

ORDINANCE NO. 815

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING ORDINANCE NO. 602 THEREIN GRANTING A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION FOR REGISTRY HOTEL LOCATED NORTH OF BELT LINE ROAD AND WEST OF DALLAS PARKWAY; SO AS TO ALLOW DANCING AND TO AMEND THE SITE PLAN TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES THROUGHOUT THE HOTEL; AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR A PENALTY NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; PROVIDING FOR NO SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the Town of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the Town of Addison, Texas as required by State Statutes and the zoning ordinance of the Town 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 Town 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 Town of Addison, and helps promote the general welfare and safety of this community, now, therefore

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

SECTION 1: That Ordinance No. 602 passed by the City Council on July 15, 1980 is hereby amended by amending 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 93,300 square feet to include restaurants, bars, ballrooms, meeting rooms, dining rooms, showrooms, lobbies, swimming pools, tennis courts, and other public and semipublic areas as well as guest rooms and other private areas (the "Hotel"). *283,110 sq.*

SECTION 2. That Ordinance No. 602 passed by the City Council on July 15, 1980 is hereby amended by amending Section 2. 4. to read as follows:

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

4. That the sale of alcoholic beverages under this special use permit shall be permitted only in the areas described in Section 2.2; provided that of the gross revenues derived from the sale of food and alcoholic beverages in the Hotel, at least sixty percent (60%) must result from the sale of food.

SECTION 3. That Ordinance No. 602 passed by the City Council on July 15, 1980 is hereby amended by amending Section 2. 6. to read as follows:

6. The use of gaming devices, such as billiards (pool) pinball machines, marble tables, and other coin operated amusement machines, other than machines for music are hereby prohibited.

SECTION 4. 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 5. That it is the intention of the City Council that this ordinance be considered in its entirety, as one ordinance, and should any portion of this ordinance be held to be void or unconstitutional, then said ordinance shall be void in its entirety, and the City Council would not have adopted said ordinance if any part or portion of said ordinance should be held to be unconstitutional or void.

SECTION 6. 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 TOWN OF ADDISON,  
TEXAS, this the 13 day of July, 1982.

MAYOR



ATTEST:

  
CITY SECRETARY

APPROVED AS TO FORM:

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CITY ATTORNEY

EFFECTIVE DATE:

August 4, 1982