ORDINANCE NO. 086-058

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING PLANNED DEVELOPMENT ORDINANCE NO. 517 BY AMENDING THE SITE PLAN TO ADD A DRIVE-THRU BANKING FACILITY, ON APPLICATION FROM MARBLE ENTERPRISES CORPORATION, LOCATED AT 14643 DALLAS PARKWAY; 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,

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BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That Ordinance No. 517 passed by the City Council on the 29th day of July, 1979, is hereby amended by amending Section 2 to add Sec. 2.9 to read:

Section 2. In the hereinafter above described land or building, no land shall be used, erected or converted to any use other than:

9. Drive-thru banking facility

SECTION 2. The amended planned development site plan is granted subject to:

1. That the applicant install sidewalks, built, as per city specifications, along the Dallas North Parkway frontage prior to the issuance of a Certficate of Occupancy for the motor bank facility.

SECTION 3. Said property shall be improved in accordance with the development plans which are attached hereto and made a part hereof for all purposes.

SECTION 4. 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.

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SECTION 5. 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 6. 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 22nd day of July, 1986.

ATTEST:

CASE NO. 865-Z-1

APPROVED AS TO FORM: IENER.

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 086-058





