

ORDINANCE NO. ~~95~~ 96

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO GIVE THE FOLLOWING DESCRIBED PROPERTY "A" APARTMENT DISTRICT CLASSIFICATION, SAID TRACT BEING DESCRIBED AS FOLLOWS: BEING A 22.69 ACRE TRACT OF LAND OUT OF THOMAS L. CHENOWETH SURVEY, ABSTRACT 273, DALLAS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE CENTERLINE OF SPRING VALLEY ROAD 1,916.39 FEET WEST OF THE CENTERLINE OF DOOLEY ROAD; THENCE SOUTH 89°, 46 MINUTES WEST ALONG SAID CENTERLINE OF SPRING VALLEY ROAD A DISTANCE OF 734.40 FEET TO A POINT FOR CORNER; THENCE NORTH 0°, 02 MINUTES, 23 SECONDS EAST A DISTANCE OF 1,371.57 FEET TO POINT FOR CORNER; THENCE NORTH 89°, 48 MINUTES, 11 SECONDS EAST A DISTANCE OF 733.44 FEET TO POINT FOR CORNER; THENCE IN A SOUTHERLY DIRECTION 1,371.10 FEET TO PLACE OF BEGINNING; 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) DOLLARS 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 in 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 discretion:

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 and "A" Apartment District Classification:

Being a 22.69 acre tract of land out of Thomas L. Chenoweth Survey, Abstract 273, Dallas County, Texas, and being more particularly described as follows:

Beginning at a point in the centerline of Spring Valley Road 1,916.39 feet west of the centerline of Dooley Road;

Thence south 89° , 46 minutes west along said centerline of Spring Valley Road a distance of 734.40 feet to point for corner;

Thence North 0° , 02 minutes 23 seconds east a distance of 1,371.57 feet to point for corner;

Thence north 89° , 48 minutes, 11 seconds east a distance of 733.44 feet to point for corner;

Thence in a southerly direction 1,371.10 feet to place of beginning.

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 any sentence, paragraph, sub-division, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not effect 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 effect 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 penalty as 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. The fact that the above described property should be giving 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, create an urgency and an emergency in the preservation of the public health, safety and welfare and requires that this ordinance 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 13 day of Jan., 1980.

APPROVED:

Milton J. Doell
MAYOR

DULY ENROLLED:

Edward B. Lewis
CITY SECRETARY

APPROVED AS TO FORM:

Lawrence D. Jackson
CITY ATTORNEY