

ORDINANCE NO. 588

AN ORDINANCE AMENDING ORDINANCE NO. 477, MCCUTCHIN PLANNED DEVELOPMENT #7, PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS, ON FEBRUARY 27, 1979, TO AMEND DEVELOPMENT PLANS TO ENLARGE RESTAURANT AND ADD RETAIL STORES OR SHOPS, LOCATED SOUTH OF BELT LINE ROAD AND WEST OF MIDWAY ROAD; PROVIDING FOR A PENALTY NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; 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 direction, 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 3 (1) is hereby amended by amending the development plans attached to Ordinance No. 477 to enlarge the proposed restaurant building to increase the restaurant space and add retail stores or shops.

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 That all ordinances of the city in conflict with the provisions of this ordinance be, and the same are hereby repealed, and that all other ordinances of the city not in conflict with the provisions of this ordinance shall remain in full force and effect.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 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 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 unconstitutional, illegal, or invalid and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 5. Whereas, the above described changes should 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 BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS, this the 13 day of May, 1980.

MAYOR *Jim Redding*

ATTEST:

Jacque Sharp
CITY SECRETARY