

ORDINANCE NO. ~~83~~ 84

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO GIVE THE FOLLOWING DESCRIBED PROPERTY AN "A" APARTMENT DISTRICT CLASSIFICATION, SAID TRACT BEING DESCRIBED AS FOLLOWS: BEING A TRACT OF LAND OUT OF THE NOAH GOOD SURVEY, ABSTRACT NO. 520 BEING MORE FULLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE EAST LINE OF MARSH LANE 300 FEET NORTH OF THE NORTH LINE OF THE LESLIE F. NOAH TRACT, SAID POINT BEING IN A ZONING DISTRICT LINE WHICH TRAVERSES THE R. S. FOLSOM PROPERTY; THENCE SOUTH ALONG THE EAST LINE OF MARSH LANE A DISTANCE OF 1653.9 FEET TO A POINT FOR CORNER, SAID POINT ALSO BEING A CORNER POINT IN THE COMMON BOUNDARY OF THE CITY OF ADDISON AND THE CITY OF FARMERS BRANCH; THENCE EAST ALONG THE PRESENT CORPORATE LIMITS LINE OF THE CITY OF ADDISON, A DISTANCE OF 2503.9 FEET, MORE OR LESS, TO A POINT FOR CORNER, SAID POINT ALSO BEING A CORNER POINT IN THE COMMON BOUNDARY OF THE CITY OF ADDISON AND THE CITY OF FARMERS BRANCH; THENCE NORTH ALONG THE PRESENT CORPORATE LIMITS LINE OF THE CITY OF ADDISON A DISTANCE OF 1644 FEET TO A POINT FOR CORNER, SAID POINT BEING IN A ZONING DISTRICT LINE WHICH TRAVERSES THE CHARLES GARTNER PROPERTY; THENCE FOLLOWING THE PRESENT ZONING DISTRICT LINE WHICH IS THE SOUTH BOUNDARY OF THE APARTMENT USE DISTRICT PREVIOUSLY ESTABLISHED ON THE R. S. FOLSOM AND CHARLES GARTNER PROPERTY, TO THE POINT OF BEGINNING IN THE EAST LINE OF MARSH LANE; PROVIDING THAT THE ABOVE DESCRIBED TRACT OF LAND SHALL BE USED ONLY FOR THE PURPOSES PROVIDED FOR BY THE COMPREHENSIVE ZONING ORDINANCE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City Zoning Commission of the City of Addison and the governing body of the City of Addison, in compliance with the State Laws with reference to the granting of zoning classifications and regulations, have given the requisite notices by publication and otherwise and after holding due

hearing and affording a fair and full hearing to all the property owners generally and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Addison is of the opinion that the said zoning classification should be granted and that the Comprehensive Zoning Ordinance should be amended in the exercise of its legislative direction:

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

Section 1. That the Comprehensive Zoning Ordinance of the City of Addison be, and the same is hereby amended by amending the Zoning Map of the City of Addison so as to give the following described property an "A" Apartment District Classification:

BEING A tract of land out of the Noah Good Survey, Abstract No. 520 being more fully described as follows:

BEGINNING at a point in the east line of Marsh Lane 300 feet north of the north line of the Leslie F. Noah tract, said point being in a zoning district line which traverses the R. S. Folsom property;

THENCE south along the east line of Marsh Lane a distance of 1653.9 feet to a point for corner, said point also being a corner point in the common boundary of the City of Addison and the City of Farmers Branch;

THENCE east along the present corporate limits line of the City of Addison, a distance of 2503.9 feet, more or less, to a point for corner, said point also being a corner point in the common boundary of the City of Addison and the City of Farmers Branch;

THENCE north along the present corporate limits line of the City of Addison a distance of 1644 feet to a point for corner, said point being in a zoning district line which traverses the Charles Gartner property;

THENCE following the present zoning district line which is the south boundary of the Apartment Use District previously established on the R. S. Folsom and Charles Gartner property, to the point of beginning in the east line of Marsh Lane.

Section 2. That all ordinances of the City of Addison in conflict with the provisions of this ordinance be and the same are hereby repealed, and all other ordinances of the City

of Addison not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 3. That the above-described property shall be used only in the manner and for the purposes provided for by the Comprehensive Zoning Ordinance of the City of Addison, as amended herein by the granting of this zoning classification.

Section 4. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

Section 5. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalties provided for in the Comprehensive Zoning Ordinance of the City of Addison, as heretofore amended, and upon conviction shall be punished by a fine not to exceed Two Hundred (\$200.00) Dollars for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

Section 6. WHEREAS, it appears that the above described property requires that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare of the City of Addison and creates an urgency and an emergency for the preservation of the public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance as the law in such cases provides.

DULY PASSED by the City Council of the City of Addison, Texas, on the _____ day of _____, 1968.

APPROVED:

Mayor

APPROVED AS TO FORM:

Lawrence W. Jackson
City Attorney

DULY ENROLLED:

Edwin R. Lewis
CITY Secretary