

ORDINANCE NO. 086-012

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING PD ORDINANCE NO. 460 BY AMENDING SECTION 3.(a) TO PROVIDE FOR FINAL PLAN APPROVAL, ON APPLICATION FROM T.F. STONE COMPANY; 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 Ordinance No. 460 of the Town of Addison, Texas, is hereby amended by amending Section 3.(a) to provide for approval of a final plan which is attached to and made a part hereof for all purposes.

SECTION 2. The following special conditions are placed on the land described in PD Ordinance No. 460.

1. A 15 foot landscaping area be provided at the property line on the south side of the applicant's property.
2. A 10 foot masonry wall be constructed on the property line, and the wall be constructed prior to the construction of any structure above grade.
3. The mechanical units on the southernmost end of the building not extend above the lowest parapet point, and that visual and acoustic screens be erected around those units to deflect the sound to the north.
4. The back wall of the building be masonry and similar in configuration to the front of the building with no overhead door openings.
5. 50% of the cost to install a signal on Belt Line Road be the responsibility of the applicant at the time the city decides that the signal is necessary.

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 One Thousand Dollars (\$1,000.00) and not less than Five Hundred Dollars (\$500.00) 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 February, 1986.



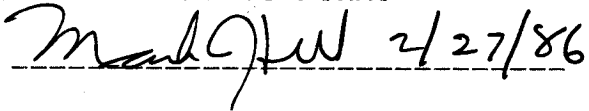
MAYOR

ATTEST:



CITY SECRETARY

APPROVED AS TO FORM:



Pub.
3-2-76