

ORDINANCE NO. 093-062

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 A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION, ON APPLICATION FROM BIRRAPORETTI'S AUTHENTIC ITALIAN CUISINE, LOCATED AT 1.49 ACRES ON THE NORTH SIDE OF BELT LINE ROAD, APPROXIMATELY 230 FEET WEST OF MIDWAY 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:

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 a special use permit for the sale of alcoholic beverages for on-premises consumption to Birraporetti's Authentic Italian Cuisine. Said special use permits shall be granted subject to the special conditions on the following described property, to-wit:

BEING a tract of land situated in the Town of Addison, Dallas County, Texas; and being out of the W.H. Witt Survey, Abstract No. 1609, and being in the Surveyor Addition in the Addison West Industrial Park, an addition to the Town of Addison as recorded in Volume 77173 on Page 0135 of the map records of Dallas County, Texas, and being more particularly described as follows:

Commencing at a found "X" cut in concrete for the most southerly end of a corner clip at the intersection of the west right-of-way line of Midway Road (100' R.O.W.) and the north right-of-way line fo Belt Line Road (100' R.O.W.)'

Thence, North 89°51'55" West, a distance of 224.52 feet along the north right-of-way line of Belt Line Road (100' R.O.W.) to a found "X" cut in concrete for the PLACE OF BEGINNING;

Thence North 89°51'55" West, a distance of 186.00 feet, continuing along the north right-of-way line of Belt Line Road (100' R.O.W.), to a set 1/2" diameter iron rod;

Thence, South 89°51'55" East, a distance of 186.00 feet along the south right-of-way line of Centurion Way (60' R.O.W.) to a found 3/8" diameter iron rod;

Thence, South 00°08'05" West, a distance of 350.00 feet along the west line of the Goff Addition (Volume 80005, Page 3044, DCMR) to the place of beginning and containing 1.49 acres (65,100 square feet) of land.

SECTION 2. That the Special Use Permits are 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.
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 final site plan as encompassing a total area not to exceed 7,687 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 cancelled 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.
12. The applicant shall work out all curb-cuts and parking spaces with the staff.
13. The applicant shall install solid service doors on the dumpster enclosure.

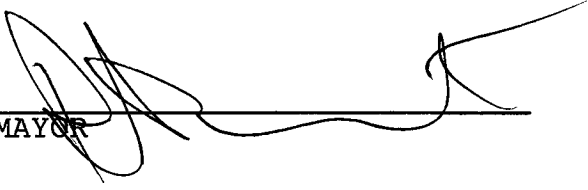
SECTION 3. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the city, as heretofore amended, and upon conviction shall be punished by a fine set in accordance 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. 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 26th day of October, 1993.

  
MAYOR

ATTEST:

  
CITY SECRETARY

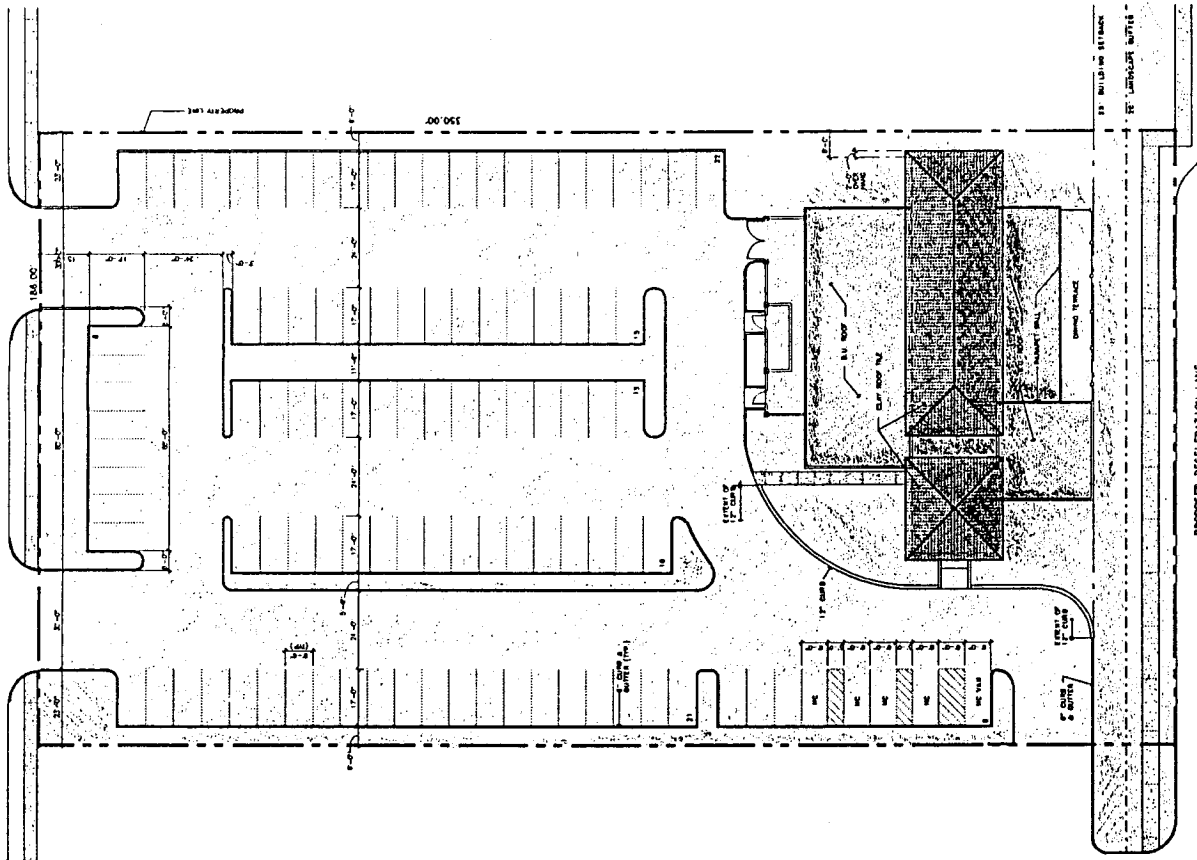
CASE NO. 1153-SUP

APPROVED AS TO FORM:

  
DIRECTOR OF DEVELOPMENT SERVICES

Published  
3/10/64

CENTURION WAY



1" = 10' 0"  
 1" = 20' 0"  
 1" = 40' 0"  
 1" = 80' 0"  
 1" = 160' 0"  
 1" = 320' 0"  
 1" = 640' 0"  
 1" = 1280' 0"



Site Plan

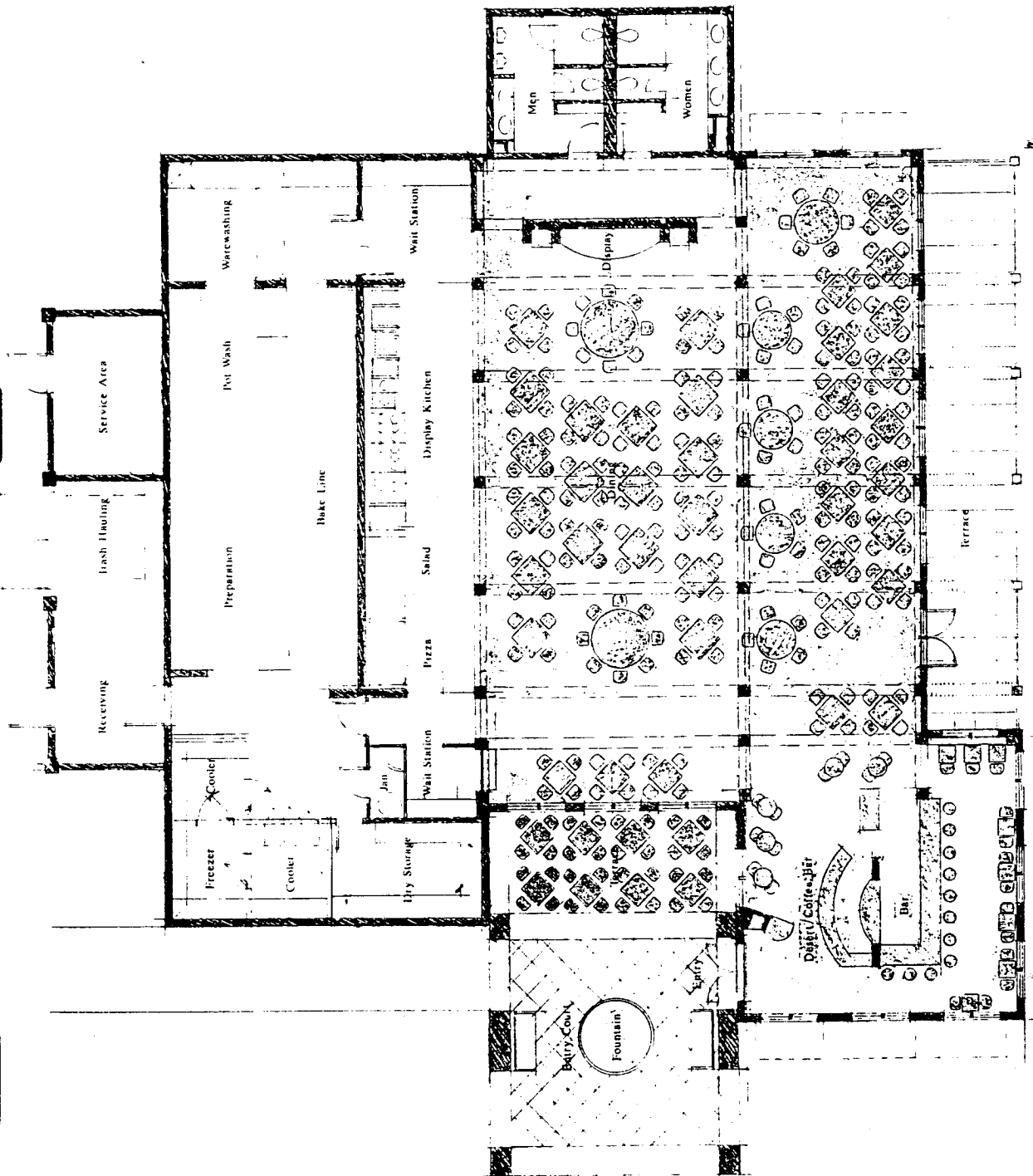
PROPOSED DECELERATION LANE

BELTLINE ROAD

**Katsey-Meyers Architects**

**Birrapretti's**  
Authentic Italian Cuisine  
Address TOXIR

PROJECT NO.  
 19-007-199  
 DATE  
 04/16/19  
 SCALE  
 AS SHOWN



BUILDING AREA: 6850 SQ. FT.

SEATING CAPACITIES:

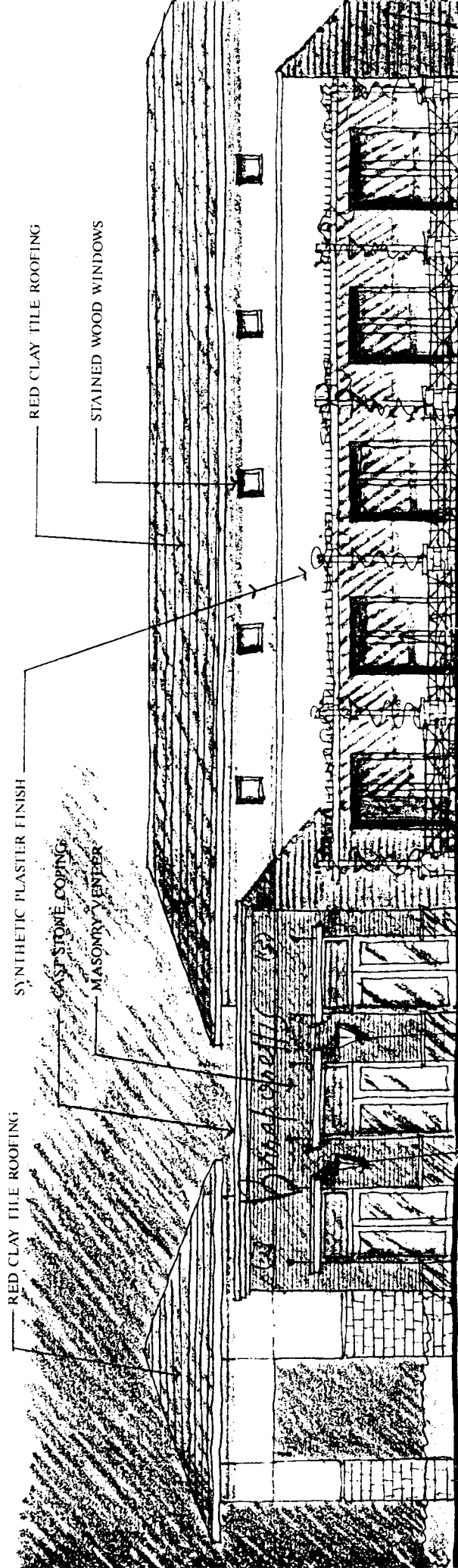
- Bar 40
- Dining 180
- Bar/Waiting Terrace 20
- Dining Terrace 40

TOTAL CAPACITY: 280

*Biraporetto's*

ARCHITECTURAL ILLUSTRATION COMPANY





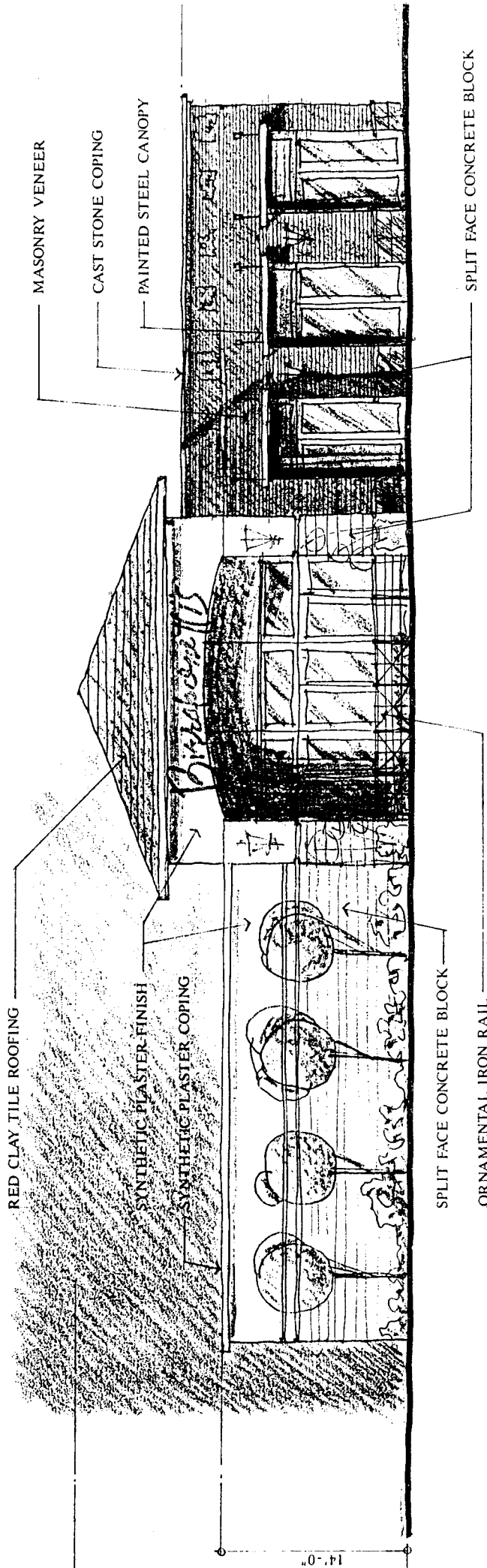
- RED CLAY TILE ROOFING
- RED CLAY TILE ROOFING
- STAINED WOOD WINDOWS
- SYNTHETIC PLASTER FINISH
- CAST STONE COPING
- MASONRY VENEER
- CUSTOM ARCHITECTURAL LIGHTING
- STAINED WOOD TRELLIS/ARBOR
- ORNAMENTAL IRON RAIL
- SPLIT FACE CONCRETE BLOCK
- STAINED WOOD DOORS

South Elevation - Facing Beltline I

*Biraporetto's*

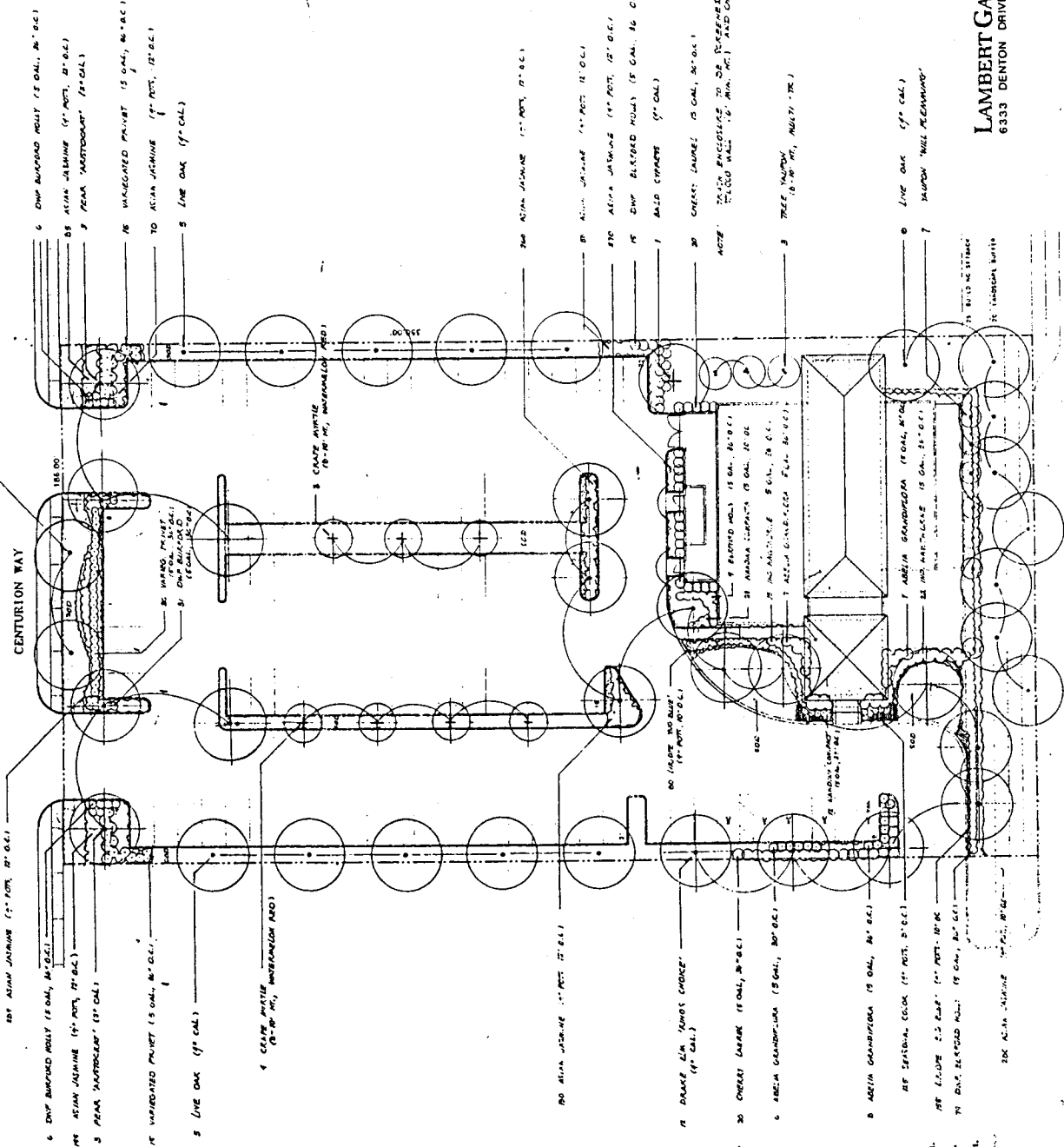
Authentic Italian Cuisine

093-062



West Elevation

*Biraporetto's*  
 Authentic Italian Cuisine



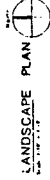
ART. CODE	COMMON NAME	SCIENTIFIC NAME	SIZE / QUANTITY
01	Bald Cypress	<i>Taxodium distichum</i>	4" caliper, B.A.B.
02	Live Oak	<i>Quercus virginiana</i>	4" caliper, B.A.B.
03	Blue Yucca Cluster	<i>Yucca parviflora</i>	4" caliper, B.A.B.
04	Crepe Myrtle (multi-trunk)	<i>Lagerströmia speciosa</i>	2" caliper, B.A.B.
05	Yucca (multi-trunk)	<i>Yucca filamentosa</i>	8-10 height
06	Yucca (columnar)	<i>Yucca filamentosa</i>	8-10 height
07	Yucca (columnar)	<i>Yucca filamentosa</i>	15 gallon, 6 height
08	Abies	<i>Abies grandiflora</i>	3 gallon, 30" ea.
09	Burford Holly	<i>Ilex cornuta</i>	3 gallon, 30" ea.
10	Dwarf Burford Holly	<i>Ilex cornuta</i>	3 gallon, 30" ea.
11	Cherry Laurel	<i>Prunus caroliniana</i>	3 gallon, 30" ea.
12	Nandina, compact	<i>Nandina domestica</i>	3 gallon, 30" ea.
13	Privet, weigand	<i>Ligustrum sinense</i>	3 gallon, 30" ea.
14	Indian Hawthorne	<i>Raphiopholis laticata</i>	3 gallon, 30" ea.
15	Alma Jubilee	<i>Trochodendron araliifolium</i>	4" pot, 12" ea.
16	Landscape 'Big Blue'	<i>Liriodendron chinensis</i>	4" pot, 10" ea.
17	Saxifraga Color	<i>Saxifraga</i>	4" pot, 12" ea.
18	S. Aquaticum Straight	<i>Saxifraga</i>	Solid Bed

**LANDSCAPE REQUIREMENT TABULATION**

Total Gross S&P	\$1,900 ea. fl.
Landscape Area Requirements (20%)	\$1,800 ea. fl.
Landscape Area Provided	\$1,800 ea. fl.

**LAMBERT GARDEN DESIGN**  
DALLAS  
6333 DENTON DRIVE

2141 350 - 8350  
11 OCTOBER, 19



BLUFF LINE ROAD

**Kirksey Meyers Architects**

**Birraporetti's**  
Authentic Italian Cuisine  
Addison, Texas

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