

ORDINANCE NO. 822

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, BY CHANGING THE ZONING LOCATED ON THE NORTH SIDE OF CENTURION WAY, AT ITS INTERSECTION WITH RUNYON ROAD, FROM "I-I" INDUSTRIAL TO "PD" PLANNED DEVELOPMENT, ON APPLICATION FROM BACK WALL ATHLETIC CLUB; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A 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 the Comprehensive Zoning Ordinance of the Town of Addison, Texas, be, and the same is hereby amended by amending the zoning map of the Town of Addison, Texas, on application from Back Wall Athletic Club, so as to give the hereinafter described property the following zoning district classification, to-wit: Planned Development Zoning, allowing Local Retail uses. Said property being in the Town of Addison, Texas, and being described as follows:

Description of a 1.103 acre tract of land in the David Myers Survey, Abstract 923, Dallas County, Texas; said 1.103 acre tract of land being part of those tracts conveyed to Central Park, Ltd. by deed recorded in Volume 75253, Page 1710, Deed Records, Dallas County, Texas; said tract being more particularly described as follows:

BEGINNING at a point for corner in the North Line of Addison West Drive; said point being South 89° 51' 55" East, a distance of 30.00 feet from the intersection of the West line of Runyon Road and the said North line of Addison West Drive as dedicated by plat recorded in Volume 78202, Page 0879, Deed Records, Dallas County, Texas;

THENCE, North 00° 08' 05" East, with the centerline of a 10 foot width drainage easement, a distance of 294.92 feet to a point for corner in the South right-of-way line of the St. Louis Southwestern Railway;

THENCE, East with the said South right-of-way line of the St. Louis Southwestern Railway, a distance of 162.84 feet to a point for corner;

THENCE, South 00° 08' 05" West, a distance of 295.30 feet to a point for corner in the said North line of Addison West drive;

THENCE North 89° 51' 55" West with said North line of Addison West Drive, a distance of 162.84 feet to the PLACE OF BEGINNING;

CONTAINING 48,055.13 square feet, or 1.103 acres of land.


SECTION 2. That all uses on the property hereinabove described shall conform in operation, location and construction to the "LR" Local Retail District Classification in the Comprehensive Zoning Ordinance of the Town of Addison, Texas.

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 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 5. 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 24 day of August, 1982.


MAYOR

ATTEST:


CITY SECRETARY