

ORDINANCE NO. 087-029

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS SO AS TO GRANT A SPECIAL USE PERMIT FOR A LANDSCAPE NURSERY, ON APPLICATION WITH MR. RUBIN SEDILLO, LOCATED AT THE NORTHEAST CORNER OF MIDWAY ROAD AND WILEY POST 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,

Published 6/4/87

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, as heretofore amended, is hereby amended so as to grant a special use permit for a landscape nursery in accordance with the drawings submitted to the City Council. 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:

Lot No. 12, Block B of Addison Airport Industrial District, an addition to the City of Addison, Texas, according to the file plat recorded in Volume 50, Page 207, Plat Records, Dallas County, Texas.

SECTION 2. That Special Use Permit is granted subject to the following special use conditions:

1. The portable office building on the site meet all applicable building and electrical codes.
2. The applicant keep the entire lot mowed and trimmed to an acceptable level, that level being a maximum height of six (6) inches for any weeds or grass on the site. The level of maintenance shall be monitored by the Code Enforcement Officer.
3. The applicant shall provide irrigation on the site in a manner which does not provide a breeding environment for mosquitoes. The site irrigation shall be monitored by Environmental Services Officer and Code Enforcement Officer.
4. The signage on the site conform to the provisions of the Addison Sign Ordinance.
5. The site no longer be used to store cars.

6. The customer parking area on the south end of the site shall be hard-surfaced, (gravel is acceptable);
7. At the end of one (1) year from the date of Council approval, the applicant shall return to the Commission and Council with either:
  - a) A request for a one year extension of the temporary facilities, or
  - b) Plans for the development of permanent facilities on the site. The permanent development plans shall include:
    - a landscaping plan for the site, including landscaping along Midway Road frontage,
    - any sidewalks which may be required,
    - a sufficient number of hard-surfaced parking spaces,
    - a permanent office facility with employee restrooms, and
    - a site-barring fence around the nursery which screens this use from all public right-of-way.

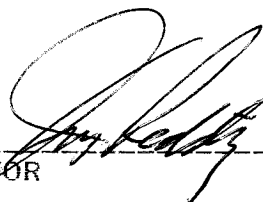
SECTION 3. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 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 (\$500.00) for each offense and that each day such violation shall continue to exist shall constitute a separate offense.

SECTION 5. It is the intention of the City Council that this ordinance be considered in its entirety, as one ordinance, and should any portion of this ordinance be held to be void or unconstitutional, then said ordinance shall be void in its entirety, and the City Council would not have adopted said ordinance if any part or portion of said ordinance should be held to be unconstitutional or void.

SECTION 6. 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 26th day of May, 1987.

  
MAYOR

ATTEST:

  
CITY SECRETARY

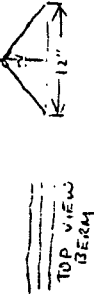
CASE NO. 1009-SUP

APPROVED AS TO FORM:

  
C. TURNER 7-7-87

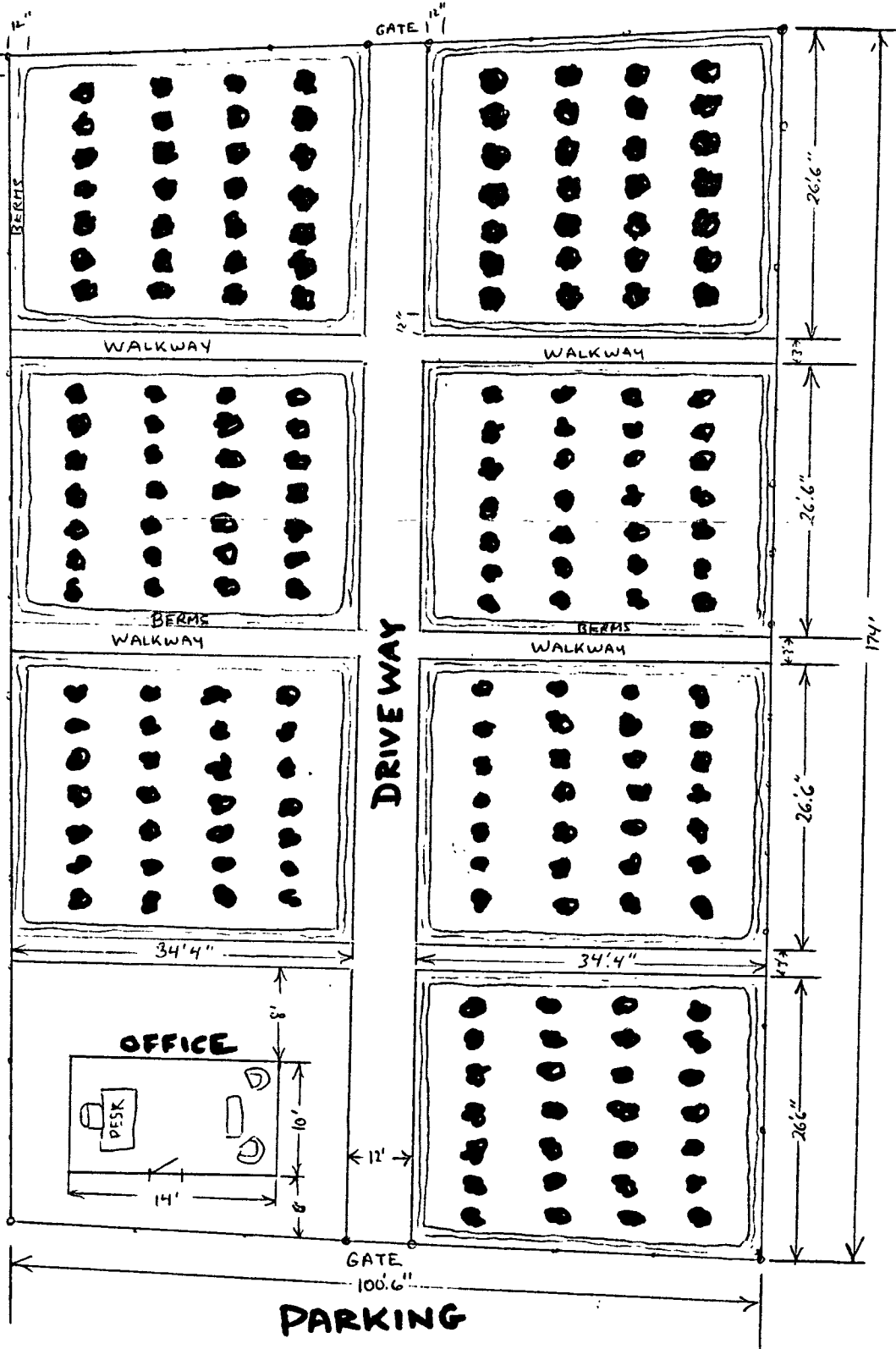
CASE FILE NO. 1DD9-SUP  
RECEIVED. 3/31/97

BERMS TO SURROUND EACH TREE PLOT.  
BERMS TO BE 12" HIGH BY 12" WIDTH



TREES

MEASURE TO STREET



PARKING

7/2/2020

