

ORDINANCE No. 276

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, TEXAS, AS HERETOFORE AMENDED SO AS TO ALLOW A VARIANCE TO CONSTRUCT A POURED-IN-PLACE CONCRETE BUILDING TO REMINGTON DEVELOPMENT CORPORATION ON PROPERTY LOCATED AT 4127 BILLY MITCHELL AND MORE SPECIFICALLY DESCRIBED IN THE BODY OF THIS ORDINANCE AND ZONED "I-2" INDUSTRIAL TWO DISTRICT CLASSIFICATION; 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, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning changes under the zoning ordinance and zoning map, have given requisite notices by publication and otherwise, and, after holding due hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the area, the City of Addison, Texas, is of the opinion that the said variance on application of Remington Development Corporation should be granted and 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, Texas, be, and the same is hereby amended to grant a variance to Remington Development Corporation to construct a poured-in-place concrete building on the hereinafter described property. Such variance shall be noted on the official zoning map of the City of Addison. Said property being in the City of Addison, Dallas County, Texas, and described as follows:

Description of a 1.015 acre tract of land in the City of Addison and being part of the David Myers Survey, Abstract No. 923, Dallas County, Texas; said tract being part of that tract conveyed to Central Park, Ltd. by deed recorded in Volume 75253, Page 1710, Deed Records of Dallas County, Texas; said 1.015 acre tract being more particularly described as follows:

BEGINNING at a point in the north line of Billy Mitchell Drive, a 60 foot wide roadway as dedicated by plat recorded in Volume 72211, Page 0119, Deed Records of Dallas County, Texas; said point being EAST, along said north line, 200.00 feet from its intersection with the Addison-Carrollton City Limits line;

THENCE, NORTH 201.26 feet to a point for corner;

THENCE, S 89° 50'17" E, 220.00 feet to a point for corner;

THENCE, SOUTH 200.64 feet to a point for corner in the said north line of Billy Mitchell Drive;

THENCE, WEST, with said north line, 220.00 feet to the place of beginning;

CONTAINING: 44,208.16 square feet or 1.015 acres of land.

SECTION 2. That all ordinances of the City in conflict with the provisions of this Ordinance be, and the same are, hereby repealed and all other ordinances of the City 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 for in the Comprehensive Zoning Ordinance of the City as amended herein by the granting of this zoning classification with variance.

SECTION 4. That should any paragraph, sentence, 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 penalty as provided for in the Comprehensive Zoning Ordinance of the City as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of 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, the above described property requires that it be given the above variance in order to permit its proper construction for its development and in order to protect the public interest, comfort and general welfare of the City 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 publication of the caption as the law in such cases provides.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS,

on the 24th day of August, A.D., 1976.


MAYOR

A handwritten signature in cursive script, reading "Jim Redding", written over a horizontal line.

ATTEST:

A handwritten signature in cursive script, reading "Joyce S. Devers", written over a horizontal line.
CITY SECRETARY

APPROVED AS TO FORM:

A handwritten signature in cursive script, reading "Robert P. Smith", written over a horizontal line.
CITY ATTORNEY