

ORDINANCE NO. 2333

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUGAR LAND, TEXAS, AMENDING PLANNED DEVELOPMENT DISTRICTS ADOPTED BY ORDINANCE NUMBERS 1430, 1676, 1683, 1812, 1826, 1850, 1904, 1905, 1926, 1936, 2041, 2081, 2118, 2259, 2291, 2297, AND 2307 BY REMOVING SIC 5993 AND TOBACCO, HOOKAH, AND VAPOR RETAIL STORES AS A PERMITTED LAND USE.

WHEREAS, at the October 24, 2023 workshop, City Council directed city staff to amend the Code of Ordinances and the Development Code to address tobacco retail sales and use; and

WHEREAS, at the December 5, 2023 meeting, City Council approved ordinance 2322 amending the Code of Ordinances to limit the public locations in which tobacco could be smoked; and

WHEREAS, for separate consideration, Ordinance 2334 amends the Development Code by removing tobacco, hookah, and vapor retail stores as a permitted use within the City; and

WHEREAS, to implement City Council's direction at the October 24, 2023 workshop and to ensure consistency within the City, the above listed Planned Development Districts need to be amended to remove tobacco, hookah, and vapor retail store as a permitted use; and

WHEREAS, the Planning and Zoning Commission held a public hearing on the proposed amendments on February 22, 2024, for which notice was given as required by law; and

WHEREAS, after the public hearing, the Planning and Zoning Commission reviewed and unanimously recommended approval to City Council the proposed amendments to the above listed Planned Development Districts; and

WHEREAS, after receiving the final report of the Planning and Zoning Commission, the City Council held a public hearing on the amendments on March 19, 2024, for which notice was given as required by law; NOW, THEREFORE

**BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF SUGAR LAND, TEXAS:**

Section 1. That the Planned Development Districts adopted by Ordinance Numbers 1430, 1676, 1683, 1812, 1826, 1850, 1904, 1905, 1926, 1936, 2041, 2081, 2118, 2259, 2291, and 2297 are amended by prohibiting SIC 5993.

Section 2. That the Planned Development District adopted by Ordinance Number 2307 is amended by prohibiting Tobacco and Hookah Retail Stores.

Section 3. That this ordinance is effective upon second reading.

Section 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 5. That the provisions of this ordinance are severable and the invalidity of any part of this ordinance does not affect the validity of the remainder of the ordinance.

APPROVED on _____, 2024.

ADOPTED on _____, 2024.

Joe R. Zimmerman, Mayor

ATTEST:

APPROVED AS TO FORM:

Ashley Newsome,
Interim Deputy City Secretary

Meredith Riede,
City Attorney