ORDINANCE NO. 095-008

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 INSTALLATION BY A PRIVATE UTILITY OF A MOBILE TELEPHONE TOWER, ON APPLICATION WITH SOUTHWESTERN BELL MOBILE SYSTEMS, LOCATED IN THE GREENHAVEN VILLAGE SHOPPING CENTER AT 14326 MARSH LANE; 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit for an installation of a private utility, a mobile telephone tower. 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:

BEING a .95 acre tract of land out of the Good Survey, Abstract 520, Commencing at the intersection of the East line of Marsh Lane (100' ROW) with the South line of Spring Valley (60' ROW);

THENCE South along the east line of Marsh Lane a distance of 150 feet to the PLACE OF BEGINNING;

THENCE N 89°43'26" E a distance of 150 feet to a point for corner;

THENCE S 44°21'43" E a distance of 160 feet to a point for corner;

THENCE S 45°23'34" W a distance of 180 feet to a point for corner;

THENCE S 89°43'02" E a distance of 195.29 feet along the east line of Marsh Lane to the POINT OF BEGINNING and containing 41,423 Square feet of land (.95 acres) more or less.

SECTION 2. That the property shall be developed in accordance with the site plan and elevation drawings which are attached hereto and a part hereof for all purposes.

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 OFFICE OF THE CITY SECRETARY ORDINANCE NO. 095-008

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, subdivision, 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 14th day of March, 1995.

ATTEST:

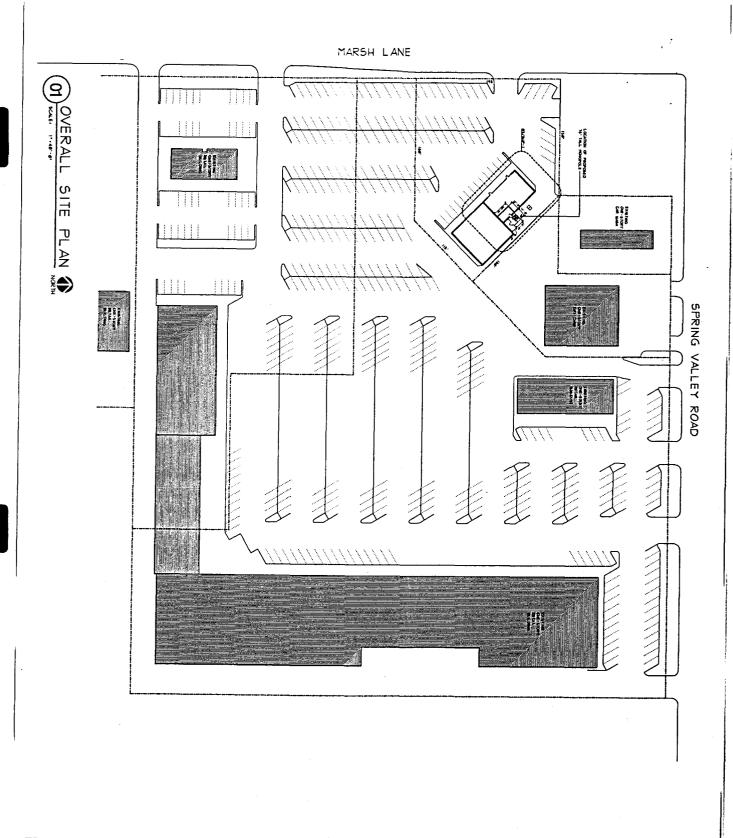
CITY SECRETARY

CASE NO. 1206-SUP

APPROVED AS TO FORM:

DIRECTOR OF DEVELOPMENT SERVICES

Rubiolik 195



SHEET NUMBER

Marsh /Spring Valle SUP Drawing Overall Site Plan DATE 30 January 1995



SOUTHWESTEN BELL MOBILE SOUTHWESTEN BELL MOBILE STEEDER, INC.

TOTAL PRESTON FO, STE, 100-A.

DMLIAS, TEXAS 78282

SOUTHWESTERN BELL MOBILE SYSTEMS Marsh /Spring Valley: Cntr. No. 3499

Zoning: LR

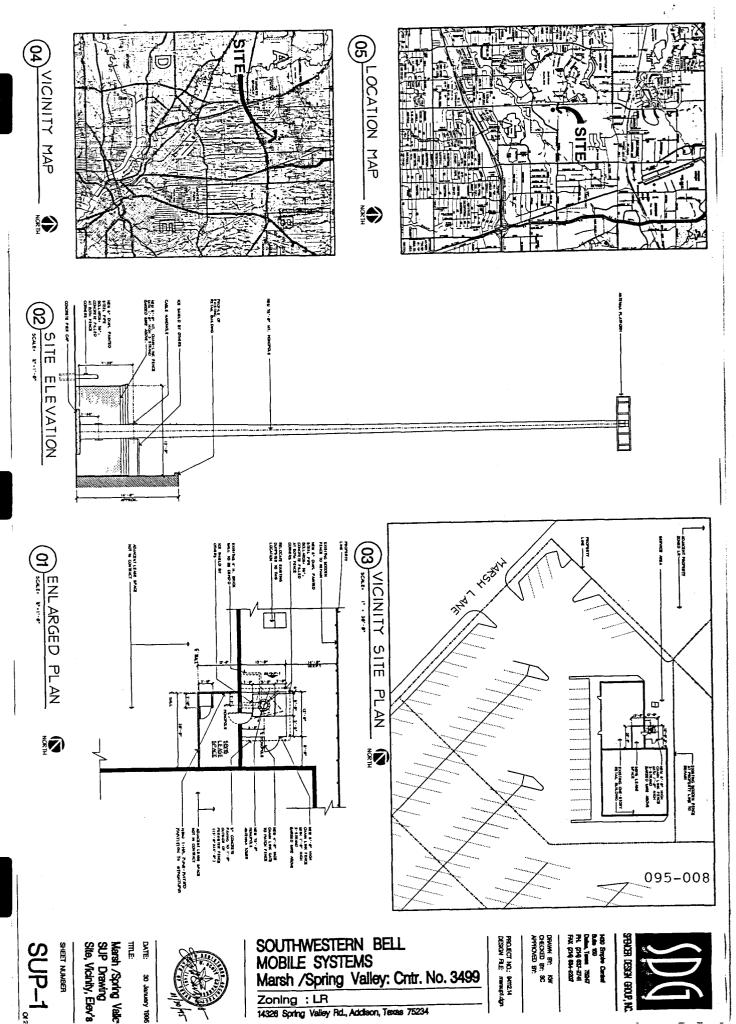
PROJECT DIRECTORY

14326 Spring Valley Rd., Addison, Texas 75234

095-008

NGO Emphe Cantal Subs 150 Dallas, Texas 76547 PH, (219 857-274) FAX (219 854-2507 DRAWN BY: KW CHECKED BY: SC APPROVED BY:

PROJECT NO: SHTZ:4 DESIGN FILE: maraqs2.dgn



Mersh /Spring Valic SUP Drawing Site, Vicinity, Elev's

Marsh /Spring Valley: Cntr. No. 3499

Zoning: LR 14326 Spring Valley Rd., Addison, Texas 75234

1600 Brigate Control Bulle 160 Dulles 160 78347 PH, GHQ 653-2741 FAX (214) 654-6207 DRAWN BY: KW CHECKED BY: SC APPROVED BY:

SHOCH DESIGN GROUP, NO