

STATE OF TEXAS §

COUNTY OF FORT BEND §

**Resolution and Order Granting a Variance to the December 2, 1997 Order Regulating the Distance Between the Sale of Alcoholic Beverages and the Nearest Public Schools, Churches, and Public Hospitals, Day Care Centers and Child Care Facilities  
On Behalf of Genghis Grill**

On this the 4 day of January 2011 at a regular meeting of Commissioners Court of Fort Bend County, Texas (the "County") upon motion of Comm. Meyers, seconded by Comm. Patterson, duly put and carried:

WHEREAS, the Commissioners Court of Fort Bend County enacted a order on December 2, 1997 regulating the sale of alcoholic beverage outside of an incorporated city or town by a dealer whose place of business is within 300 feet of a public school as authorized pursuant to Section 109.33 Texas Alcoholic Beverage Code; and

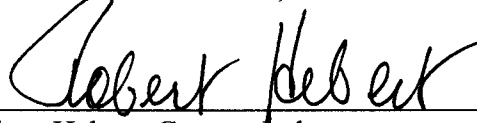
WHEREAS, the Commissioners Court of a County that has enacted a regulation under Section 109.33 of the Texas Alcoholic Beverage Code may also allow variances to the regulation if the Commissioners Court determines that enforcement of the regulation in a particular instance is not in the best interest of the public; and

WHEREAS, the Commissioners Court of Fort Bend County does wish to grant a variance to Genghis Grill, located at 23501 Cinco Ranch Blvd; Suite. H130, Katy, Texas 77494, of whose retail of on-premise consumption is less than fifty percent of the gross receipts for the premises; and

WHEREAS, denial of this Mixed Beverage Permit would constitute waste of inefficient use of land or resources, creates an undue hardship on an applicant for a license, does not serve its intended purpose and is not in the best interest of the community;

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners Court of Fort Bend County, Texas hereby grants a variance for a Mixed Beverage Permit to Genghis Grill at 23501 Cinco Ranch Blvd, Suite H130, Katy, Texas 77494 as authorized under Section 109.33 (e) of the Texas Alcoholic Beverage Code.

FORT BEND COUNTY, TEXAS



Robert Hebert, County Judge

ATTEST:



Dianne Wilson, County Clerk

