ORDINANCE NO. 085-051

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING FROM DISTRICT "C" (COMMERICAL) TO DISTRICT "PD" (PLANNED DEVELOPMENT), LOCATED ABOUT 3.56 ACRES ON THE SOUTH SIDE OF KELLER SPRINGS ROAD, EAST OF ADDISON ROAD AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; ON APPLICATION FROM METRO HOTELS, INC.; 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, 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 situated in the G.W. Fisher Survey, Abstract No. 482 in the City of Addison, Dallas County, Texas and being more particularly described as follows:

BEGINNING at an iron pin for corner on the south line of Keller Springs Road (a 60 foot right-of-way), said point being S. 89 deg. 37 ft. 15 in. E., 431.93 feet from the intersection of the said south line of Keller Springs Road with the east line of Addison Road (a 60 foot right-of-way);

THENCE S. 89 deg. 37 ft. 15 in. E., 348.23 feet continuing along the said south line of Keller Springs Road to an iron pin for a corner;

THENCE S. 0 deg. 22 ft. 45 in. W., 444.95 feet to an iron pin for a corner;

THENCE N. 89 deg. 37 ft. 15 in. W., 348.23 feet to an iron pin for a corner;

THENCE N. 0 deg. 22 ft. 45 in. E., 444.95 feet to the Point of Beginning and containing 3.557 acres (154,944 square feet 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. The following special conditions are placed on the above described property:

- 1. The applicant undertake a utility study to determine what upgrading of present utilities will be necessary to allow this site to accommodate this use; the results to be reviewed by Addison's Director of Utilities and City Engineer.
- 2. The applicant install whatever utility improvements are deemed necessary by the utility study at his expense.
- 3. The applicant provide a site drainage plan to the City Engineer prior to the issuance of a building permit.
- 4. The landscape treatment along Keller Springs Road be revised, and a revised plan for the frontage be approved by Linda Smith.
- 5. A detailed plan showing the location of fire lanes and fire hydrants be submitted to, and approved by Kelly King, prior to the issuance of a building permit.
- 6. A revised site plan be drawn which indicates the dedication of the twenty (20) feet along Keller Springs Road, as requested by the City Engineer.
- 7. The south side of the parking structure be screened by landscape plantings.
- 8. The property be platted in accordance with the subdivision 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 13th day of August, 1985.

MAYOR

ATTEST:

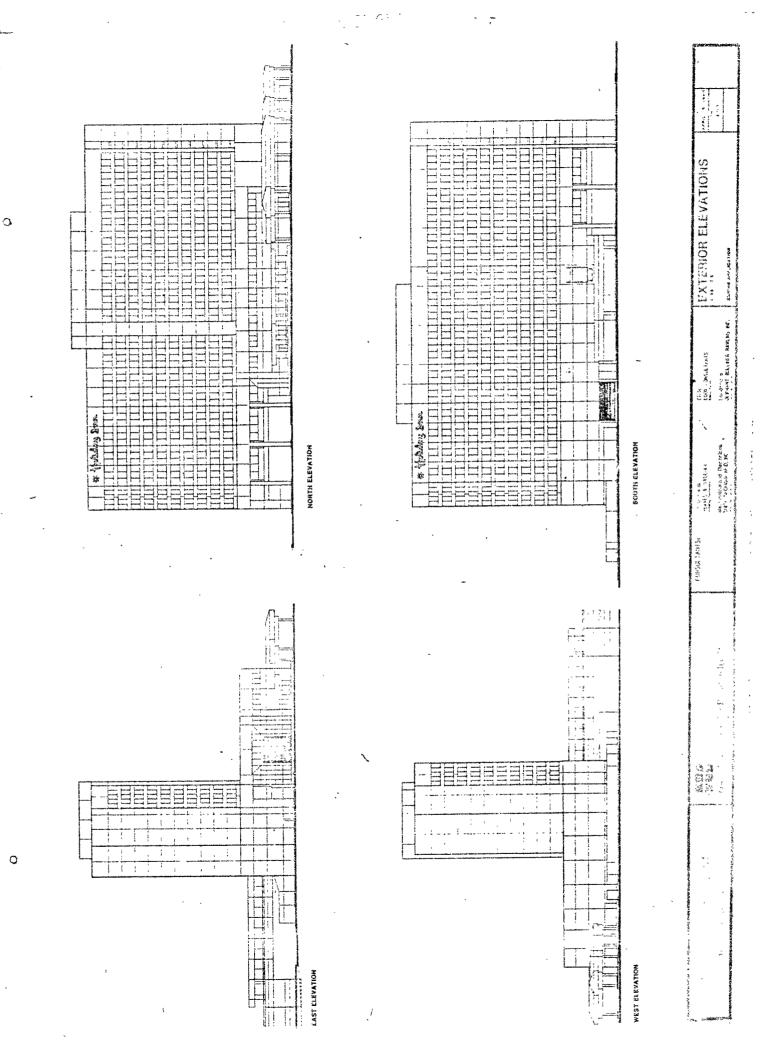
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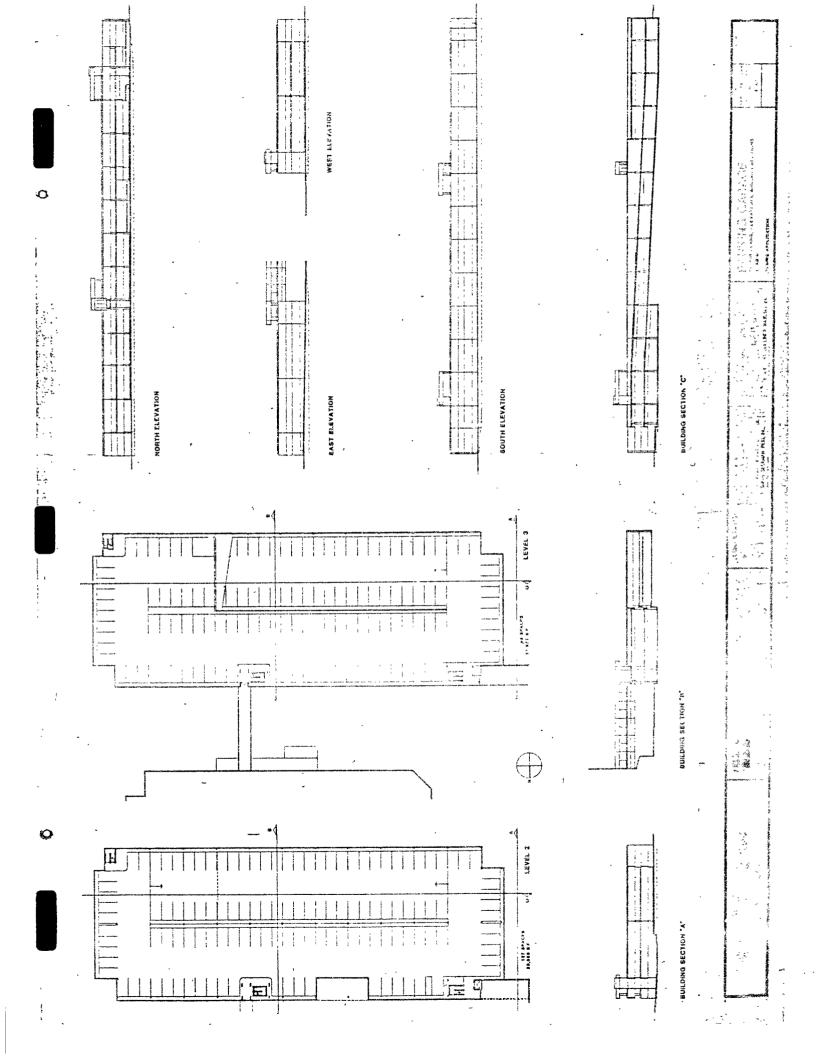
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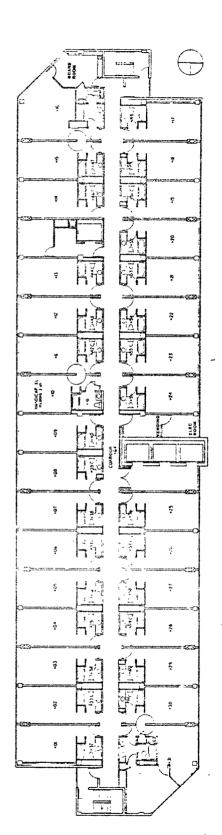
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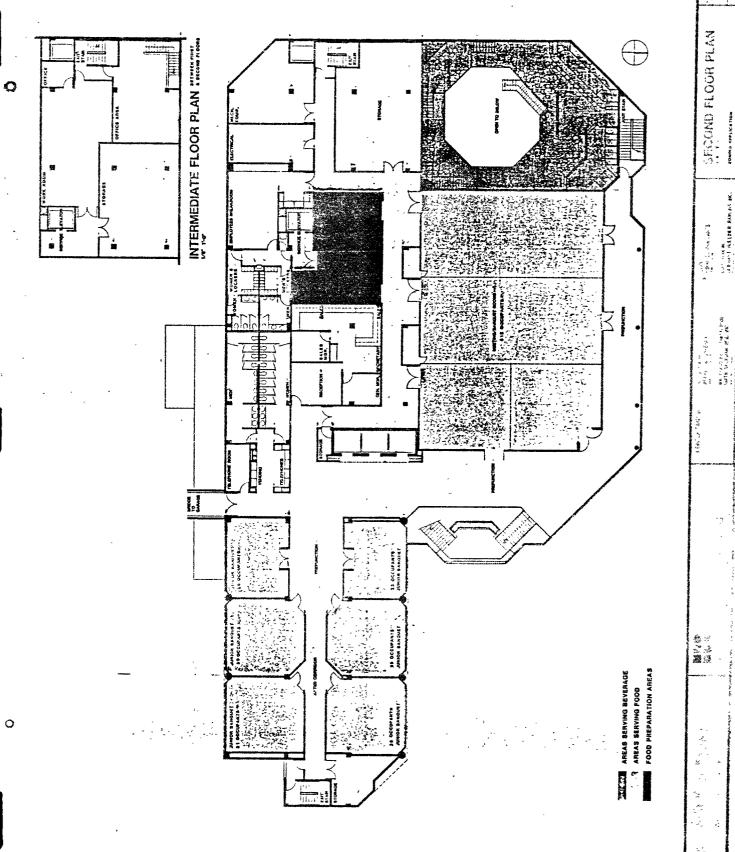


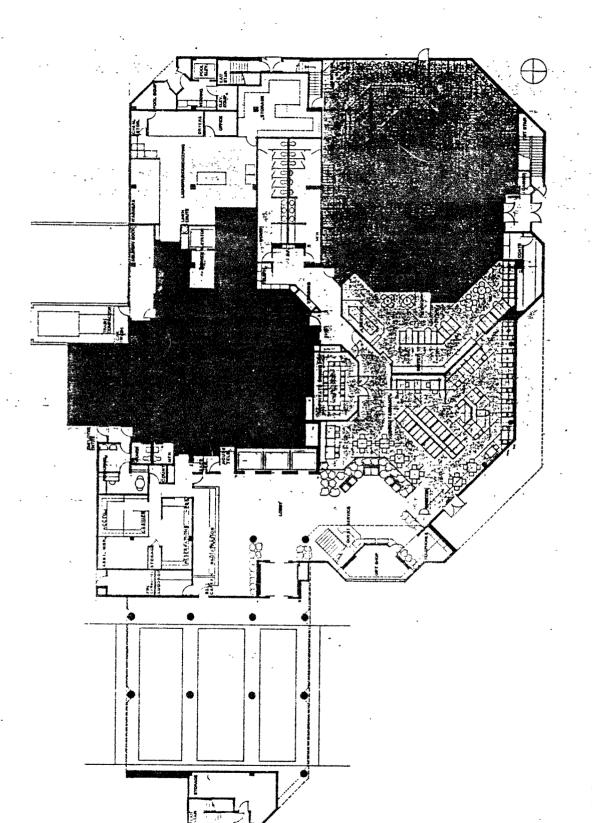
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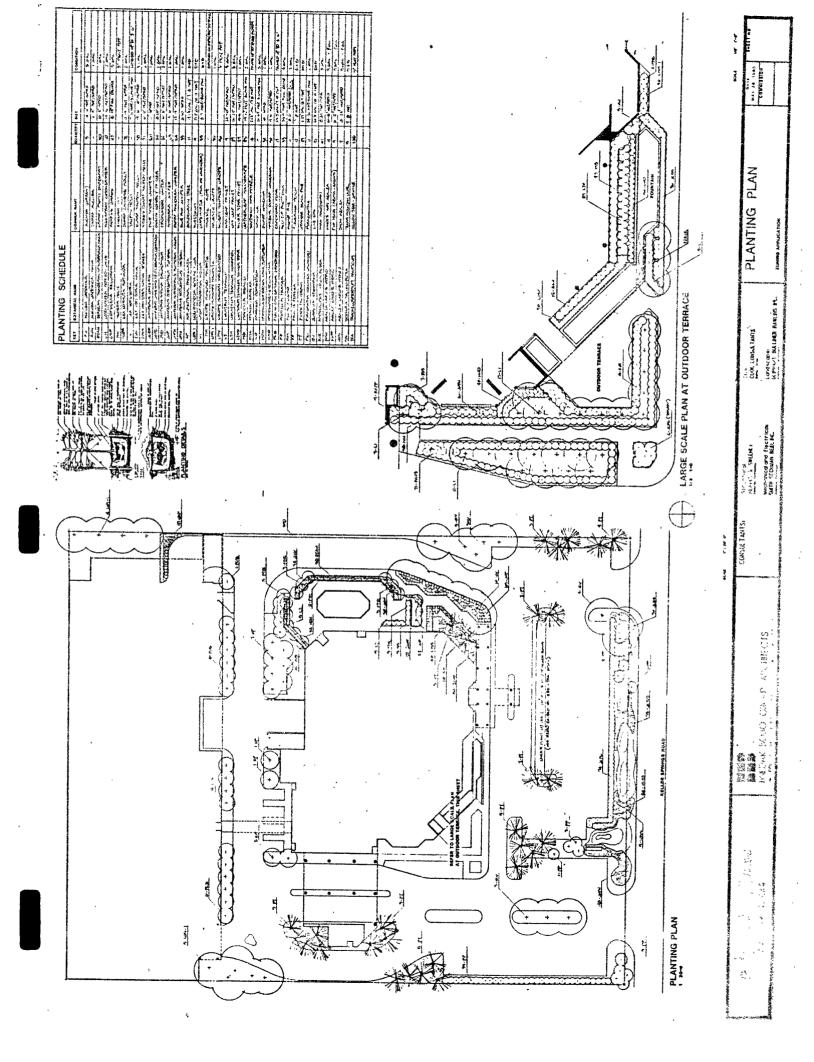
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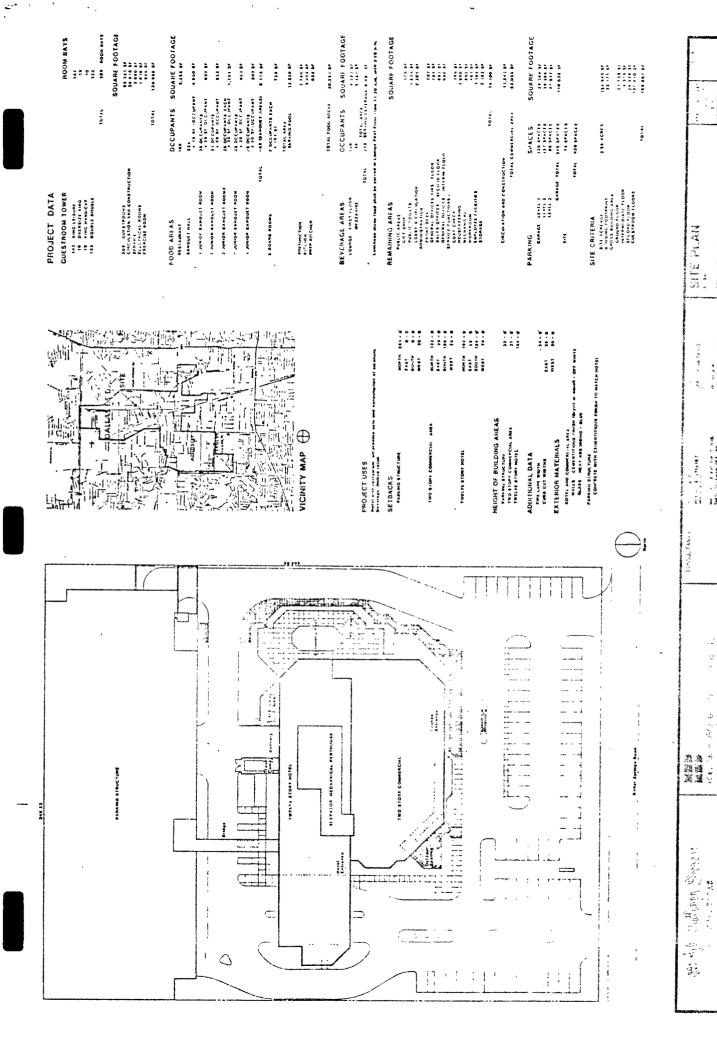
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