

ORDINANCE NO. 274

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS AMENDING ORDINANCE NO. 262 PROVIDING FOR AN ADDITIONAL FEE TO BE CHARGED ALL APPLICANTS SEEKING A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES IN THE AMOUNT OF \$425.00; PROVIDING FOR REFUSAL TO PROCESS AN APPLICATION UNTIL FEE HAS BEEN RECEIVED; PROVIDING FOR PENALTY OF A FINE NOT TO EXCEED THE SUM OF \$200.00 FOR EACH OFFENSE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES HERETOFORE ENACTED; PROVIDING FOR SEVERABILITY CLAUSE AND DECLARING AN EMERGENCY.

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

SECTION 1. That the City of Addison's Ordinance No. 262 passed and approved by the City Council of the City of Addison, Texas on May 11, 1976, be, and the same is hereby amended to add a Section 1A to read as follows:

SECTION 1A. In addition to the fee provided above in Section 1, all owners, lessees or any other persons, firms or corporations making an application with the City of Addison requesting a Special Use Permit for the Sale of Any Alcoholic Beverage shall be charged a mandatory fee for processing such request in the sum of \$425.00.

SECTION 2. No application for change, Special Use Permit, amendment or variance to the Zoning Ordinance shall be processed or any subdivision or plat reviewed by the City until the appropriate fee has been paid to the City.

SECTION 3. Any person, firm or corporation violating any of the provisions of this Ordinance or falsifying any documents to reduce the fee chargeable under this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction in Municipal Court shall be subject to a fine not less than \$1.00 nor more than \$200.00 for each offense, and each and every day of continuance thereof shall constitute a distinct and separate offense.

SECTION 4. All ordinances, orders, or resolutions or parts thereof heretofore passed and adopted by the City Council in conflict herewith, shall be and the same are hereby repealed.

SECTION 5. Any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provisions thereof, other than the part so declared to be invalid or unconstitutional.

SECTION 6. The fact that the City of Addison does not have an adequate ordinance providing for collection of fees for processing Special Use Permits creates an urgency and an emergency in the preservation of public health, safety and welfare, requires that this Ordinance take effect immediately from and

after its passage, and the publication of the caption, as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS ON THIS THE 10th DAY OF August, 1976.

APPROVED:

Jimmy Redding
MAYOR

ATTESTED:

Joyce S. Rivers
CITY SECRETARY

APPROVED AS TO FORM:

Robert M. Call
CITY ATTORNEY