ORDINANCE NO. 095-011

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, BY AMENDING ORDINANCE 085-032, SECTIONS 2 AND 3, TO PROVIDE FOR REVISED DEVELOPMENT PLANS AND REVISED SPECIAL CONDITIONS, ON APPLICATION FROM LA QUINTA INNS CORPORATION, PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A 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 ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the Town of Addison, Texas, is hereby amended by amending Section 2, to read as follows:

SECTION 2. As provided in the Planned Development Section of the Comprehensive Zoning Ordinance, said property

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 095-011

shall be improved in accordance with development plans for a La Quinta Inns hotel, which shall be constructed in accordance with the plans which are attached hereto and made a part hereof for all purposes.

SECTION 2. That the Comprehensive Zoning Ordinance of the Town of Addison, Texas, is hereby amended by amending Section 3 to read as follows:

SECTION 3. The following special conditions are placed on the above-described property:

-The location of a building at this location will preclude the connection from Landmark to Inwood as per the approved Addison transportation plan. The city should initiate a thoroughfare plan amendment action to take the connection off the thoroughfare plan.

-This property is located within the 70 ldn. noise contour at Addison Airport. Prior to development, the property owner shall provide an avigation easement to the city.

-The applicant shall provide certification, by an acoustical expert, that a noise level reduction of 30 dB is provided through the proposed construction. Such certification shall be provided prior to the issuance of a building permit.

-The applicant shall provide certification, by an acoustical expert, that a noise level reduction of 30 dB was achieved through the construction. Such certification shall be provided prior to the issuance of a Certificate of Occupancy.

-The driveway for this property does not align correctly with the median opening in Landmark Boulevard. The driveway should be re-adjusted to provide for a safer turning movement into the site.

-A revised landscaping plan, which meets the requirements of the Landscaping ordinance, shall be reviewed and approved by the Parks Department prior to the issuance of a building permit.

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.

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 095-011

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, 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.

SECTION 6. 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 14th day of March 1995.

ATTEST:

CITY SECRETARY

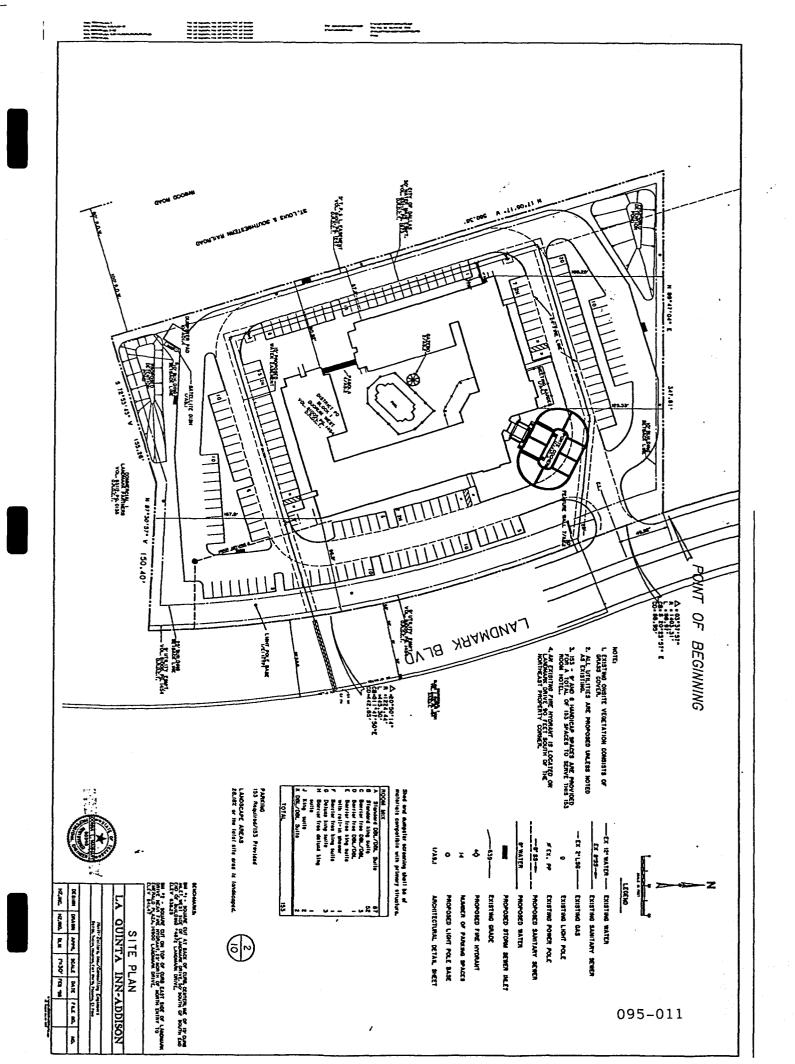
CASE 1203-Z

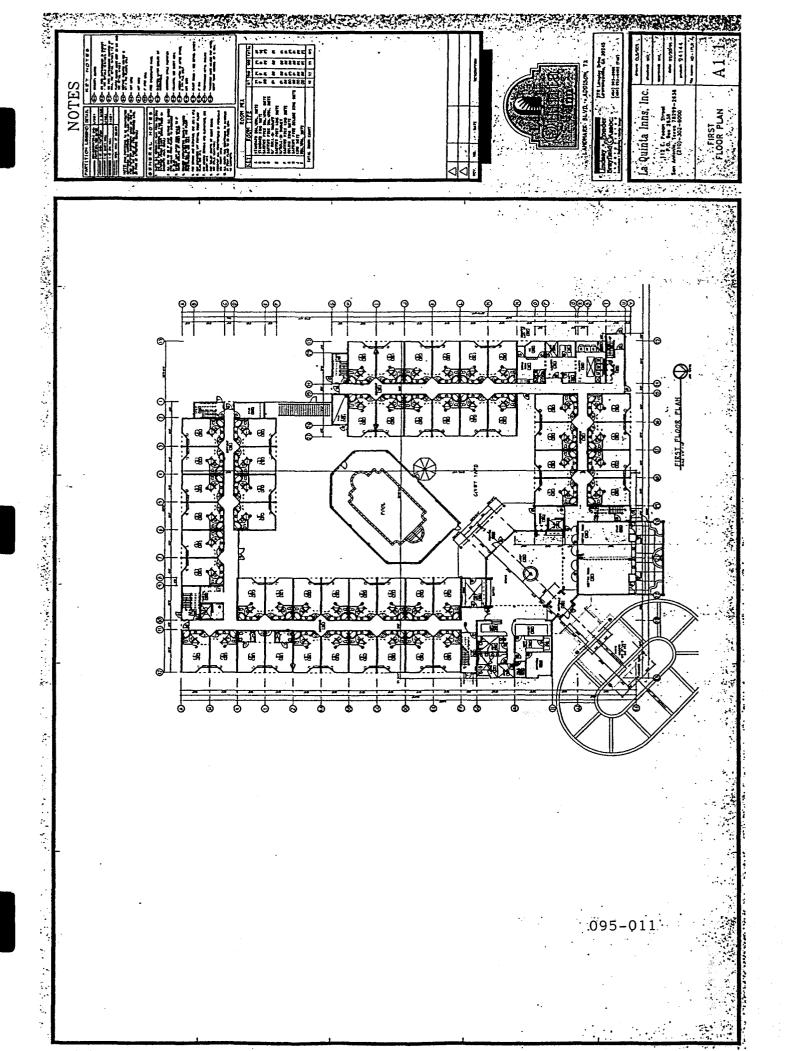
APPROVED AS TO FORM:

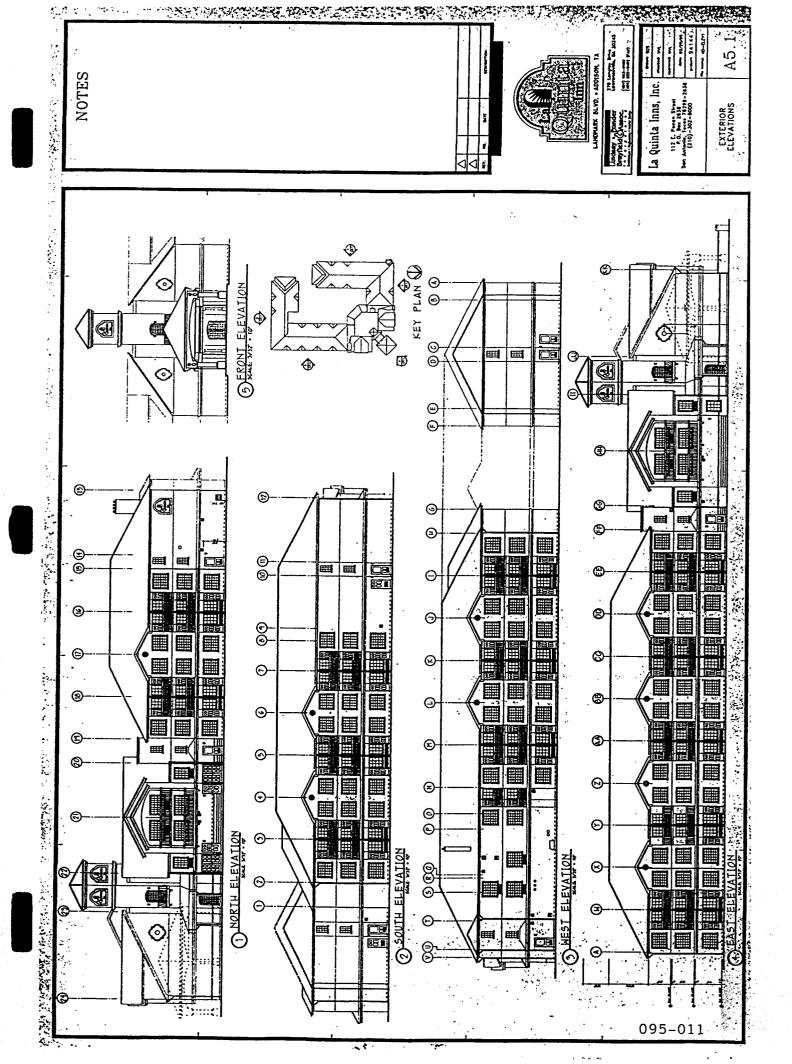
DIRECTOR OF DEVELOPMENT SERVICES
OFFICE OF THE CITY SECRETARY

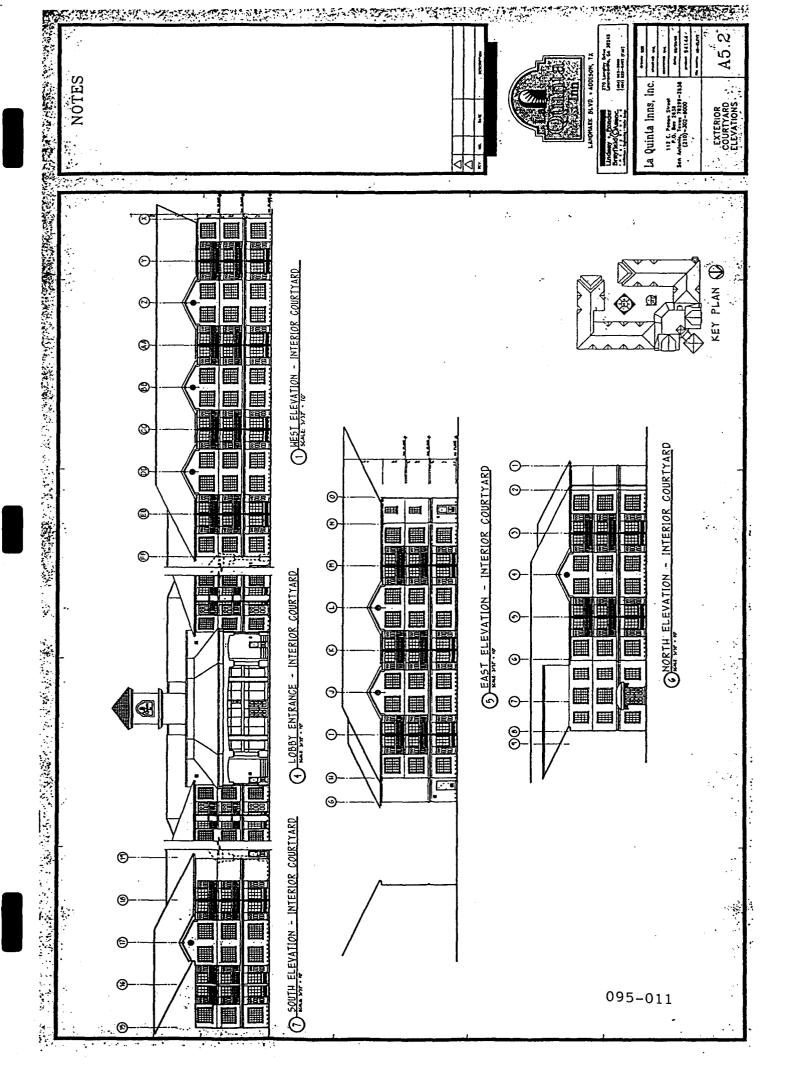
ORDINANCE NO. 095-011

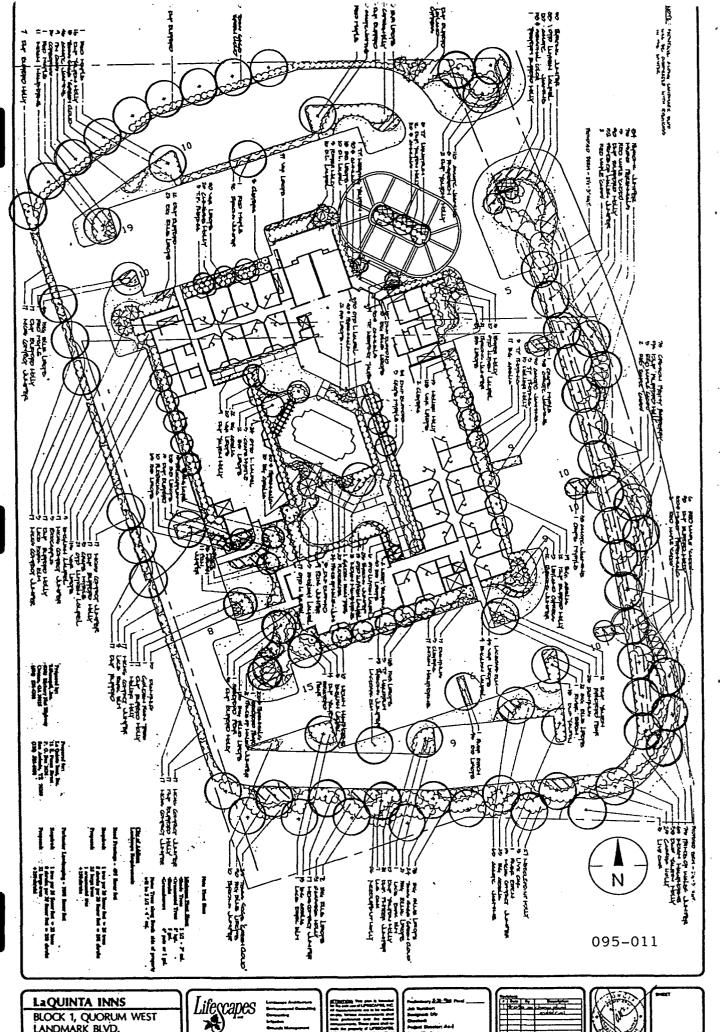
Pullable S











BLOCK 1, QUORUM WEST LANDMARK BLVD. ADDISON, TEXAS



