



1 (c) Except as provided in subsection (d) of this section, the sale of alcoholic beverages within 300 feet of  
2 a church, public school, or public hospital as determined by measurements prescribed in this section  
3 is prohibited.

4 (d) Where the church, public school, or public hospital is located within a commercial zoning district, no  
5 separation from places of business where alcoholic beverages are sold shall be required.

6 Sec. 4-3. - Variances.

7 The city council may allow variances to the provisions of section 4-2 if the council determines that  
8 enforcement of that section is not in the best interest of the public, constitutes waste or inefficient use of  
9 the land or other resources, creates an undue hardship on an applicant for a license or permit, does not  
10 serve its intended purpose, is not effective or necessary, or for any other reason the city council, after  
11 consideration of the health, safety and welfare of the public and the equities of the situation, determines is  
12 in the best interest of the community.

13 Sec. 4-4. - Unlawful to drink or possess intoxicating liquors within certain areas.

14 (a) *Ball fields.* It shall be unlawful for any person, firm or corporation to carry, possess, or drink any  
15 alcoholic or intoxicating beverage in any city-owned or -operated baseball or softball field while a  
16 person or persons of non-drinking age are participating in organized league play.

17 (b) *Swimming pool areas.* Except as provided herein, it shall be unlawful for any person, firm, or  
18 corporation to carry, possess, or drink any alcoholic or intoxicating beverage in any city-owned and -  
19 operated swimming pool area. The foregoing prohibition shall not apply to any swimming pool owned  
20 by the city, but operated or managed by a third party under contract with the city.

21 (c) *Park areas.* Permits. It shall be unlawful for any person, firm or corporation to sell any alcoholic or  
22 intoxicating beverage in any city-owned or -operated park without first obtaining a permit therefor from  
23 the chief of police. The decision of the chief of police to grant or deny any such permit shall be  
24 appealable to the city council.

25 **II.**

26 **A.** All ordinances, parts of ordinances, or resolutions in conflict herewith are  
27 expressly repealed.

28 **B.** The invalidity of any section or provision of this ordinance shall not  
29 invalidate other sections or provisions thereof.

30 **C.** The City Council hereby finds and declares that written notice of the date,  
31 hour, place and subject of the meeting at which this Ordinance was adopted was posted  
32 and that such meeting was open to the public as required by law at all times during which  
33 this Ordinance and the subject matter hereof were discussed, considered and formally  
34 acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government  
35 Code, as amended.

1 Alternative one.

2 By motion duly made, seconded and passed with an affirmative vote of all the  
3 Council members present, the requirement for reading this ordinance on two separate  
4 days was dispensed with.

5 **READ, PASSED, and ADOPTED** on first reading this \_\_\_\_ day of  
6 \_\_\_\_\_, 2024.

7 Alternative 2.

8 **READ** and **APPROVED** on first reading this the \_\_\_\_ day of  
9 \_\_\_\_\_, 2024.

10 **READ, APPROVED and ADOPTED** on second reading this the \_\_\_\_ day of  
11 \_\_\_\_\_, 2024.

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\_\_\_\_\_  
CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:  
\_\_\_\_\_  
ANN FRANKLIN, City Clerk