

ORDINANCE NO. 086-082

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE SO AS TO GRANT A SPECIAL USE PERMIT FOR A CHRISTMAS TREE LOT, ON APPLICATION WITH GENE LEWIS, LOCATED AT 4150 BELT LINE ROAD; 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:

Published  
10/30/86



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 for a Christmas Tree Lot on application with Gene Lewis. 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:

WHEREAS, Gene McCutchin being the sole owner of a tract of land situated in the Thomas L. Chenoweth Survey, Abstract No. 273, City of Addison, Dallas County, Texas, and being particularly described as follows:

From a reference point in the south line of Belt Line Road, said point being N. 89 deg 25' 00" W, 60.00 feet and south 50.00 feet from the intersection of the centerline of Belt Line Rd. with the centerline of Midway Road;

THENCE, South 44 deg 42' 27" E, 42.64 feet to a point in West line of Midway Road;

THENCE, South with west line of Midway Road, 145.00 feet to a point;

THENCE, South 659.53 ft. to a point;

THENCE, West 140.00 feet to the beginning of a curve to the left having a central angle of 13 deg 14' 01" and a radius of 945.00 feet;

THENCE, along said curve 218.27 feet to the POINT OF BEGINNING of tract 1;

THENCE, West 528.66 feet to a point for a corner;

THENCE, South 95.23 feet to a point for a corner;

THENCE, East 63.25 feet to the beginning of a curve to the left having a central angle of 17 deg 30' and a radius of 1005.00 feet;

THENCE, along said curve 306.96 feet to the point of tangency;

THENCE, N 72 deg 30', 100.00 feet to the beginning of a curve to the right having a central angle of 4 deg 15' 59" and a radius of 945.00 feet;

THENCE, along said curve 70.36 feet to the Point of Beginning and Containing 33,974 Sq. Feet or 0.7799 acres of land, more or less.


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 One Thousand Dollars (\$1,000.00) and not less than Five Hundred (\$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. 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 14th day of October, 1986.

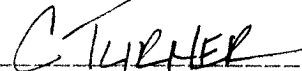
  
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MAYOR

ATTEST:

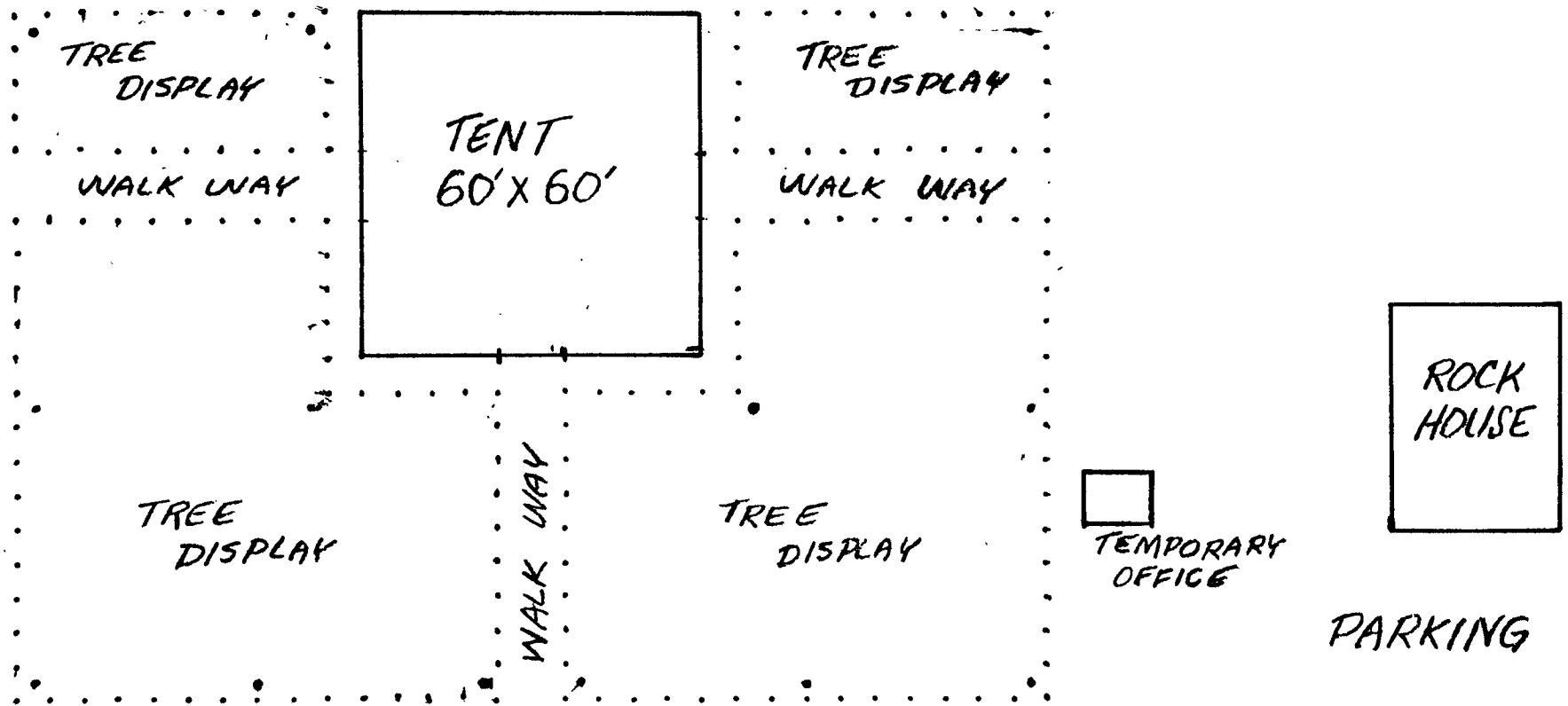
  
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CITY SECRETARY

CASE NO. 993-SUP

APPROVED AS TO FORM:

  
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CASE FILE NO. 993 SUP  
RECEIVED. 9/3/86



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