

ORDINANCE NO. 084-104

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, BY AMENDING ARTICLE XII, SPECIAL USES, TO GRANT A SPECIAL USE PERMIT FOR A CONVENIENCE STORE SELLING AUTOMOBILE FUEL IN PLANNED DEVELOPMENT ZONING, ON APPLICATION FROM EDI ARCHITECTS; 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, 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 Article XII (25h) to allow a convenience store selling automobile fuel on the hereinafter described land:

Being a tract of land out of the G.W. Fisher Survey, A-482, City of Addison, Dallas County, Texas; bounded as follows:

Beginning at the intersection of the East Right of Way of Addison Road and the Southeast Right of Way of the S.L. and S.W. Railroad;

THENCE N 66°05'30" E with the Southeast Right of Way of said Railroad 189.80 feet to an iron pin set this survey for corner;

THENCE S 01°05'40" W a distance of 133.58 feet to a point.

THENCE N 90°00'00" W a distance of 0.70 feet to a point;

THENCE S 00°47'32" W a distance of 70.95 feet to an iron pin set for corner this survey on the North Right of Way of Arapaho Road;

THENCE N 89°55'20" W with the North Right of Way of said Arapaho Road 153.65 feet to an iron pin set this survey for corner;

THENCE N 46°00'23" W with a Right of Way of Addison and Arapaho Roads 21.62 feet to an iron pin set for corner this survey on the East Right of Way of Addison Road;

THENCE N 00°02'30" W with said East Right of Way line 112.35 feet to the beginning containing 0.64812 acres or 28,232.42 square feet all as surveyed this 21st day of May, 1984, by D.J. Ruckman, RPS #3913.

SECTION 2. 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 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. 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 11TH day of December, 1984.


MAYOR

ATTEST:

Jaquie Kruse
CITY SECRETARY

CASE # 880-SUP

APPROVED AS TO FORM:

Mark Hill 1/31/85

Published
1-24-85