

ORDER NO. 08-10-2020-_____
WEBB COUNTY COMMISSIONERS COURT
WEBB COUNTY, TEXAS

RESOLUTION AND ORDER
OF THE COMMISSIONERS COURT OF WEBB COUNTY, TEXAS

ADOPTING REGULATIONS FOR

*THE LICENSING AND PERMITTING OF GAME ROOM OWNERS &
OPERATORS (CH.234, SUBCH E, LOCAL GOV. CODE)*

AND

*THE REGULATION OF COIN-OPERATED MACHINES SUBJECT TO WEBB
COUNTY OCCUPATION TAXES (CH.2153, SUBCH I, OCCUPATION CODE)*

WHEREAS, illicit game rooms, as a category of commercial uses, are associated with a wide variety of adverse secondary effects, including but not limited to personal and property crimes, gambling offenses, weapon offenses, illicit drug use, drug trafficking, and tax evasion which leads to decreased public safety and negative impacts to surrounding properties, schools, and residential neighborhoods; and

WHEREAS, the negative secondary effects of game rooms constitute a harm to which the Webb County Commissioners Court has a substantial government interest in preventing and abating; and

WHEREAS, the Legislature of the State of Texas has amended Chapter 234, Subchapter E of the Texas Local Government Code, authorizing counties to regulate game rooms to promote public health, safety, and welfare;

WHEREAS, the Commissioners Court of Webb County, Texas desires to enact regulations and local policies to protect its citizenry and to reduce the adverse secondary effects of game rooms by regulating the operation, location, and number of game rooms located in Webb County, Texas;

WHEREAS, pursuant to the authority of Chapter 2153, Subchapter I of the Texas Occupations Code, the Commissioners Court of Webb County, Texas formerly adopted a county occupation tax for coin-operated machines which are also associated with the operation of game rooms; and

WHEREAS, the Commissioners Court of Webb County, Texas wishes to adopt uniform regulations and local policies for coin-operated machines in general which also incorporates the more stringent provisions for such machines if located in regulated game rooms;

NOW, THEREFORE BE IT RESOLVED AND ORDERED, that the Webb County Commissioners Court hereby:

1. Adopts the rules attached and appended hereto, entitled “Webb County Order Regulating Coin-Operated Machines and Game Rooms” as though fully set forth in writing in this Resolution and Order;
2. Establishes the effective date of these Regulations as _____, **2020**;
3. Appoints the Webb County Planning Director to serve as the “Game Room Administrator” for Webb County, Texas;
4. Establishes the structure for the Commissioners Court to appoint, by separate order, a law enforcement official, department or agency to serve as the county’s “Lead Enforcement Official” to investigate for violations or enforce game room regulations; and
5. Designates and directs any law enforcement agency or any peace officer certified by the State of Texas to investigate for violations or enforce the county’s game room regulations.

On motion of Commissioner _____, seconded by Commissioner _____, duly put and carried, **THIS RESOLUTION AND ORDER IS HEREBY ADOPTED** by the Commissioners Court of Webb County, Texas, duly convened and acting in its capacity as governing body of Webb County on this ____ day of _____, **2020**.

HONORABLE TANO E. TIJERINA
Webb County Judge

ATTESTED BY:

HONORABLE MARGIE RAMIREZ IBARRA
Webb County Clerk