

AN ORDINANCE AMENDING ORDINANCE NO. 66, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, TEXAS DELETING FROM ARTICLE VIII, "LR" LOCAL RETAIL DISTRICT CLASSIFICATION THE PERMITTED USE OF MULTI-FAMILY RESIDENTIAL UNITS; PRESERVING ALL OTHER PORTIONS OF ZONING ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; DETERMINING THAT PUBLIC INTEREST, MORALS, AND GENERAL WELFARE DEMAND A ZONING CHANGE AND AMENDMENT HEREIN MADE; PROVIDING A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the City of Addison, Texas, by making application for same with the Planning and Zoning Commission of the City of Addison, Texas, as required by State statutes and the Zoning Ordinance of the City of Addison, Texas, and all legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of the City of Addison, Texas, after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the City of Addison, Texas at a public hearing called at a regular session of the City Council did consider that the City of Addison is currently heavily developed with multi-family units and that the allowance of multi-family in a local retail district restricts the City Council's ability to adequately plan for the city's growth; and

WHEREAS, the City Council of the City of Addison, Texas does find that there is a public necessity for the zoning change in order for the council to carry out its responsibility for planned and orderly development and that the amendment is in the best interest of the public at large;

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

SECTION 1. That Ordinance No. 66, the Zoning Ordinance of the City of Addison, Texas be, and the same is amended and changed in that the permitted use of "multi-family" be deleted from Section 1, Use Regulations of Article VIII "LR" Local Retail District Regulations.

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 That all ordinances of the City in conflict with the provisions of this Ordinance be, and the same are, hereby repealed and all other ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.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 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 of 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.

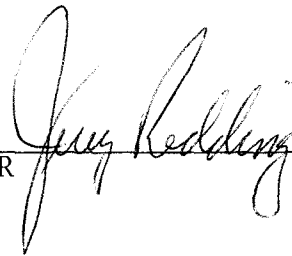
SECTION 4. That any person, firm or corporation violating any of the provisions or terms of this Ordinance shall be subject to the same penalty as provided for the Comprehensive Zoning Ordinance of

the City as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

WHEREAS, the above described amendment is required to permit proper development, in order to protect the public interest, comfort and general welfare of the City, and creates an urgency and an emergency for preservation of the public health, safety and welfare and requires that this Ordinance take affect immediately from and after its passage and publication as captioned as the law in such cases provides.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS ON THE 26 DAY OF July, 1977.

MAYOR



ATTEST:

Acting

CITY SECRETARY