

AN ORDINANCE ESTABLISHING RULES, GUIDELINES AND  
REGULATIONS FOR THE ISSUANCE OF PERMITS WITHIN  
THE CORPORATE LIMITS OF THE VILLAGE OF JAMAICA BEACH

WHEREAS, based upon an investigation of the various forms of businesses being conducted within the Corporate Limits of the Village of Jamaica Beach it was determined that various types of businesses were being conducted in an uncontrolled manner; and

WHEREAS, it was determined that the conducting of said businesses need to be controlled; and

WHEREAS, it was determined that said businesses could be adequately controlled, amongst other ways, through the issuance of permits; and

WHEREAS, rules, guidelines and regulations need be established for the issuance of permits within the Corporate Limits of the Village of Jamaica Beach.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF JAMAICA BEACH, TEXAS,

SECTION 1. That no permit shall be issued unless application is made in accordance with this ordinance.

SECTION 2. That any person, firm, corporation or other legal business entity, required to obtain a permit by ordinance, shall make application for same to the Village Secretary.

SECTION 3. The Village Secretary shall grant all permits as required by the provisions of any ordinance unless for good cause he shall deem the applicant not entitled thereto.

SECTION 4. Each permit issued under the terms of this ordinance shall be numbered, signed and dated by the Village Secretary, shall state the name and address of the person, firm, corporation or other legal business entity, to whom granted, the purposes for which it is granted, the period during which it shall remain in force, the type of vehicle to be used by the applicant, and in the case of motor vehicles, the state registration, vehicle identification number and license tag number of same.

SECTION 5. Issuance of permits shall be as a semi-annual basis with official issuance dates being from April 1 - September 30 and from October 1 - March 31 of each year. No consecutive permits shall be issued to any one applicant for any period in excess of one year from date of issuance. Permit fees shall be payable to the Village Secretary upon application and shall cost fifty dollars (\$50.00) per annual or thirty dollars (\$30.00) per semi-annual period or any fraction thereof. Notwithstanding anything to the contrary, all permits shall expire on the official issuance dates specified above.

SECTION 6. No permit shall be issued to any applicant selling or offering to sell, drinks, confections, beverages (alcoholic or otherwise), foods, or articles of foods without said applicant first exhibiting to the Village Secretary a valid food-handler's license issued him either by the City or County of Galveston, Texas.

SECTION 7. Upon the expiration of any permit, application may be made for another permit which may be granted upon the fulfillment by the applicant of the conditions required for an original permit.

SECTION 8. Any permit may be revoked at any time. No permit shall ever operate as a grant or a privilege or mature into a right.

SECTION 9. Neither the Village nor any officer thereof shall be deemed as representing the authority of the holder of any such permit to make any binding sale or contract, and the issuance of such permit shall not impose upon the City or any officer thereof any liability to any principal or any person for any unauthorized or wrongful or fraudulent acts or omissions of any holders of such permit or or any other person purporting to act thereunder; nor shall the issuance of any permit be deemed an endorsement of the person holding the permit or the purpose for which the permit is issued.

SECTION 10. No permit issued under the terms of this article shall be transferable and it shall be unlawful for any person other than the person to whom such permit has been issued to make any use thereof or to falsely represent himself as being the holder thereof.

SECTION 11. It shall be unlawful for any person to falsely represent that he is the holder of a permit or to make false representations in any application for permits.

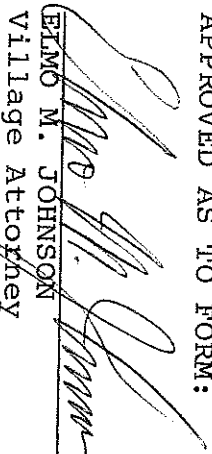
SECTION 12. Penalties for violation of any provision of this ordinance by any applicant will be assessed under Ordinance 76-6 adopted by the Village of Jamaica Beach on April 1, 1976.

SECTION 13. That nothing herein shall be construed to limit the authority of the Village Council to establish additional requirements for the issuance of any permit either previously granted or to be granted in the future.

SECTION 14. The hereinabove recited ordinance by enacted as 76-21 of the Ordinances of the Village of Jamaica Beach, Texas.

SECTION 15. That this Ordinance shall be and become effective from and after the adoption and publication as required by law.

APPROVED AS TO FORM:


  
ELMO M. JOHNSON  
Village Attorney

  
JACK JORDAN  
Mayor

CERTIFICATION

I, Stephan Bunk, Secretary of the Village Council of the Village of Jamaica Beach, Texas, do hereby certify that the foregoing is a true and correct copy of an ordinance adopted by the Village Council of the Village of Jamaica Beach, Texas, this 20<sup>th</sup> day of Dec., 1976, as the same appears in records of this office, and after the enactment of such ordinance, the full text thereof was published by posting the same for at least ten days between the 20<sup>th</sup> day of Dec., 1976, and the 30<sup>th</sup> day of Dec., 1976, in three public places in the Village of Jamaica Beach, Texas.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the Village of Jamaica Beach, Texas, this 2<sup>nd</sup> day of Jan, 1976.

  
Stephan Bunk  
SECRETARY OF THE VILLAGE COUNCIL  
OF THE VILLAGE OF JAMAICA BEACH,  
TEXAS