

ORDINANCE NO. 371

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, ARTICLE XII, SECTION 25, AS HERETOFORE AMENDED, TO REQUIRE A SPECIAL USE PERMIT FOR THE LOCATION AND OPERATION OF GAMING MACHINES IN ANY ZONING DISTRICT CLASSIFICATION; PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City Council of the City of Addison, Texas, in compliance with the laws of the State of Texas and the ordinances of the City of Addison, have given requisite notices by publication and otherwise, and in the exercise of its legislative discretion, have concluded that the Comprehensive Zoning Ordinance should be amended to read as follows:

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

SECTION 1. That Section 25 of Article XII of the Comprehensive Zoning Ordinance is amended to add and shall hereinafter read with the addition of:

(25f) Location and operation of one or more billiard tables and/or gaming machines in any Zoning District Classification. This does not include billiard tables and/or gaming machines which are not operated for profit in private homes, churches, educational organizations, schools, or apartment complexes.

SECTION 2. That all ordinances of the city in conflict with the provisions of this ordinance be and the same are hereby repealed, and that all other ordinances of the city not in conflict with the provisions of this ordinance shall remain in full force and effect.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 or provision thereof other than the part so decided to be unconstitutional, illegal, or invalid 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 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 Dollars (\$200.00) for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

SECTION 5. Whereas, the above described changes in the Comprehensive Zoning Ordinance, Article XII, Section 25 shall be made in order to protect the public interest, comfort and general welfare of the city and create an urgency and emergency for the preservation of the public health, safety and welfare, it 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.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY  
OF ADDISON, TEXAS, this the 22nd day of November,  
1977.

  
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MAYOR

ATTEST:

  
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ACTING CITY SECRETARY