

ORDINANCE NO. 085-037

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING FROM "C" COMMERCIAL TO "PD" PLANNED DEVELOPMENT, LOCATED AT THE SOUTHEAST CORNER OF SOJOURN LANE AND WEST GROVE AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; ON APPLICATION FROM THE TOWN OF ADDISON; PROVIDING FOR SPECIAL CONDITIONS; 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, be "PD" Planned Development, and the same is hereby amended by amending the zoning map of the Town of Addison, Texas, so as to give the hereinafter described property the zoning district classification, to-wit: . Said property being in the Town of Addison, Texas, and being described as follows:

Being a tract of land out of the Levi Nobles Survey, Abstract No. 1098 and the Wm. Lomax Survey, Abstract No. 792, and being part of that tract of land conveyed to H.P. Griffin and M.R. Irion on June 11, 1964, recorded in Volume 340 at Page 126, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point in the East line of Dooley Road (60 ft. R.O.W.), said point being North a distance of 826.10 ft. from the North line of the Dallas Power and Light Co. property and said point also being the Northwest corner of the Griffin and Irion tract;

THENCE South 99 deg., 58 ft., 40 in. East a distance of 1290.0 ft. to an Iron rod for a corner at the Northeast corner of the Griffin and Irion tract;

THENCE South a distance of 825.40 ft. along an existing fence line to a concrete marker for a corner;

THENCE South 89 deg., 59 ft., 30 in. West a distance of 840.0 ft. along the North line of the D.P. & L. Co. tract to an iron rod for a corner;

THENCE North a distance of 600.0 ft. to an iron rod for a corner;

THENCE South 89 deg., 59 ft., 30 in. West a distance of 450.0 ft. to an iron rod for a corner;

THENCE North a distance of 226.10 ft. along the East line of Dooley Road to the Point of Beginning and containing 18.256 acres of land.

SECTION 2. As provided in Planned Development District Article of the Comprehensive Zoning Ordinance, said property shall be improved in accordance with the development plans which are attached hereto and made a part hereof for all purposes.

SECTION 3. In the hereinabove described land or building no land shall be used, erected or converted to any use other than:

1. Any use permitted in "C" Commercial District Regulations.

SECTION 4. All paved areas, permanent drives, streets and drainage structure shall be constructed in accordance with standard Town of Addison specifications adopted for such purpose.

SECTION 5. 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 6. 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.

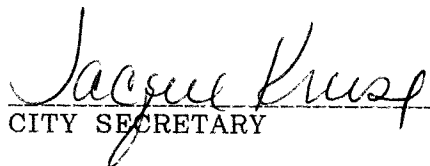
SECTION 7. Whereas, the above described property requires that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare of the City and creates an urgency and an emergency for the preservation of the 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 25th day of June, 1985.

MAYOR

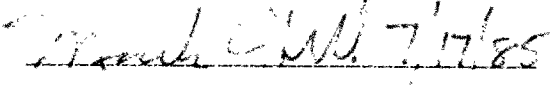


ATTEST:


CITY SECRETARY

CASE # 907-Z

APPROVED AS TO FORM:



Case
9/15