

**ORDINANCE NO. 2023-3949**

**AN ORDINANCE WAIVING THE REQUIREMENTS OF SECTION 6-2 OF THE LA PORTE CODE OF ORDINANCES AND AUTHORIZING THE SALE OF ALCOHOLIC BEVERAGES FOR WINGEN-IT TX LLC, D/B/A WINGS, ETC., LOCATED AT 1023 S. BROADWAY ST., LA PORTE, TEXAS, FOR ON-PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THREE-HUNDRED (300) FEET OF LA PORTE HIGH SCHOOL; CONTAINING A SEVERABILITY CLAUSE; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.**

WHEREAS, Section 109.33 of the Texas Alcoholic Beverage Code authorizes the governing board of an incorporated city to enact regulations prohibiting the sale of alcoholic beverages if the place of business is within three hundred feet of any church, public school or public hospital; and

WHEREAS, Chapter 6, Section 6-2 of the City Code of the City of La Porte prohibits the sale of alcoholic beverages if the place of business is within three hundred (300) feet of any church, public school or public hospital; and

WHEREAS, Section 109.33 of the Texas Alcoholic Beverage Code also authorizes the governing body of an incorporated city to allow variances to the regulation if the governing body determines that enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose, is not effective or necessary, or for any other reason the governing board, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community; and

WHEREAS, the La Porte City Council has previously passed and approved an ordinance amending Chapter 6 of the La Porte Code of Ordinances, which ordinance established procedures and guidelines for the granting of a variance to the prohibition; and

WHEREAS, the business premises at 1023 S. Broadway St., La Porte, Texas, is situated within three hundred (300) feet of the nearest property line of La Porte High School, a public school, thus making the sale of alcoholic beverages a violation contrary to Section 6-2 of the City Code of Ordinances, and Wingen-It TX LLC, d/b/a as Wings Etc., is requesting a variance to the prohibition; and

WHEREAS, a public hearing to receive input from the public concerning Wingen-It TX LLC's, d/b/a as Wings Etc., request for a variance to the prohibition was held during the La Porte City Council's regular meeting on September 11, 2023, and that notice of such public hearing was published in the City's official newspaper at least ten (10) days before the public hearing date; and, that written notice of such public hearing was sent to the owners of real property within 300 feet of the premises at 1023 S. Broadway St., La Porte, Texas, and that separate notices were sent

to each church, child care facility, daycare center, public or private school, or public hospital located within 300 feet of the premises at 1023 S. Broadway St., La Porte, Texas, as well as to the superintendent of the La Porte I.S.D.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA PORTE, TEXAS:

**Section 1.** The requirements of Section 6-2 of the City Code of Ordinances prohibiting the sale of alcoholic beverages if the place of business is within three hundred feet of any church, public school or public hospital are waived for the purposes of the variance request by Wingen-It TX LLC, DBA as Wings Etc., for the property located at 1023 S. Broadway St., La Porte, Texas, legally described as Lots 1-31, Block 318 and adjoining 30 feet, La Porte Subdivision, City of La Porte, Harris County, Texas, and which premises is located within 300 feet of the property line of La Porte High School, a public school, and such variance application is hereby granted, but subject to the following conditions:

- (a) This variance shall be applicable only to applicant Wingen-It TX LLC, DBA as Wings Etc., and the premises located at 1023 S. Broadway St., La Porte, Texas, and shall not transfer to any successor company or entity.
- (b) The sale of alcohol beverages shall be limited to on-premises consumption.
- (c) This variance shall not be transferable to a land use other than a restaurant.
- (d) This variance shall terminate in the event of non-operation or non-use of a restaurant by Wingen-It TX LLC, d/b/a as Wings Etc. on the premises of 1023 S. Broadway St., La Porte, Texas, for a period of twelve or more successive calendar months.

**Section 2:** The La Porte City Council determines that enforcement of the distance requirements in the case of Wings Etc., located at 1023 S. Broadway St., La Porte, Texas, is 1) is not in the best interest of the public; 2) constitutes waste or inefficient use of land or other resources; 3) creates an undue hardship on an applicant for a license or permit; 4) does not serve its intended purpose; 5) is not effective or necessary; and 6) after consideration of the health, safety and welfare of the public and the equities of the situation, is not in the best interest of the community; and in consideration of these factors, that the variance applied for by Wingen-It TX LLC, d/b/a as Wings Etc., with the conditions described herein, should be granted.

**Section 3:** All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

**Section 4:** Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable,

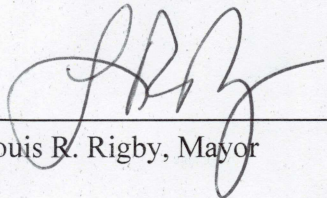
such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

**Section 5.** The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council is posted at a place convenient to the public at the City Hall of the city for the time required by law preceding this meeting, as required by Chapter 551, Tx. Gov't Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

**Section 6.** This Ordinance shall be effective immediately upon passage its passage and approval.

PASSED AND APPROVED this the 11th day of SEPTEMBER 2023.

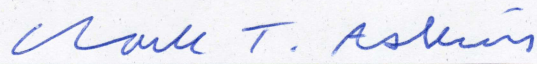
CITY OF LA PORTE, TEXAS

By:   
Louis R. Rigby, Mayor

ATTEST:  
  
City Secretary



APPROVED AS TO FORM:

  
City Attorney



TEXAS ALCOHOLIC BEVERAGE COMMISSION

Texans Helping Businesses & Protecting Communities

ON-PREMISE PREQUALIFICATION PACKET

L-ON (5/2021)

Submit this packet to the proper governmental entities to obtain certification for the type of license/permit for which you are applying as required by Sections 11.37, 11.39, 11.46(b), 61.37, 61.38, 61.42 and Rule §33.13 Contact your local TABC office to verify requirements of Sections 11.391 and 61.381 as you may be required to post a sign at your proposed location 60-days prior to the issuance of your license/permit. All statutory and rule references mentioned in this application refer to and can be found in the Texas Alcoholic Beverage Code or Rules located on our website. www.tabc.texas.gov/laws/code\_and\_rules.asp

LOCATION INFORMATION

1. Application for: [X] Original [ ] Add Late Hours Only License/Permit Number
[ ] Reinstatement [ ] Reinstatement and Change of Trade Name License/Permit Number
[ ] Change of Location [ ] Change of Location and Trade Name License/Permit Number
2. Type of On-Premise License/Permit
[ ] BG Wine and Beer Retailer's Permit [ ] LB Mixed Beverage Late Hours Permit
[ ] BE Beer Retail Dealer's On-Premise License [ ] MI Minibar Permit
[ ] BL Retail Dealer's On-Premise Late Hours License [ ] CB Caterer's Permit
[ ] BP Brewpub License [ ] FB Food and Beverage Certificate
[ ] V Wine & Beer Retailer's Permit for Excursion Boats [ ] PE Beverage Cartage Permit
[ ] MB Mixed Beverage Permit [X] RM Mixed Beverage Restaurant Permit with FB
[ ] O Private Carrier's Permit -Brewpubs (BP) with a BG only [ ] E Local Cartage Permit - Wine/Beer retailers (BG) Only
3. Indicate Primary Business at this Location
[X] Restaurant [ ] Sporting Arena, Civic Center, Hotel [ ] Bar
[ ] Grocery/Market [ ] Sexually Oriented [ ] Miscellaneous
4. Trade Name of Location (Name of restaurant, bar, store, etc.) Wings Etc.
5. Location Address 1023 S Broadway
City La Porte County Harris State TX Zip Code 77571
6. Mailing Address 105 S 2nd St City La Porte State TX Zip Code 77571
7. Business Phone No. 813-395-4351 Alternate Phone No. 813-838-6982 E-mail Address lstephens813@outlook.com

OWNER INFORMATION

8. Type of Owner
[ ] Individual [ ] Corporation [ ] City/County/University
[ ] Partnership [X] Limited Liability Company [ ] Other
[ ] Limited Partnership [ ] Joint Venture
[ ] Limited Liability Partnership [ ] Trust
9. Owner of Business/Applicant (Name of Corporation, LLC, etc.) Wingen-It TX LLC

PRIMARY CONTACT PERSON

The primary contact person should be a person who can answer questions TABC may have about the application. The contact phone and email are mandatory and must be active and updated regularly. If additional information is needed, it will be requested from this contact person. Delays in responding to requests may delay the processing and approval of your permit/license.

10. Contact Person: Lance Stephens Relation to Business: Managing Member
Phone (mandatory): 813-395-4351 Email (mandatory): lstephens813@outlook.com

TABC DATESTAMP

11. Are you, the applicant, a veteran-owned business?  Yes  No

12. Are you, the applicant, a Historically Underutilized Business (HUB)?  Yes  No

**13. As indicated on the chart, enter the individuals that pertain to your business type:**  
(For additional space, use Form L-OIC)

Individual/Individual Owner	Limited Liability Company/All Officers or Managers
Partnership/All Partners	Joint Venture/Venturers
Limited Partnership/All General Partners	Trust/Trustee(s)
Corporation/All Officers	City, County, University/Official

Last Name Stephens	First Name Lance	MI	Title Member
Last Name Stephens	First Name Staton	MI O	Title Member
Last Name	First Name	MI	Title

**MEASUREMENT INFORMATION**  
Section 109.31 et seq.

14. Will your business be located within 300 feet of a church or public hospital?  Yes  No

*NOTE: For churches or public hospitals measure from front door to front door, along the property lines of the street fronts and in a direct line across intersections.*

15. Will your business be located within 300 feet of any private/public school, day care or child care facility?  Yes  No  
If "YES," are the facilities located on different floors or stories of the building?  Yes  No

*NOTE: For private/public schools, day care centers and child care facilities, measure in a direct line from the nearest property line of the school, day care center or child care facility to the nearest property line of the place of business, and in a direct line across intersections.*

*NOTE: For multistory building: businesses may be within 300 feet of a day care center or child care facility as long as the facilities are located on different floors of the building.*

*NOTE: If located on or above the fifth story of a multistory building: measure in a direct line from the property line of the private/public school to property line of your place of business in a direct line across intersections vertically up the building at the property line to the base of the floor on which your business is located.*

16. Will your business be located within 1,000 feet of a private school?  Yes  No

17. Will your business be located within 1,000 feet of a public school?  Yes  No

**60-DAY SIGN**

18. If required under Section 11.391 and 61.381, provide exact date the required sign was posted at the location. Exact Date (MM/DD/YYYY)

**ALL APPLICANTS**

19. IF YOUR LOCATION IS NOT WITHIN THE CITY LIMITS, CHECK HERE   
I, the applicant, have confirmed I am not located in the city limits of any city, therefore, city certifications are not required.

**COMPLETE THE FOLLOWING CHECKLIST BEFORE SUBMITTING YOUR APPLICATION**

**Per Sec. 102.01**, a tied house is defined as any overlapping ownership between those engaged in the alcoholic beverage industry at different levels of the three-tier system. No person having an interest in a permit issued by TABC may secure or hold, directly or indirectly, an ownership interest in a business on a different level.

All required forms have been completed.	<input type="checkbox"/> Yes <input type="checkbox"/> No
I have reviewed all forms to ensure they are complete.	<input type="checkbox"/> Yes <input type="checkbox"/> No
I have obtained all required local and state certifications (pages 3-5).	<input type="checkbox"/> Yes <input type="checkbox"/> No
All application packets have been notarized.	<input type="checkbox"/> Yes <input type="checkbox"/> No
Phone numbers and email address for contact person are up to date.	<input type="checkbox"/> Yes <input type="checkbox"/> No
All additional documentation as required by the application packets is attached.	<input type="checkbox"/> Yes <input type="checkbox"/> No
If required, out of state criminal history checks are attached (PHS #7).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
Certification of publication in local newspaper has been completed (page 5).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
A copy of the newspaper publication is attached (page 5).	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A

# WARNING AND SIGNATURE

## IF APPLICANT IS SHOWN AS:

Proprietorship
Partnership
Corporation
Limited Partnership
Limited Liability Partnership
Limited Liability Company

## WHO MUST SIGN:

Individual Owner
Partner
Officer
General Partner
General Partner
Officer/Manager

**WARNING:** Section 101.69 of the Texas Alcoholic Beverage Code states: "... a person who knowingly makes a false statement or false representation in an application for a permit or license or in a statement, report, or other instrument to be filed with the commission and required to be sworn commits an offense punishable by imprisonment in the Texas Department of Criminal Justice for not less than 2 nor more than 10 years."

I, UNDER PENALTY OF LAW, HEREBY SWEAR THAT I HAVE READ ALL THE INFORMATION PROVIDED IN THE APPLICATION AND ANY ATTACHMENTS AND THE INFORMATION IS TRUE AND CORRECT. I ALSO UNDERSTAND ANY FALSE STATEMENT OR REPRESENTATION IN THIS APPLICATION CAN RESULT IN MY APPLICATION BEING DENIED AND/OR CRIMINAL CHARGES FILED AGAINST ME. I ALSO AUTHORIZE THE TEXAS ALCOHOLIC BEVERAGE COMMISSION TO USE ALL LEGAL MEANS TO VERIFY THE INFORMATION PROVIDED.

PRINT NAME \_\_\_\_\_ SIGN HERE \_\_\_\_\_  
 TITLE \_\_\_\_\_

Before me, the undersigned authority, on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the person whose name is signed to the foregoing application personally appeared and, duly sworn by me, states under oath that he or she has read the said application and that all the facts therein set forth are true and correct.

SIGN HERE \_\_\_\_\_  
 NOTARY PUBLIC

SEAL

## CERTIFICATE OF CITY SECRETARY FOR MB, BG & BE

Section 11.37 & 61.37

Not later than the 30th day after the date a prospective applicant for a license or permit requests certification, the city secretary or clerk shall certify whether the location or address given in the request is in a wet area and whether the sale of alcoholic beverages for which the license or permit is sought is prohibited by ordinance.

I hereby certify on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that the location for which the license/permit is sought is inside the boundaries of this city or town, in a "wet" area for such license/permit, and not prohibited by charter or ordinance in reference to the sale of such alcoholic beverages.

- MB** Mixed Beverage Permit
- MB/FB (RM)** Mixed Beverage Restaurant Permit with Food and Beverage Certificate (MB must also hold a Food and Beverage Certificate)
- BG/FB** Wine and Beer Retailer's Permit with Food and Beverage Certificate (BG must also hold a Food and Beverage Certificate)
- BG** Wine and Beer Retailer's Permit - **Election for given location was held for:**
  - legal sale of beer/wine (17%) on-premise **AFTER** Sept. 1, 1999
  - legal sale of beer/wine (14%) on-premise **BEFORE** Sept. 1, 1999
- BE** Beer Retail Dealer's On-Premise License

OR

I hereby refuse on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to certify this location.

SIGN HERE \_\_\_\_\_, TEXAS  
 City Secretary/Clerk \_\_\_\_\_ City \_\_\_\_\_

SEAL

**CERTIFICATE OF CITY SECRETARY FOR LATE HOURS LICENSE/PERMIT LB & BL**

Chapters 29 & 70 et seq.

I hereby certify on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that one of the below is correct:

- The governing body of this city has by ordinance authorized the sale of **mixed beverages** between midnight and 2:00 A.M.; or
- The governing body of this city has by ordinance authorized the sale of **beer** between midnight and \_\_\_\_\_ A.M.; or
- The population of the city or county where premises are located was 500,000 or more according to the 22<sup>nd</sup> Decennial Census of the United States as released by the Bureau of the Census on March 12, 2001; or
- The population of the city or county where premises are located was 800,000 or more according to the last Federal Census (2010).

**OR**

I hereby refuse on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to certify this location.

SIGN  
HERE

\_\_\_\_\_, TEXAS  
City Secretary/Clerk City

**S E A L**

**CERTIFICATE OF COUNTY CLERK FOR MB, BG & BE**

Section 11.37 & 61.37

Not later than the 30th day after the date a prospective applicant for a license or permit requests certification, the county clerk shall certify whether the location or address given in the request is in a wet area and whether the sale of alcoholic beverages for which the license or permit is sought is prohibited by order.

I hereby certify on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that the location for which the license/permit is sought is in a "wet" area and is not prohibited by any valid order of the Commissioner's Court.

- MB** Mixed Beverage Permit
- MB/FB (RM)** Mixed Beverage Restaurant Permit with Food and Beverage Certificate (FB must also hold a Food and Beverage Certificate)
- BG/FB** Wine and Beer Retailer's Permit with Food and Beverage Certificate (BG must also hold a Food and Beverage Certificate)
- BG** Wine and Beer Retailer's Permit - **Election for given location was held for:**
  - legal sale of beer/wine (17%) on-premise **AFTER** Sept. 1, 1999
  - legal sale of beer/wine (14%) on-premise **BEFORE** Sept. 1, 1999
- BE** Beer Retail Dealer's On-Premise License

**OR**

I hereby refuse on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to certify this location.

SIGN  
HERE

\_\_\_\_\_, COUNTY  
County Clerk

**S E A L**

**CERTIFICATE OF COUNTY CLERK FOR LATE HOURS LICENSE/PERMIT LB & BL**

Chapters 29 & 70 et seq

I hereby certify on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that one of the below are correct:

- The Commissioner's Court of the county has by order authorized the sale of **mixed beverages** between midnight and 2:00 A.M.; or
- The Commissioner's Court of the county has by order authorized the sale of **beer** between midnight and \_\_\_\_\_ A.M.; or
- The population of the city or county where premises are located was 500,000 or more according to the 22<sup>nd</sup> Decennial Census of the United States as released by the Bureau of the Census on March 12, 2001; or
- The population of the city or county where premises are located was 800,000 or more according to the last Federal Census (2010).

**OR**

I hereby refuse on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to certify this location.

**SIGN**

HERE \_\_\_\_\_ COUNTY  
County Clerk

**S E A L**

**COMPTROLLER OF PUBLIC ACCOUNTS CERTIFICATE**

Section 11.46 (b) & 61.42 (b)

This is to certify on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, the applicant holds or has applied for and satisfies all legal requirements for the issuance of a Sales Tax Permit under the Limited Sales, Excise and Use Tax Act or the applicant as of this date is not required to hold a Sales Tax Permit and that none of the persons making this application are indebted to the State of Texas.

Sales Tax Permit Number \_\_\_\_\_ Outlet Number \_\_\_\_\_

Print Name of Comptroller Employee \_\_\_\_\_

Print Title of Comptroller Employee \_\_\_\_\_

**SIGN**

HERE \_\_\_\_\_ FIELD OFFICE \_\_\_\_\_

**S E A L**

**PUBLISHER'S AFFIDAVIT FOR MB, LB, RM, BP, BG, BE, BL & V**

Section 11.39 and 61.38

Name of newspaper		ATTACH PRINTED COPY OF THE NOTICE HERE <a href="#">Click here to see example of newspaper publication</a>
City, County		
Dates notice published in daily/weekly newspaper (MM/DD/YYYY)		
<i>Publisher or designee certifies attached notice was published in newspaper stated on dates shown.</i>		
Signature of publisher or designee		
Sworn to and subscribed before me on this date (MM/DD/YYYY)		
Signature of Notary Public		
<b>S E A L</b>		



Lance Stephens  
105 S 2<sup>nd</sup> St  
La Porte, TX 77571  
813-395-4351 Cell  
Wingen-It TX LLC dba Wings Etc.

06/28/2023

Dr. Dustin Bromley, Deputy Superintendent LPISD

Our organization, Wingen-It TX LLC, has selected and been approved by the Wings Etc. franchise to open and operate a Wings Etc. Restaurant in La Porte. To obtain final approval from Wings Etc. we must be able to secure a Mixed Beverage License.

The location selected is 1023 S. Broadway, La Porte (Formerly Aromas Italian Restaurant.) 1023 S. Broadway is located next to the High School and as such requires approval from the LPISD and the City of La Porte.

Wings Etc.'s main income is driven by Food Sales. For verification purposes, the most current sales data for the Wings Etc. franchise system is attached.

The Mixed Beverage permit we will be applying for is "RM:" Mixed Beverage Restaurant Permit with FB (Food & Beverage Certificate.) Late hours permit is not being requested.

This Wings Etc. will be the first one in the Houston market. Cranberry, TX has one location in the Dallas-Fort Worth area. The current number of Wings Etc. locations, 83.

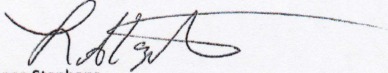
Estimated number of employees, 25. Estimated payroll, \$325,000.00

Wings Etc. is actively involved with raising funds for St. Jude Children's Research Hospital. Big Brothers, Big Sisters, and Toys for Tots are some additional organizations that Wings Etc. is involved with.

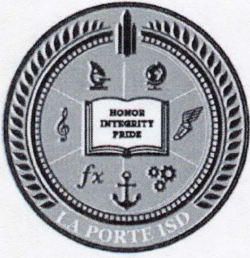
Thank you in advance to all the Board members for your consideration in this matter.

We look forward to being part of the community.

Respectfully



Lance Stephens



LA PORTE INDEPENDENT SCHOOL DISTRICT

*Dustin Bromley, Deputy Superintendent of Administration & Support Services*

1002 San Jacinto St.

LA PORTE, TX 77571

281-604-7000

---

To Whom It May Concern:

On August 9<sup>th</sup>, 2023 the La Porte Independent School District Board of Trustees unanimously approved the franchise Wingen-it TX LLC to proceed with issuance of a license and/or permit for the sale of alcoholic beverages on the property located at 1023 S. Broadway, La Porte, TX 77571.

Please contact [bromleyd@lpisd.org](mailto:bromleyd@lpisd.org) if you have any further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Dustin Bromley".





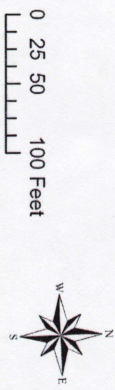
# Aerial Map

1023 S Broadway

Parcel Number: 2040350180001



This product is for informational purposes only and may not have been prepared for or be suitable for legal purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of the property boundaries



SEPTEMBER 2023  
PLANNING DEPARTMENT

# LEGAL NOTICES

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



### NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT AMENDMENT

PERMIT NO. WQ0010779001

**APPLICATION.** City of Morgan's Point, 510 Bayridge Road, La Porte, Texas 77571, has applied to the Texas Commission on Environmental Quality (TCEQ) to amend Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0010779001 (EPA ID No. TX0027260) to authorize an increase in the discharge of treated wastewater to a volume not to exceed a daily average flow of 450,000 gallons per day and to relocate the outfall. The domestic wastewater treatment facility is located at 227 North Wilson Road, La Porte, in Harris County, Texas 77571. The discharge route is from the plant site via storm sewer pipe to Harris County Flood Control District ditch, thence to Upper Galveston Bay. TCEQ received this application on June 2, 2023. The permit application will be available for viewing and copying at Morgan's Point City Hall, 510 Bayridge Road, La Porte, Texas prior to the date this notice is published in the newspaper. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For the exact location, refer to the application. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=95.006944,29.673333&level=18>

The application is subject to the goals and policies of the Texas Coastal Management Program and must be consistent with the applicable Coastal Management Program goals and policies

**ALTERNATIVE LANGUAGE NOTICE.** Alternative language notice in Spanish is available at <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notices>. El aviso de idioma alternativo en español está disponible en <https://www.tceq.texas.gov/permitting/wastewater/plain-language-summaries-and-public-notices>.

**ADDITIONAL NOTICE.** TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director may prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

**PUBLIC COMMENT / PUBLIC MEETING.** You may submit public comments or request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. **Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing.** A contested case hearing is a legal proceeding similar to a civil trial in state district court.

**TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST:** your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period; and the statement "if/when requested a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity; provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues the requestor submitted in their timely comments that were not subsequently withdrawn. If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.

**MAILING LIST.** If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number, and/or (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

**INFORMATION AVAILABLE ONLINE.** For details about the status of the application, visit the Commissioners' Integrated Database at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Search the database using the permit number for this application, which is provided at the top of this notice.

**AGENCY CONTACTS AND INFORMATION.** Public comments and requests must be submitted either electronically at <https://www.tceq.texas.gov/epic/eComment/>, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address, and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, Toll Free, at 1-800-687-4040 or visit their website at [www.tceq.texas.gov/goto/pep](http://www.tceq.texas.gov/goto/pep). Si desea información en Español, puede llamar al 1-800-687-4040.

Further information may also be obtained from City of Morgan's Point at the address stated above or by calling Mr. Brian Schneider, City Administrator, at 281-471-2171.

Issuance Date: August 10, 2023

**5.45+/- Ac w/I-10 Frontage**

COLUMBUS, TX • I-10 And Alleyton Road

5.45+/-ac of commercial land located just off I-10. The parcel is highly visible off of I-10 with approx. 50,000 cars passing each day. Located just an hour from Houston. Well and septic onsite.

Bid Online Only Sept 18 - 20 at [auctionnetwork.com](http://auctionnetwork.com)

800.801.8003 • [williamsauction.com/TX](http://williamsauction.com/TX)

TX WILLIAMS & WILLIAMS PROPERTIES REAL ESTATE GROUP MONTICELLO, LC, NO. 595597; 10TH W. BABE - TX - AUCTIONEER 6701, 5% BUYER'S PREMIUM.

The City of La Porte Sealed Bid #23021 – Northside Neighborhood Drainage Improvements Phase 2 will be accepted until 2:00 p.m. CST on Tuesday, September 12, 2023, at the City Hall information desk located at 604 W. Fairmont Pkwy., La Porte, Texas 77571. Solicitations will be opened and read immediately following the closing hour. Information to register and bid visit: [www.publicpurchase.com](http://www.publicpurchase.com). For questions, contact [purchasing@laportetx.gov](mailto:purchasing@laportetx.gov).

The City of La Porte Sealed Bid #23034, Rehabilitation of Sanitary Sewer; Sealed Bid #23035 TV Inspections and Cleaning of Sewer Lines and Manholes; Sealed Bid #23036 Bulk Fuels; and Sealed Bid #23032 Asphalt Street Reconstruction and Overlay Project, will be accepted until 2:00 pm, CST on Thursday, September 07, 2023 at the City Hall information desk located at 604 W. Fairmont Pkwy., La Porte, Texas 77571. Solicitations will be opened and read aloud immediately following the closing hour. For information to register and bid visit: [www.publicpurchase.com](http://www.publicpurchase.com). For Questions, contact [purchasing@laportetx.gov](mailto:purchasing@laportetx.gov).

### NOTICE OF PUBLIC HEARING SEABROOK ECONOMIC DEVELOPMENT CORPORATION BOARD THURSDAY, SEPTEMBER 14, 2023 – 6:00 P.M.

NOTICE IS HEREBY GIVEN THAT THE SEABROOK ECONOMIC DEVELOPMENT CORPORATION BOARD WILL MEET ON **TUESDAY, SEPTEMBER 14, 2023 AT 6:00 P.M.** IN SEABROOK CITY HALL, 1700 1ST STREET, SEABROOK, TEXAS 77586 TO HOLD A PUBLIC HEARING ON THE **PROPOSED FY 2023/2024 ECONOMIC DEVELOPMENT CORPORATION BUDGET**. THIS MEETING IS OPEN TO THE PUBLIC AND ANY MEMBER OF THE PUBLIC MAY COMMENT ACCORDING TO THE PROCEDURES OF THE SEABROOK CITY COUNCIL. A BUDGET SUMMARY IS INCLUDED BELOW. COPIES OF THE PROPOSED BUDGET ARE AVAILABLE FOR INSPECTION BY THE PUBLIC IN THE OFFICE OF THE FINANCE OFFICER DURING REGULAR BUSINESS HOURS.

#### ECONOMIC DEVELOPMENT CORPORATION BUDGET

Economic Development Corporation Budget	
Est Beg Bal-Unreserved	3,522,638
Sales Tax	1,109,972
Other	1,200
Interest	158,519
Use of Fund Balance	0
<b>Total Revenues</b>	<b>1,269,890</b>
<b>Total Resources For Operations</b>	<b>4,792,328</b>
Expenditures	
Personnel	0
Supplies	150
Services	725,416
Capital Outlay	0
Transfer To Other Funds	305,459
<b>Total Expenditures</b>	<b>1,031,026</b>
<b>Net Revenues</b>	<b>238,665</b>
<b>End Balance-Unreserved</b>	<b>3,761,303</b>
<b>Reserved Fund Balance</b>	<b>180,000</b>
<b>Total Funds</b>	<b>3,941,303</b>

### NOTICE OF PUBLIC HEARING OF THE CITY COUNCIL ON PROPOSED VARIANCE FROM CHAPTER 6 ALCOHOLIC BEVERAGES

Notice is hereby given that the La Porte City Council will conduct a public hearing at **6:00 P.M. on the 11th day of September 2023**, in the Council Chambers of City Hall, 604 West Fairmont Parkway, La Porte, Texas, in accordance with the provisions of the Texas Local Government Code.

The purpose of the hearing is to receive public input on a variance from Chapter 6 of the City Code of Ordinances, a request by Lance Stephens of Wingen-it TX LLC dba Wings Etc., applicant and managing member. The request is for approval of a variance from the 300-foot distance requirement from a school in order to sell alcohol. The proposed variance is for the site located at 1023 South Broadway Street and legally described as Lots 1-31, Block 318 and Adjoining 30 feet, La Porte Subdivision.

Following the public hearing, the City Council will act upon the public hearing item and conduct other matters pertaining to the Council.

Citizens wishing to address the Council pro or con during the public hearing are required to sign in before the meeting is convened.

In compliance with the Americans with Disabilities Act, the City of La Porte will provide for reasonable accommodation for persons attending public meetings. To better serve attendees, requests should be received 24 hours prior to the meeting. For more information, please contact Lee Woodward, City Secretary, at (281) 470-5019.

## PROTECT WHAT MATTERS MOST

Whether you are home or away, protect what matters most from unexpected power outages with a Generac Home Standby Generator.

\$0 MONEY DOWN + LOW MONTHLY PAYMENT OPTIONS

Contact a Generac dealer for full terms and conditions

**REQUEST A FREE QUOTE**

**CALL NOW BEFORE THE NEXT POWER OUTAGE**

**(833) 784-0605**

**FREE 7-year Extended Warranty\* – A \$735 Value!**

\*To qualify, consumer must request a quote, purchase, install and activate this generator with a participating dealer. Call for a full list of terms and conditions.



**LOCATION INFORMATION**

1. Trade Name of Location Wings Etc.				
2. Location Address 1023 S Broadway				
City La Porte	County Harris	State TX	Zip Code 77571	

**OWNER INFORMATION**

3. Type of Owner				
<input type="checkbox"/> Individual	<input type="checkbox"/> Corporation	<input type="checkbox"/> City/County/University		
<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Other _____		
<input type="checkbox"/> Limited Partnership	<input type="checkbox"/> Joint Venture			
<input type="checkbox"/> Limited Liability Partnership	<input type="checkbox"/> Trust			
Last Name Stephens	First Name Lance	MI	Title Managing Member	
Last Name Stephens	First Name Staton	MI O	Title Member	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	
Last Name	First Name	MI	Title	