

ORDINANCE NO. 085-034

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE SO AS TO GRANT A SPECIAL USE PERMIT TO OPERATE A SERVICE STATION AND CONVENIENCE STORE; ON APPLICATION FROM MOBIL OIL CORPORATION; 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 of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit . Said zoning amendment shall be noted on the official zoning map of the Town of Addison, Texas, and is situated on the following described land:

BEING a tract on parcel of land situated in the G.W. Fisher Survey, Abstract No. 482, City of Addison, Dallas County, Texas, and being all of a tract of land conveyed to Mobil Oil Corporation by deed recorded in Volume 71117, Page 171, Deed Records, Dallas County, Texas, and part of a tract of land conveyed to Mobil Oil Corporation by deed recorded in Volume 70135, Page 654, Deed Records, Dallas County, Texas; said tract or parcel of land being more particularly described by metes and bounds as follows:

BEGINNING at a drill hole in concrete in the South R.O.W. line of Belt Line Road (a 100.00 ft. wide R.O.W.); said BEGINNING POINT being 135.59 ft. in a Westerly direction along said South R.O.W. line from the West R.O.W. line of Dallas Parkway (a 160.0 ft. wide R.O.W. this date); said being the beginning of a curve to the right whose radius is 95.30 ft. and whose central angle is 92 degrees 37 minutes 53 seconds;

THENCE along the proposed West R.O.W. line of Dallas Parkway and said curve to the right (a non-tangent curve) whose chord bears South 41 degrees 56 minutes 06 seconds East 137.83 ft., an arc length of 154.07 ft. to a drill hole in concrete;

THENCE South 04 degrees 22 minutes 27 seconds West continuing along said proposed R.O.W. line, a distance of 43.55 ft. to a drill hole in concrete; being the beginning of a curve to the right whose radius is 567.96 ft. and whose central angle is 02 degrees 48 minutes 17 seconds;

THENCE continuing along said proposed R.O.W. and said curve to the right whose chord bears South 05 degrees 42 minutes 13 seconds West 27.80 ft., an arc length of 27.80 ft. to a drill hole in concrete in the South line of said Mobile tract (Volume 70135, Page 654) and a North line at Plaza at the Quorum Addition to the City of Addison per plat recorded in Volume 80022, Page 1235, Deed Records, Dallas County, Texas;

THENCE South 89 degrees 20 minutes 25 seconds West along said South and North Line passing the Southwest corner of said Mobile tract (Volume 71117, Page 171) a total distance of 125.17 ft. to an "X" cut on top of a wall being the Southwest corner of said Mobile tract (Volume 71117, Page 171);

THENCE North 00 degrees 04 minutes 06 seconds West along the East line of said Plaza at the Quorum Addition and the West line of said Mobile tract (Volume 71117, Page 171), a distance of 175.00 ft. to a 1/2" iron rod in the South R.O.W. line of Belt Line Road being the Northwest Corner of said Mobil tract (Volume 71117, Page 171);

THENCE North 89 degrees 55 minutes 54 seconds East along said South R.O.W. line, a distance of 39.35 ft. to the POINT OF BEGINNING and containing 20,777.93 square feet or 0.477 acres of land.

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. 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 11th day of June, 1985.

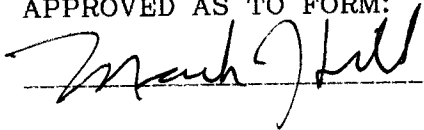
  
MAYOR

ATTEST:

  
CITY SECRETARY

CASE #874-SUP

APPROVED AS TO FORM:

  
\_\_\_\_\_