

ORDINANCE NO. 649

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, AMENDING ORDINANCE NO. 359, PASSED BY THE CITY COUNCIL ON THE 27TH DAY OF SEPTEMBER, 1977, BY AMENDING THE SITE PLAN FOR THE SALE OF ALCOHOLIC BEVERAGES TO 5021 SQUARE FEET; PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, the City Zoning Commission of the City of Addison, Texas, and the Governing Body of the City of Addison, Texas, 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 amendment to Ordinance No. 359 should be granted.

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

SECTION 1. That Ordinance No. 359, heretofore passed, is hereby amended to amend Section 2. 2. to read as follows:

Section 2. That the above Special Use Permit is granted subject to the following conditions, to-wit:

2. That the Special Use Permit granted herein shall be limited to:

Sale of alcoholic beverages for on-premises consumption only and to that particular area designated on the site plan attached hereto as being outlined in red and encompassing 5021 square feet.

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 That all ordinances of the City in conflict with the provisions of this Ordinance be, and the same are, hereby repealed and all other ordinances of the City not in conflict with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 or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional, and shall not affect the validity of this ordinance as a whole.

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 importance of this ordinance creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

PASSED AND APPROVED this the 13 day of January, 1981.

MAYOR *John Kelly*

ATTEST:

Jacque Sharp
CITY SECRETARY