

ORDINANCE NO. 083-086

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, BY AMENDING ARTICLE VIII, LOCAL RETAIL DISTRICT; ARTICLE IX, COMMERCIAL DISTRICT; ARTICLE X, ARTICLE XI AND ARTICLE XI-A, INDUSTRIAL DISTRICTS; TO AMEND THE STANDARDS AND REQUIREMENTS FOR OUTSIDE STORAGE AND DISPLAY; BY AMENDING ARTICLE XII, SPECIAL USES, TO ADD THE SALE OF CHRISTMAS TREES; PROVIDING FOR A REPEAL CLAUSE; 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, Texas, 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 No. 66
of the Town of Addison, Texas, is hereby amended by amending
Section 5. of Article VIII, Local Retail District and Section 8.
of Article IX, Commercial District, to read as follows:

Section 8A. Outside Sales and/or Commercial Promotions.

1. Any outside sales and/or commercial promotion shall be required to obtain a permit.
2. The above outside sales and/or commercial promotion may be permitted for a period of 14 days each calendar year with a maximum of two permits per business per year, providing such goods, products or merchandise is displayed on a sidewalk within ten (10) feet of the business building.
3. The above outside sales and/or commercial promotion shall be construed to apply to merchandise dispensing units placed adjacent to and outside of a business building.
4. The above outside sales and/or commercial promotion shall not be construed to prohibit the display of merchandise normally placed on gasoline pumps and/or gasoline pump islands.

Section 8B. Outside Storage.

1. Except for the equipment and/or the materials stored on a construction site and used for a temporary construction project, the long term outside storage of equipment, building and/or other materials, goods and products shall be prohibited withing this district.

SECTION 2. That the Comprehensive Zoning Ordinance No.
66 of the Town of Addison, Texas, is hereby amended by amending
Section . of Article X, Industrial - 1 District, Article XI

Industrial - 2 District and Article XI-A, Industrial - 3 District, to read as follows:

Section 7A. Outside Sales and/or Commercial Promotions.

(Same as Districts "LR" and "C")

Section 7B. Outside Storage.

1. Except for the equipment and/or the materials stored on a construction site and used for a temporary construction project, the long term outside storage of equipment, building and/or other materials, goods and products shall be permitted provided that the storage area is hard surfaced and is screened by a solid fence or wall of at least six (6) feet in height. No stored material shall extend above the height of the screening fence or wall.

SECTION 3. That the Comprehensive Zoning Ordinance No. 66 of the Town of Addison, Texas, is hereby amended by amending Section 5. of Article VIII, Local Retail District, by deleting the approval of the sale of Christmas trees between November 15 and December 26.

SECTION 4. That the Comprehensive Zoning Ordinance No. 66 of the Town of Addison, Texas, is hereby amended by amending Article XII, Special Uses, to add the following:

- (18b) Lots and/or business operating the sale of Christmas trees between the dates of November 15 and December 26 in District "LR", "C", "I-1", "I-2" and "I-3". The applicant for such a permit shall submit a detailed site plan for the proposed use.

SECTION 5. 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 6. 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 7. 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.

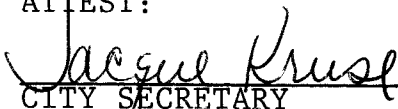
SECTION 8. The importance of this ordinance creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 13th day of December, 1983.

MAYOR



ATTEST:


CITY SECRETARY

CASE #
TAX #