

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 012-029

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING THE CODE OF ORDINANCES OF THE CITY BY AMENDING CHAPTER 67 (SPECIAL EVENTS) BY (I) ADDING A NEW SECTION 67-15A TO THE CODE PROVIDING FOR A FOOD AND BEVERAGE COMMISSION, AND THAT THE TOWN MAY SELECT AN EXCLUSIVE FOOD AND BEVERAGE CATERER, FOR EVENTS AND FUNCTIONS AT THE ADDISON ARTS AND EVENTS DISTRICT AND THE TOWN'S VISITOR CENTER, AND (II) AMENDING SECTION 67-17 BY DELETING SPACE RENTAL FEES AT THE ADDISON CONFERENCE AND THEATRE CENTRE AND PROVIDING THAT SPACE RENTAL FEES AT THE ADDISON CONVERENCE AND THEATRE CENTRE AND AT VISIT ADDISON MAY BE ESTABLISHED BY THE COUNCIL THROUGH THE ADOPTION OF A RESOLUTION OR MOTINO; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

**Section 1. Amendment.** Chapter 67 (Special Events) of the Code of Ordinances (the "Code") of the Town of Addison, Texas (the "City") is hereby amended in the following particulars, and all other chapters, articles, section, subsections, paragraphs and words are not amended but are ratified and confirmed (additions are underlined, deletions are ~~struck through~~).

A. A new Section 67-15A is added to the Code to read as follows:

**Section 67-15A. Food and beverage commission; exclusive catering service.**

(a) Except as otherwise provided for in this chapter, for all events and functions that take place within the district or at the town's visitor center (known as Visit Addison), a vendor of food and/or beverages shall pay to the town a commission on the vendor's gross receipts from the sale of all food and/or beverages during an event or function, the amount of which commission shall be as established by resolution or motion of the city council and as the same may be amended or modified from time to time. For purposes of this section, "gross receipts" means the whole, entire, total receipts from the sale of food and beverages, without deduction.

(b) In connection with the catering of food and beverage services within the district and at the town's visitor center (known as Visit Addison), the town may select an in-house private label caterer to provide food and beverage catering services.

B. Section 67-17(b) of the Code is amended so that it shall hereafter read as follows:

**Section 67-17. Site use, space and commission fees.**

(b) *Space rental fees.* Rental fees for space within the district shall be as established by the town. The City Manager or his/her designee may waive or reduce these fees to attract additional business to the Town or to provide exposure to industry professionals. The Conference Centre Manager may provide complimentary space by providing financial support from the Conference Centre based on the ability to achieve additional future business by these actions. The rental/services fees for functions held at the Addison Conference and Theatre Centre, and at Visit Addison (the town visitor center), shall be as established by resolution or motion of the city council and as the same may be amended or modified from time to time, are as follows:

**Corporate Functions**

<i>Room</i>	<i>Hotel Rate</i>	<i>Walk-Up Rate</i>	<i>24 Hour Hold</i>
Buckthorn, Sycamore, Juniper, Acacia	\$195.00	\$260.00	\$330.00
Two of the above rooms (2,400-sq ft)	\$400.00	\$530.00	\$670.00
Two of the above rooms and Sophora (4,200-sq ft)	\$690.00	\$920.00	\$1,160.00
Sophora	\$290.00	\$385.00	\$485.00
Entire Facility	\$1,620.00	\$2,160.00	\$2,720.00
Deposit	\$100.00	\$100.00	\$100.00

**Social Functions (all rates are for eight hours.)**

<i>Room</i>	<i>Hotel Rate</i>	<i>Walk Up Rate</i>
Buckthorn, Sycamore, Juniper, Acacia	\$225.00	\$295.00
Two of the above rooms (2,400-sq ft)	\$450.00	\$595.00
Two of the above rooms and Sophora (4,200-sq ft)	\$785.00	\$1,030.00
Sophora	\$340.00	\$445.00
Entire Facility	\$1,840.00	\$2,450.00/\$3,675*
Deposit	Up to \$750.00	Up to \$750.00
Kitchen*	\$150.00	\$150.00

\*Kitchen is included with the entire facility, mandatory with any social function.

**Theatre Centre**

<i>Room</i>	<i>Corporate</i>	<i>Social</i>	<i>Theatre*</i>
Lobby	\$250.00	\$400.00	
Main Space	\$700.00	\$1,200.00	

Rehearsal Space	\$100.00	\$200.00	\$200.00
Lobby and Main Space			\$650.00

\*Non-resident theatre company

**Stone Cottage**

	<i>Corporate</i>	<i>Social</i>	<i>Theatre*</i>
Non-Hotel Rate	\$300.00	\$500.00	\$120.00
Hotel Rate	\$210.00	\$350.00	

\*Non-resident theatre company

**Board Room**

	<i>Corporate</i>	<i>Social</i>
Non-Hotel Rate	\$240.00	N/A
Hotel Rate	\$170.00	

Rental fees may also be applicable to non-district events held on public property. The Conference Centre Manager has the authority to establish rates for items such as copies, transparencies, faxes, notary services, audio-visual services and telephone usage. This information can be obtained from the Conference Centre Manager.

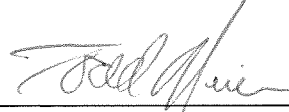
**Section 2. Effective Date of Change.** The changes to the Code set forth in Section 1 above shall be effective beginning October 1, 2012. Accordingly, the fees set forth in Section 67-17(b) of the Code shall be and remain in effect until October 1, 2012.

**Section 3. Savings.** This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those Ordinances are in direct conflict with the provisions of this Ordinance. Provided, however, that the repeal of such ordinances or parts of such ordinances, and the amendments and changes made by this Ordinance, shall not affect any right, property or claim which was or is vested in the City, or any act done, or right accruing or accrued, or established, or any suit, action or proceeding had or commenced before the time when this Ordinance shall take effect; nor shall said repeals, amendments or changes affect any offense committed, or any penalty or forfeiture incurred, or any suit or prosecution pending at the time when this Ordinance shall take effect under any of the ordinances or sections thereof so repealed, amended or changed; and to that extent and for that purpose the provisions of such ordinances or parts of such ordinances shall be deemed to remain and continue in full force and effect.

**Section 4. Severability.** The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this Ordinance, and the City Council hereby declares that it would have passed such remaining portion of this Ordinance despite such invalidity, which remaining portion shall remain in full force and effect.

**Section 5. Effective Date.** This Ordinance shall become effective from and after its date of passage and approval.

**PASSED AND APPROVED** by the City Council of the Town of Addison, Texas this 25th day of September, 2012.



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Todd Meier, Mayor

ATTEST:

By:   
\_\_\_\_\_  
Chris Terry, City Secretary

APPROVED AS TO FORM:

By:   
\_\_\_\_\_  
John Hill, City Attorney