

ORDINANCE NO. 737

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS AMENDING THE COMPREHENSIVE ZONING ORDINANCE PASSED BY THE CITY COUNCIL ON MAY 11, 1965, AS HERETOFORE AMENDED, BY AMENDING ARTICLE VII, APARTMENT DISTRICT, SECTION 9. REFUSE FACILITIES; ARTICLE VIII, LOCAL RETAIL DISTRICT, SECTION 4.2 .; ARTICLE IX, COMMERCIAL DISTRICT, 4.2 ; ARTICLE X, INDUSTRIAL DISTRICT, SECTION 9., ARTICLE XI, INDUSTRIAL-2 DISTRICT, SECTION 9.; ARTICLE XI-A, INDUSTRIAL-3 DISTRICT, SECTION 9.; PROVIDING FOR A PENALTY NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING FOR A REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City Planning and Zoning Commission of the City of Addison, Texas, and the City Council of the City of Addison, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning changes under the zoning ordinance and zoning map, 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 Comprehensive Zoning Ordinance should be amended, now, therefore,

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

SECTION 1. That Article VII, Apartment District, Section 9. of the Comprehensive Zoning Ordinance be amended to read as follows:

Section 9. Refuse Facilities

Refuse Containers: All refuse and refuse containers shall be screened from all public right-of-way. (Such containers shall be set on a designed reinforced concrete pad and approach.) Screening walls must be of aesthetic material.

SECTION 2. That Article VIII, Local Retail District, Section 4.2. of the Comprehensive Zoning Ordinance be amended to add the following:

Refuse Containers: All refuse and refuse containers shall be screened from all public right-of-way. (Such containers shall be set on a designed reinforced concrete pad and approach.) Screening walls must be of aesthetic material.

SECTION 3. That Article IX, Commercial District, Section 4.2. of the Comprehensive Zoning Ordinance be amended to add the following:

Refuse Containers: All refuse and refuse containers shall be screened from all public right-of-way. (Such containers shall be set on a designed reinforced concrete pad and approach.) Screening walls must be of aesthetic material.

SECTION 4. That Article X, XI, and XI-A, Industrial Districts, of the Comprehensive Zoning Ordinance be amended to add the following Section 9:

Refuse Containers: All refuse and refuse containers shall be screened from all public right-of-way. (Such containers shall be set on a designed reinforced concrete pad and approach.) Screening walls must be of aesthetic material.

SECTION 5. Any person, firm or corporation violating any provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction in Municipal Court shall be

subject to a fine not to exceed the sum of \$200.00 for each offense, and each and every day said violation continues shall constitute a separate offense.

SECTION 6. 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 7. Should any word, phrase, clause, sentence, paragraph, or portion of this ordinance be held to be invalid or unconstitutional, the same shall not affect that portion of the ordinance not held to be invalid or unconstitutional, and the remaining portion shall continue in full force and effect the same as if no portion of the ordinance was held to be void or unconstitutional.

SECTION 8. The fact that the present zoning ordinance of the City of Addison does not adequately regulate these provisions which creates an urgency and an emergency in the preservation of public health, safety and welfare and requires that this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance, as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON,
TEXAS, this the 27 day of October, 1981.

MAYOR *John Kelly*

ATTEST:

Jacqueline Sharp
CITY SECRETARY