

ORDINANCE NO. 783-039

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING ORDINANCE NO. 477 TO AMEND THE SITE PLAN SO AS TO ADD ONTO THE EXISTING MOTEL AND PROVIDE ADDITIONAL RESTAURANT SPACE ON APPLICATION FROM GENE MCCUTCHIN; 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 Ordinance No. 477 passed by the City Council on February 27, 1979 is amended by amending Section 3. (1) to amend the developmental plans to add a free-standing addition of 60 rooms to the existing motel; to add another free-standing building along Midway Road to be used for two (2) new restaurants totaling 9300 square feet.

SECTION 2. That Ordinance No. 477 passed by the City Council on February 27, 1979, is amended by amending Section 3. to add (10) to read: The proposed sign standards for this center comply with and/or exceed those standards contained in the Addison Sign Ordinance.

SECTION 3. That Ordinance No. 477 passed by the City Council on February 27, 1979, is amended by amending Section 3. to add (11) to read: The proposed landscaping by done prior to the issuance of a certificate of occupancy.

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 should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or

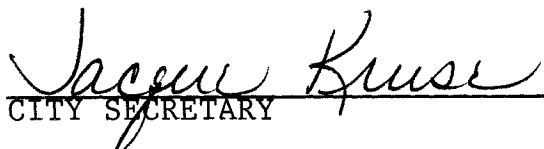
held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance as a whole.

SECTION 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, on this the 14 day of June, 1983.


MAYOR

ATTEST:


CITY SECRETARY

JK/rs