ORDINANCE NO. 094-003

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, APPROVING DEVELOPMENT PLANS FOR A TOWNHOUSE/CONDOMINIUM PROJECT LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF SURVEYOR BOULEVARD AND BELTWAY DRIVE, ON APPLICATION FROM TRANSCENTURY CORPORATION; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A REPEAL CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR A SEVERABILITY CLAUSE.

WHEREAS, application was made for the approval of development plans, which are required under the Article VIII-B, Planned Development-Townhouse/Condominium, of 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 approval of development plans, that the public demands it, that the public interest clearly requires the approval, 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:

SECTION 1. That the Development plans for a multi-family Townhouse-Condominium development of 57 units, on 3.22 acres at the northeast corner of the intersection of Surveyor Boulevard and Beltway Drive, which PD-TH zoning was approved by the Addison OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 094-003

City Council through Ordinance 092-016 in March of 1992, are hereby approved in accordance with the plans which are attached hereto and a part hereof for all purposes.

SECTION 2. That the development plans are approved subject to the following special conditions:

-The applicant shall submit a revised plan which indicates a screening fence against Beltway Drive and Surveyor Boulevard. The applicant should also furnish an elevation or a sketch of the fence. The Commission and Council advised the applicant during the zoning change process that the fence should match the existing fence at Pecan Square.

-The applicant shall submit a final landscaping plan which indicates the percentage of landscaping on the site, indicates quantities of plant material, and is stamped by a certified landscape architect. This final plan can be submitted as a part of the building permit set of plans.

-All drainage shall comply with Addison's standards.

-All public water and sewer facilities shall comply with Addison's standards.

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 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 5. That should any paragraph, sentence, sub-division, 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.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 11th day of January, 1994.

MAKOR

ATTEST:

CITY SECRETARY

CASE NO. 1163-Z

APPROVED AS TO FORM:

DIRECTOR OF DEVELOPMENT SERVICES

Employer Lange





