

ORDINANCE NO. 261

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO GRANT A VARIANCE FROM THE 80% MASONRY REQUIREMENT IN COMMERCIAL ZONING TO ALLOW WOOD CONSTRUCTION ON EXTERIOR WALLS ON LAND LOCATED AT THE SOUTHEAST CORNER OF KELLER SPRINGS AND ADDISON ROAD; ON APPLICATION FROM J. STILES, CASE #659; PROVIDING FOR A PENALTY CLAUSE NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the City of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the City of Addison, Texas as required by State Statutes and the zoning ordinance of the City of Addison, Texas and all the legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of Addison, Texas after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the City of Addison, Texas does find that there is a public necessity for the zoning change, that the public demands it, that the public interest clearly requires the amendment, and it is in the best interest of the public at large, the citizens of the City of Addison, and helps

promote the general welfare and safety of this community, now, therefore

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

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Addison, Texas, be, and the same is hereby amended to grant a variance from 80% masonry requirement in Commercial Zoning to allow wood construction on exterior walls on the hereinafter described property. Said variance shall be noted on the official zoning map of the City of Addison, Texas. Said property being in the City of Addison, Texas, and being described as follows:

BEING a tract of land out of the G. W. Fisher Survey, Abstract No. 482 in the City of Addison, Dallas County, Texas and being more particularly described as follows:

BEGINNING at a point of intersection of the east line of Addison Road (60 foot right-of-way) with the south line of Keller Springs Road (a 50 foot right-of-way);

THENCE S 89°37'15" E, 780.23 feet along the said south line of Keller Springs Road to a point for corner;

THENCE S 0° 22'45" W, 664.90 feet to a point for corner;

THENCE N 89°37'15" W, 770.75 feet to a point for corner on the said east line of Addison Road;

THENCE N0°26'15" W, 664.97 feet along the said east line of Addison Road to the POINT OF BEGINNING and containing 11.838 acres of land.

SECTION 2. 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 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 provisions 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. Whereas, the above described property required that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare of the City and creates an urgency and an emergency for the preservation of the public health, safety and welfare and 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 5 day of January, 1982.

MAYOR 

ATTEST:

Jacque Sharp
CITY SECRETARY

APPROVED AS TO FORM:

[Signature]

Effective
DATE:

1-20-82