thereof, for said event where:
  - a. alcoholic beverages are provided or consumed; or
  - b. where a D.J. or live music is provided for age groups 13-21.
4. *Outside activities.* Outside activities, if any, shall be confined within a legally fenced-in area with a solid fence or wall at least six feet in height and in compliance with Chapter 5, Article V of the Mesquite City Code. All activities conducted within or outside the major or minor reception facility shall conform to the hours of operation in this section and comply with the noise restrictions of Mesquite City Code Section 10-66, et seq.
5. *Premises condition.* The owner or operator of the major or minor reception facility shall clean, or have cleaned, the premises of all litter, debris or rubbish immediately following an event. In addition to other applicable codes and ordinances of the City, the premises shall be maintained in compliance with the International Property Maintenance Code and operated to conform to maximum occupancy load limitations at all times.
6. *Owner representative.* For all events at a major or minor reception facility, the owner or the owner's agent shall be present at the facility for the duration of the event.
7. *Compliance with applicable laws and additional provisions.* Alcoholic beverages may not be sold on the premises without strict compliance with the Texas Alcoholic Beverage Code and the use regulations of the Mesquite Zoning Ordinance. A person or a person affiliated, related, associated with or acting in concert with the person, serving alcohol may not use the major or minor reception facility more than twice per month. The definition of the term "person" provided in Section 1-2, "Rules of Construction," of this code, applies. "Affiliate" means any entity owned or controlled, wholly or in part, by a person.

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8. *Surveillance Cameras.* The operator of the major or minor reception facility shall provide, maintain, and operate color digital high-resolution surveillance cameras at all entrances, exits, and parking areas in compliance with the following:
  - a. The cameras shall have a minimum of 1080 lines of resolution.
  - b. The entrance and exit area camera(s) shall be placed to provide a clear and identifiable full frame of the filmed individual's face entering and leaving the facility.
  - c. All cameras shall accurately display the correct date and time of the recording.
  - d. The cameras shall be functional, activated, and provide views, unobstructed by matter, 24-hours a day, including hours when the reception facility is not open for business.
  - e. The operator shall maintain on a digital storage device a library of the recorded digital images for not less than 10-days.
  - f. Any passwords, user identification, or other information necessary to access the digital storage device to recover recorded digital images shall be maintained and accessible at the location of the reception facility.
  - g. The reception facility shall have posted at all public exits and entrances signs or decals indicating the surveillance cameras are in use.

### **~~B. ACCESSORY RECEPTION FACILITY.~~**

~~In addition to the requirements of Section 3-203, all Accessory Reception Facilities shall comply with the following regulations:~~

- ~~1. Defined. "Accessory Reception Facility" is a defined term in this Zoning Ordinance. See Section 6-102.~~
- ~~2. Hours of operation. Unless otherwise authorized by a conditional use permit (CUP), hours of operation for an Accessory Reception Facility shall be limited to 6:00 a.m. to 10:00 p.m. Monday through Thursday and 6:00 a.m. to midnight Friday through Sunday.~~
- ~~3. Size. Accessory Reception Facilities shall occupy less than 50% of the total public area of the primary use.~~
- ~~4. Permitted Uses. Accessory Reception Facilities may be secondary to the following principal uses, if permitted by right in the applicable zoning regulations:~~
  - ~~a. art gallery;~~
  - ~~b. civic;~~
  - ~~c. commercial amusement;~~
  - ~~d. country club;~~
  - ~~e. drinking place with private club;~~
  - ~~f. garden;~~
  - ~~g. hotel;~~
  - ~~h. museum;~~
  - ~~i. restaurants;~~
  - ~~j. social or fraternal organization;~~
  - ~~k. theater;~~
  - ~~l. zoo.~~

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