ORDINANCE NO. 095-012

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 HOTEL, ON APPLICATION WITH WESTERN INTERNATIONAL/MARRIOTT RESIDENCE INN, LOCATED ON 3.47 ACRES ON THE WEST SIDE OF QUORUM DRIVE, 300 FEET SOUTH OF BELT LINE ROAD; PROVIDING FOR SPECIAL CONDITIONS; 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 to a hotel. 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 tract of land in the Josiah Pancoast Survey,
Abstract No. 1146, and also being out of Block 2 of Quorum,
an addition to the City of Addison, Texas as recorded in
Volume 79100, Page 1895, Plat Records of Dallas County,
Texas and being more particularly described as follows:

COMMENCING at the northwest corner of said Quorum Addition, said point being on the south right-of-way line of Belt Line Road (100 foot right-of-way), and being S 89°46′47" West, a distance of 285.00 feet from the west right-of-way line of Quorum Drive (variable width right-of-way);

THENCE, South 01°30'57" East, for a distance of 371.00 feet to a one-half inch iron rod found for the POINT OF BEGINNING;

THENCE, North 89°46′47" East, for a distance of 347.17 feet to a one-half inch iron rod with yellow cap stamped Cook C. Inc set for corner on the said west right-of-way line of Quorum Drive at the beginning of a curve to theleft having a central angle of 09°51′15", a radius of 1,726.75 feet, a tangent of 148.58 feet and a chord bearing and distance of South 26°46′05", 296.60 feet;

THENCE, Southeasterly along said west right-of-way line of Quorum Drive and along said curve for an arc distance of 296.97 feet to a one-half inch iron rod with yellow cap stamped Cook C. Inc. set for corner at the end of said curve to the left and the beginning of a curve to the right having a central angle of 07°19'25", a radius of 777.43 feet, a tangent of 49.75 feet and a chord bearing and distance of South 28°01'59" East, 99.30 feet;

THENCE, Southeasterly along said curve to the right for an arc distance of 99.37 feet to a one-half inch iron rod set for corner;

THENCE, South 89°46'47" West, for a distance of 518.08 feet to a one-half inch iron rod set for corner;

THENCE, North 01°30'57" West, with the said west line of Quorum Addition, for a distance of 353.25 feet to the POINT OF BEGINNING and containing 151,302 square feet or 3.47 acres of land, more or less.

SECTION 2. That the special use permit is granted to the specific development plans proposed, and the above-described property shall be developed in accordance with the plans attached hereto and a part hereof for all purposes.

SECTION 3. That the special use permit shall be granted subject to the following special conditions:

-This property is located within the 65 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 25 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 25 dB was achieved through the construction. Such certification shall be provided prior to the issuance of a Certificate of Occupancy.

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

SECTION 4. 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 5. 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.

OFFICE OF THE CITY SECRETARY

SECTION 6. 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.

MAXOR

ATTEST:

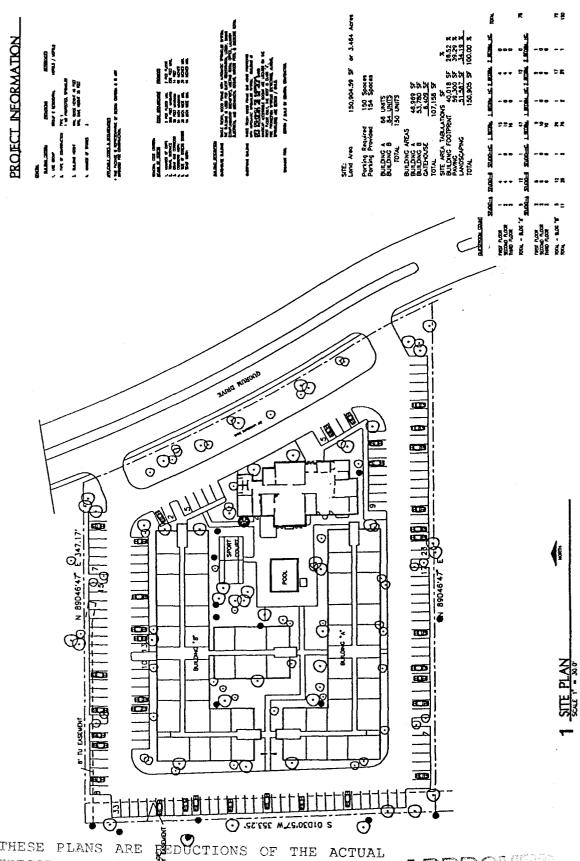
CITY SECRETARY

CASE NO. 878-Z-1

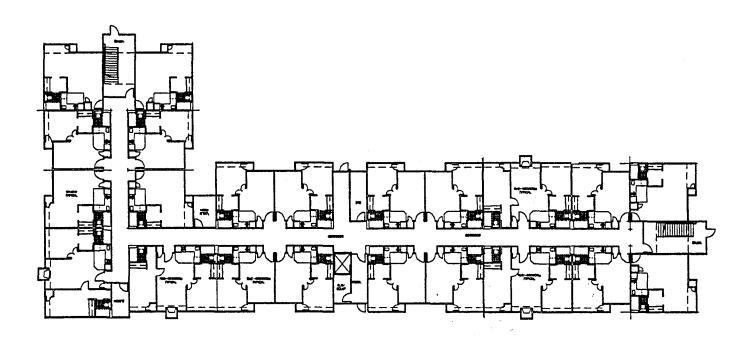
APPROVED AS TO FORM:

DIDECTOR OF DEVELOPMENT SERVICES

Rubidad



THESE PLANS ARE REDUCTIONS OF THE ACTUAL "RECORD SET" OF BANS WHICH ARE FILED IN ZONING CASE FILE \$ 8 8 78-7-1





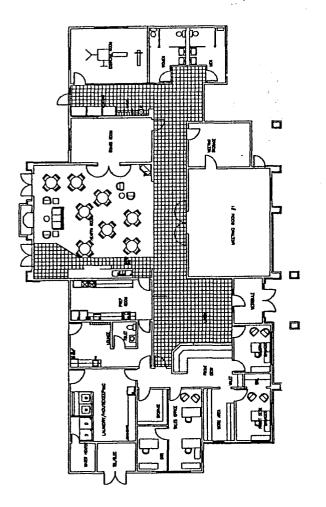
FIRST FLOOR PLAN - BUILDING "A"

SECOND AND THIRD FLOORS SIMILAR

095-012

Adc

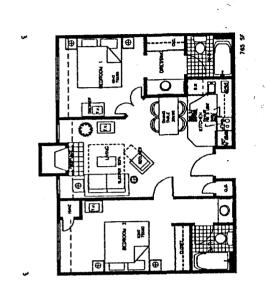
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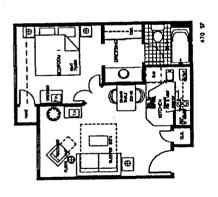
GATEHOUSE PLAN

APPROVED

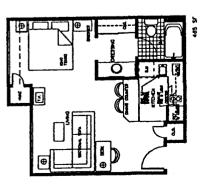
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TWO BEDROOM PLAN



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William -

