

ORDINANCE NO. 403

AN ORDINANCE AMENDING ORDINANCE NO. 348, PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS, ON AUGUST 9, 1977, BY AMENDING SECTION 3 H TO PROVIDE THAT VARIANCES OF SIGNS MUST HAVE FINAL APPROVAL BY THE CITY COUNCIL; PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; 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. 348, passed and approved by the City Council of the City of Addison, Texas, on August 9, 1977, be, and the same is hereby amended to change Section 3 H to read as follows:

Section 3. Regulation of Signs

H. Variance Appeal

1. The governing body may allow signs to vary from the size, location or construction requirements of this ordinance.
2. The governing body shall not hold its public hearings or take action until it has received a final report from the Planning and Zoning Commission.
3. Written notice of all public hearings before the zoning commission on proposed changes shall be sent to owners of real property lying within two hundred (200) feet of the property on which the change is proposed, such notice to be given not less than ten (10) days before the date set for hearing.
4. A public hearing shall be held by the governing body before adopting any proposed amendment, variance or change. Notice of such hearing shall be given, by publication one (1) time in the official publication of the City, stating the time and place of such hearing

which time shall not be earlier than fifteen (15) days from the first date of publication.

SECTION 2. That all ordinances and provisions contained therein of the City of Addison in conflict with the provisions of this ordinance be, and the same are, hereby repealed and all other provisions of said ordinances not in conflict with the provisions of this ordinance remain in full force and effect.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 invalid, illegal or unconstitutional.

SECTION 4. That any person, firm or corporation violating any of the provisions of this ordinance, shall upon commission be deemed guilty of a misdemeanor, and shall be subject to a fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense, and each day such violation continues shall constitute a separate offense.

SECTION 5. The fact that the present sign ordinance is inadequate to regulate sign variances, creates an emergency for the immediate preservation of the public business, property, health, safety and general welfare of the public which requires that this ordinance shall become effective from and after the date of this passage as provided by law, and it is accordingly so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
ADDISON, TEXAS, on this the 27th day of June, 1978.

MAYOR

Jerry Redding

ATTEST:

CITY SECRETARY

Jacque Sharp