ORDINANCE NO. 092-054

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING SPECIAL USE ORDINANCE NO. 091-028 BY AMENDING SECTION 2, ON APPLICATION WITH ROGER FRENCH, LOCATED AT 15203 ADDISON ROAD; PROVIDING FOR A REPEAL CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR A SEVERABILITY 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, 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. 091-028 passed by the City Council on the 11th day of June, is hereby amended by amending Section #2 to read as follows:

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SECTION 2. That said Special Use Permit is approved subject to the following special conditions:

-the fruit stand should provide an impermeable surface for its drive and parking areas. Gravel is acceptable for the first two years.

-the house should be able to provide running water for a hand sink and a full restroom. Portable toilets will not be permitted.

-the applicant must be able to provide sufficient equipment and facilities necessary for adequate food protection and general sanitation.

-the applicant shall use solid canopy tents as a shading structure for the produce. Black mesh or netting will not be permitted.

-the applicant should be aware that temporary signage is not allowed under the Addison sign ordinance, and that a permanent sign will be required.

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 That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.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 set in accordance with Chapter 1, General Provisions, Section 1.10, General penalty for violations of Code; continuing violations, of the Code of Ordinances for the Town of Addison.

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 OFFICE OF THE CITY SECRETARY ORDINANCE NO. 092-054 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.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 11th day of August, 1992.

ATTEST:

CITY SECRE

CASE NO. 1068-SUP-1

APPROVED AS TO FORM:

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 092-054



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