

ORDINANCE NO. 091-051

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO GRANT A SPECIAL USE PERMIT FOR A RESTAURANT AND THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION, ON APPLICATION FROM CHILI'S RESTAURANT, LOCATED AT 4500 BELT LINE ROAD, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR NO SEVERABILITY CLAUSE; AND PROVIDING FOR A REPEAL CLAUSE.

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 RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 091-051

SECTION 1. The Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, be amended, by amending the zoning map of the Town of Addison, Texas, so as to grant a special use permit for a restaurant and the sale of alcoholic beverages for on-premises consumption to Chili's Restaurant. Said special use permit shall be granted subject to the special conditions on the following described property, to-wit:

BEING a tract of land situated in the Elisha Fike Survey, Abstract No. 478, Dallas County, Texas, and being that certain tract of land conveyed to the City of Addison by deed dated October 4, 1971, Deed Records, Dallas County, Texas and being more particularly described as follows:

BEGINNING at a cross cut found for corner situated in the south line of Belt Line Road (100' R.O.W.), said cross being S 89°58'36" W a distance of 188.88 feet from the west line of Beltway Drive;

THENCE S 00°01'24" E departing the south line of said Belt Line Road and along the west line of Beltway Office Park Tract III, an addition to the City of Addison as recorded in Volume 77086, Page 0026, Map Records, Dallas County, Texas, a distance of 358.20 feet to an iron rod found for corner;

THENCE S 89°58'15" W along the north line of said Beltway Office Park Tract III a distance of 139.93 feet to an iron rod found for corner;

THENCE N 00°01'49" W a distance of 359.97 feet to an iron rod found for corner situated in the curving south line of said Belt Line Road:

THENCE along the curving south line of said Belt Line Road the following:

Along said curve to the left having a central angle of 01°59'17", a radius of 2914.79 feet, an arc length of 101.18, and a chord bearing of S 89°01'46" E to an 'x' cut found for corner;

N 89°58'36" E a distance of 88.86 feet to the POINT OF BEGINNING and containing 50,190 square feet or 1.1522 acres of land, more or less.

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

1. That prior to the issuance of a Certificate of Occupancy, said property shall be improved in accordance with the site plan, floor plan, landscape plan, irrigation plan, and the elevation drawings showing four exterior walls, which are attached hereto and made a part hereof for all purposes. The landscaping shall be maintained in the condition as set forth in such drawings.
2. That the Special Use Permit granted herein shall be limited to a restaurant and the sale of alcoholic beverages for on-premises consumption only and to that particular area designated on the floor plan and encompassing a total area not to exceed 5,500 square feet.
3. No signs advertising sale of alcoholic beverages shall be permitted other than those authorized under the Liquor Control Act of the State of Texas, and any sign ordinance of the Town of Addison, Texas.
4. That the sale of alcoholic beverages under this special use permit shall be permitted in restaurants. Restaurants are hereby defined as establishments which receive at least sixty percent (60%) of their gross revenues from the sale of food.
5. Said establishment shall make available to the city or its agents, during reasonable hours its bookkeeping records for inspection, if required, by the city to insure that the conditions of Paragraph 4 are being met.
6. The use of gaming devices, such as billiards (pool) tables, pinball machines, marble tables, and other coin operated amusement machines, other than machines for music are hereby prohibited.
7. Where the sale or serving of alcoholic beverages is permitted, dancing is hereby prohibited.
8. Any use of property considered as a nonconforming use under the Comprehensive Zoning Ordinance of the Town of Addison shall not be permitted to receive a license or permit for the sale of alcoholic beverages.

9. That if the property for which the special use permit is granted and is not used for the purposes for which said permit was granted within one (1) year after the adoption of this ordinance, the City Council may authorize hearings to be held for the purpose of considering a change of zoning.
10. That if a license or permit to sell alcoholic beverages on property covered by this special use permit is revoked, terminated or canceled by proper authorities, the City Council may authorize hearings to be held for the purpose of considering a change of zoning.
11. Shall not use "Bar" in any signage.

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 Two Thousand Dollars (\$2,000.00) 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. 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 5. 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.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,
TEXAS, on this the 10th day of September, 1991.



MAYOR

ATTEST:


CITY SECRETARY

CASE NO. 1074-SUP

APPROVED AS TO FORM:

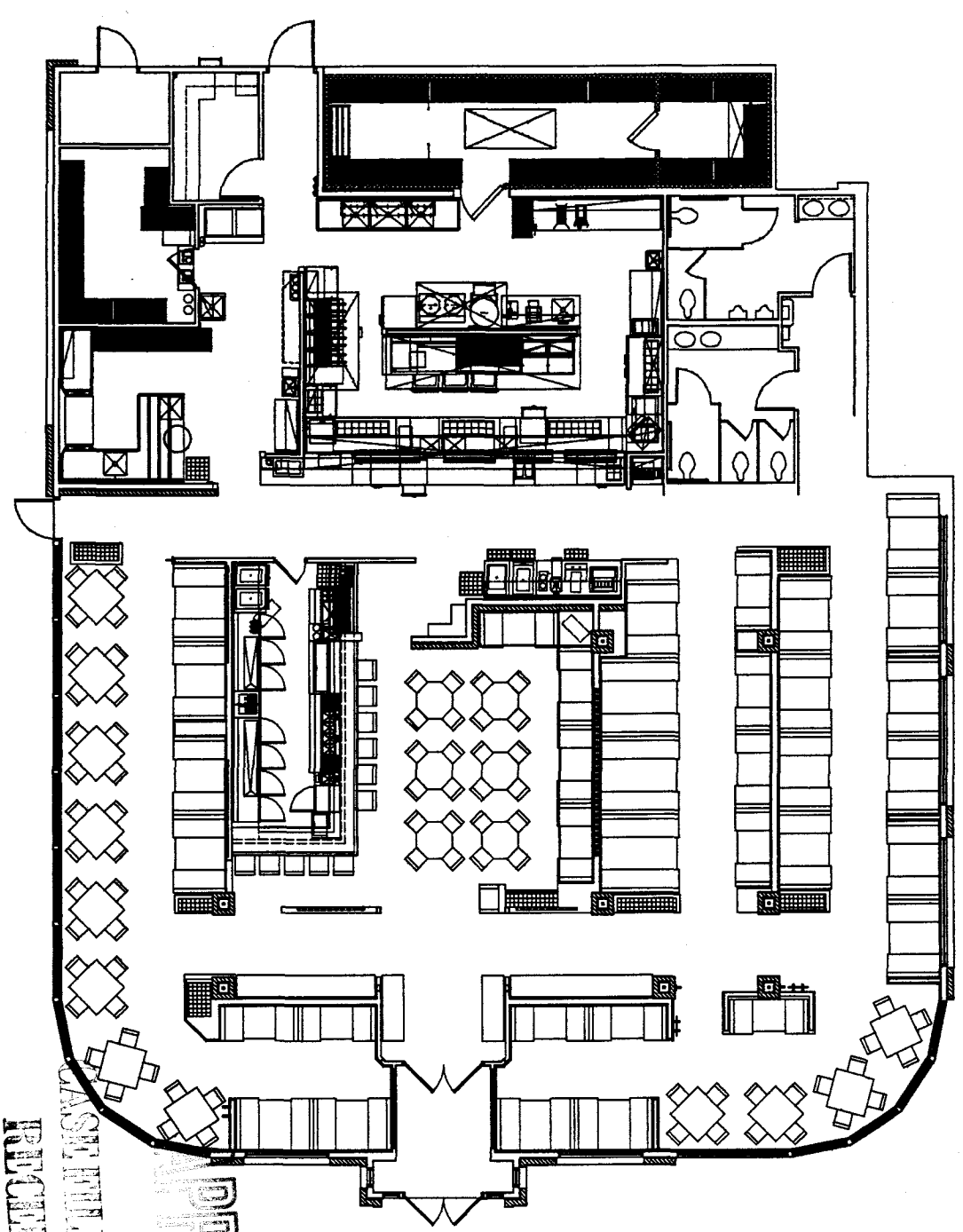

CITY SECRETARY

Published
7/16/92



THESE PLANS ARE REDUCTIONS OF THE ACTUAL
 "RECORD SET" OF PLANS WHICH ARE FILED IN
 ZONING CASE FILE 1074-54P.

CHILLI'S PROTOTYPE 7 FLOORPLAN



APPROVED
 CASE FILE NO. 1074-54P
 RECEIVED. 8-13-91

091-051

100' 1" DATE: 8/13/91

A2
 SHEET NUMBER
 DATE OF ORIGINAL ISSUE

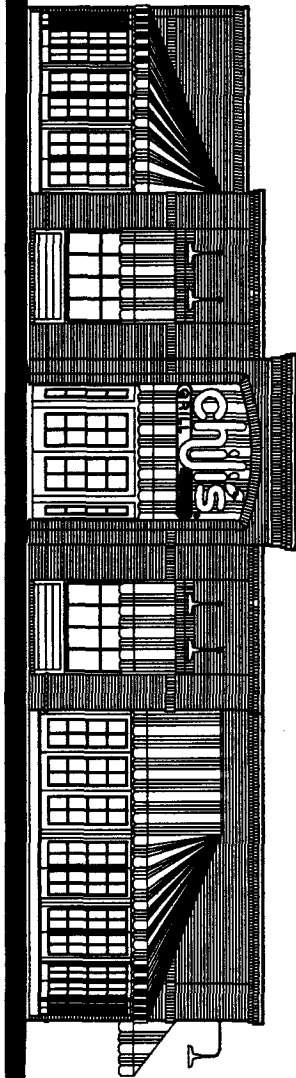
ADDISON, TX
chili's 7
 GRILL & BAR

THE VINCENT ASSOCIATION ARCHITECTS

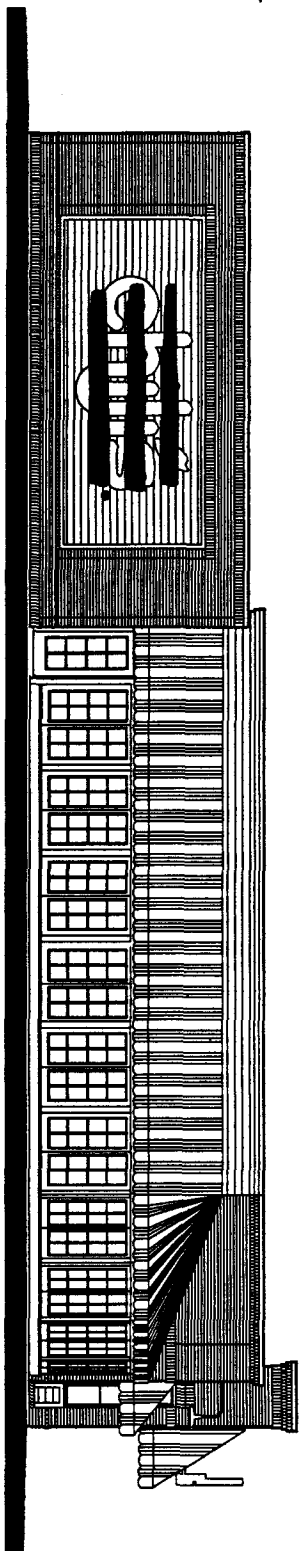
CONTRACTOR SHALL VERIFY ALL DIMENSIONS AND MATERIALS TO BE USED IN THE CONSTRUCTION OF THIS PROJECT. THE ARCHITECT'S RESPONSIBILITY IS LIMITED TO THE DESIGN OF THE PROJECT AND DOES NOT INCLUDE THE CONSTRUCTION OF THE PROJECT.

PLEASE PRINT AND SUBMIT TO THE BOARD
 WRITTEN BY: [REDACTED] AND PASSED IN
 ZONING CASE NO. 1074-SUP

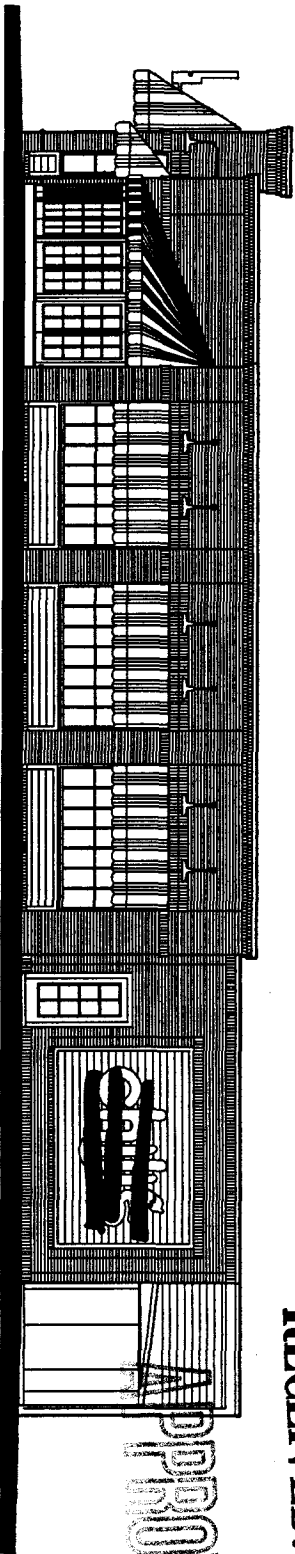
FRONT ELEVATION - CLASS 7



LEFT ELEVATION - CLASS 7



RIGHT ELEVATION - CLASS 7



CASH MEMO NO. 1074-SUP
 RECEIVED. 8-13-91

APPROVED

091-051

NO. 1 DATE: [REDACTED] [REDACTED] [REDACTED]

1/2"

A4
 OF 10 SHEETS
 DATE OF ORIGINAL ISSUE
 22 JULY 1991

PROJECT NUMBER
 91087.00

chili's 7
 GRILL & BAR

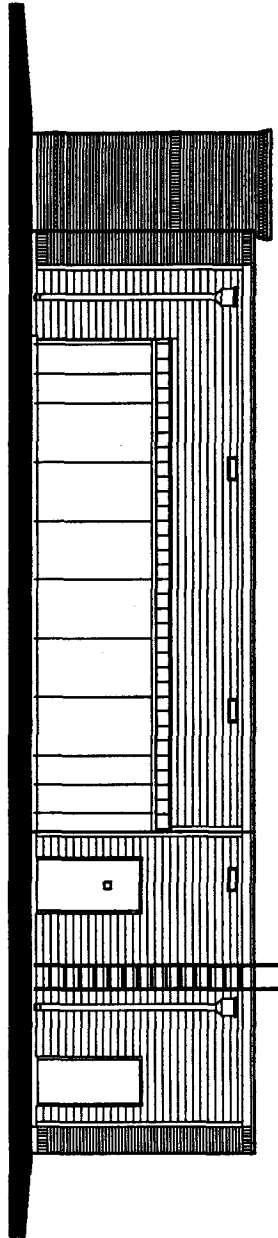
ADDISON, TX

THE VINCENT ASSOCIATION ARCHITECTS

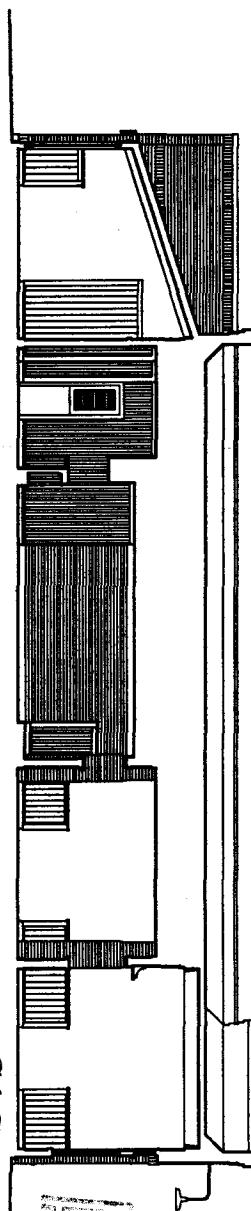
CONTRACTOR SHALL VERIFY
 DIMENSIONS AND FINISHES
 IN FIELD OF ALL WORK
 BEFORE WORK BEGINS
 AND REPORT TO ARCHITECT
 AND ENGINEER WITHIN
 48 HOURS OF DISCOVERY

THESE PLANS ARE REDUCTIONS OF THE ACTUAL
"RECORD SET" OF PLANS WHICH ARE FILED IN
ZONING CASE FILE 1074-SUP.

REAR ELEVATION - CLASS 7



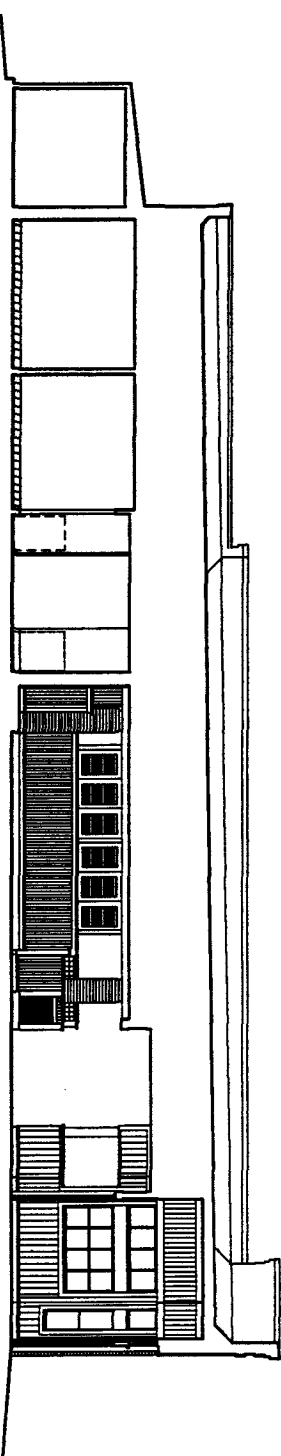
BUILDING SECTION - CLASS 7



APPROVED

CASE FILE NO. 1074-SUP
RECEIVED. 8-13-91

BUILDING SECTION - CLASS 7



091-051

CONTRACTOR SHALL VERIFY
DIMENSIONS AND FINISHES
THE CONTRACTOR SHALL BE
RESPONSIBLE FOR ANY
DISCREPANCIES BETWEEN
THESE PLANS AND THE
ACTUAL CONSTRUCTION.

THE
VINCENT
ASSOCIATION
+ ARCHITECTS

ADDISON, TX

chili's 7
GRILL & BAR

SHEET NUMBER
JOB NUMBER
81087.00

A5
OF 18 SHEETS
DATE OF ORIGINAL ISSUE
22. 01.1. 1991