ORDINANCE NO. 095-013

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, APPROVING AN AMENDMENT TO A PREVIOUSLY-APPROVED DEVELOPMENT PLAN IN A PLANNED DEVELOPMENT-TOWNHOUSE/CONDOMINIUM DISTRICT, SO AS TO PROVIDE FOR REVISED DEVELOPMENT PLANS, ON APPLICATION FROM CARBON DEVELOPMENT INC., LOCATED ON 6.8216 ACRES ON THE SOUTH SIDE OF PROTON DRIVE, AND ON THE EAST, SOUTH, AND WEST OF LES LACS MIRADA CONDOMINIUMS, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; 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 Council does hereby approve revised development plans for a townhome development in district zoned OFFICE OF THE CITY SECRETARY ORDINANCE NO. 095-013

Planned Development-Townhouse/Condominium under Ordinance #622. Said property being in the Town of Addison, Texas, and being described as follows:

WHERE, Block Properties, Inc. is the owner of a tract of land situated in the Thomas L. Chenowith Survey, Abstract No. 273, City of Addison, Dallas County, Texas and being a part of Les Lacs Village Phase I, an addition to the City of Addison according to the replat recorded in Volume 83183, Page 4319 of the Deed Records of Dallas County, Texas and being more particularly described as follows:

BEGINNING at a "+" cut in the concrete pavement found for the northeast corner of said addition, said corner being in the centerline of Proton Drive (a variable width drive);

THENCE, S 00°49'25" W, with the east line of said addition for a distance of 832.63 feet to a one-half inch iron set for corner at the southeast corner of said addition, said corner being on the north line of Greenhill School Addition, an addition to the City of Dallas as recorded in Volume 87200, Page 1886, Deed Records of Dallas County, Texas.

THENCE N 89°21'22" W, with the south line of said Les Lacs Village Phase I and the north line of said Greenhill School Addition for a distance of 611.05 feet to a one-inch iron rod found for corner, said corner being the southwest corner of said Les Lacs Village Phase I and the southeast corner of Westfield Court, an addition to the City of Addison as recorded in Volume 91227, Page 5431, Deed Records of Dallas County, Texas;

THENCE N 00°38'38" E, leaving the north line of Greenhill School Addition and with the west line of said Les Lacs Village Phase I addition, same being the east line of said Westfield Court for a distance of 520.33 feet to a one-half inch iron rod found for corner;

THENCE, S 89°21'22" E, with the north line of a called Tract I in a Special Warranty Deed recorded in Volume 85110, page 3235, Deed Records of Dallas County, Texas for a distance of 128.83 feet to a "+" cut in concrete found for corner on the west line of a 24-foot fire lane and utility easement, same being a west line of Les Lacs Mirada Condominiums as recorded in Volume 84193, Page 5200, Deed Records of Dallas County, Texas;

THENCE, S 00°38'38" W, with the west line of said fire lane and utility easement and a west line of said condominiums and passing the southwest corner of said condominiums at a distance of 196.64 feet and continuing for a distance of

218.64 feet to a "+" cut in concrete found for corner, said corner being the southwest corner of a tract of land conveyed by Kathy Schacher to AMF Partnership, Ltd., Park Cosmopolitan Associates, Seven-Flags Partnership, Alamo Associates, Keller Springs Limited and Turnpike-Waldrop Joint Venture by Deed recorded in Volume 90113, Page 3651, Deed Records of Dallas County, Texas;

THENCE, S 89°21'22" E, with the south line of last said tract for a distance of 299.13 feet to a "+" cut in concrete set for corner on the east line of a 24-foot fire lane and utility easement;

THENCE, N 00°38′38" E, with the east line of fire lane and utility easement and passing the northeast corner of last said tract at a distance of 14.00 feet, same being the southeast corner of said condominiums and continuing with an east ine of said condominiums for a total distance of 53.73 feet to a "+" cut in concrete set for corner at the beginning of a curve to the right having a central angle of 90°11′40", a radius of 30.00 feet, a tangent of 30.10 feet, and a chord bearing and distance of N 45°44′28" E, 42.50 feet;

THENCE, in a northeasterly direction continuing with said east line of a fire lane and utility easement and with an east line of said condominiums and with said curve for an arc distance of 47.23 feet to a "+" cut in concrete found for corner;

THENCE, N 00°38′38" E, with an east line of said condominiums and crossing one fire lane and utility easement and then with the east line of another fire lane and utility easement till its termination and continuing for a total distance of 447.12 feet to a one-half inch iron rod found for corner on the north line of said Les Lacs Village, Phase I Addition;

THENCE, S 89°23'17" E, with the north line of said Les Lacs Village Phase I for a distance of 155.60 feet to the POINT OF BEGINNING and containing 297,149 square feet or 6.8216 acres of land more or less.

SECTION 2. As provided in Planned Development District Article of the Comprehensive Zoning Ordinance, said property shall be improved in accordance with the revised development plans which are attached hereto and made a part hereof for all purposes.

SECTION 3. The following special conditions are placed on OFFICE OF THE CITY SECRETARY ORDINANCE NO. 095-013

the above described property:

-The applicant shall provide the city with a copy of an agreement between the applicant and the owners of the existing Phase I that provides for the maintenance of the access easement that services both properties.

-A revised site plan, which indicates a vehicular turnaround between the gates and the road, and sufficient setback between the gates and the street, shall be reviewed and approved by the Public Works Department.

-The applicant shall furnish to the city a copy of an easement from the Phase I property owner which grants the applicant access to the four units in the northwest corner of the development. If an easement is not provided, a site plan should be provided that is reconfigured so as to not require access from the Phase I property to the garages.

-The applicant shall furnish to the city a copy of easements from Phase II which allow Phase I to remain an independent project.

-A revised site plan which allows the water/sewer from Phase I to routed and serviced independently from Phase II, shall be reviewed and approved by the Public Works Department.

-A revised site plan which shows the entrance reconfigured to provide 300 feet of visibility shall be reviewed and approved by the Pubic Works Department.

-A revised landscaping plan which indicates a solid, evergreen, buffer along the west property line between this project and the adjoining single-family homes shall be reviewed and approved by the Parks Department.

The applicant shall provide a separate entrance for use by construction vehicles during the building of the units. Construction vehicles shall not be allowed to use the existing fire lane for Phase I as their access to the project.

SECTION 4. All paved areas, permanent drives, streets and drainage structure shall be constructed in accordance with standard Town of Addison specifications adopted for such purpose

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 OFFICE OF THE CITY SECRETARY ORDINANCE NO. 095-013

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 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.

SECTION 7. 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 14 day of March, 1995.

ATTEST:

CASE NO. 1207-Z

APPROVED AS TO FORM:

DIRECTOR OF DEVELOPMENT SERVICES

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 095-013

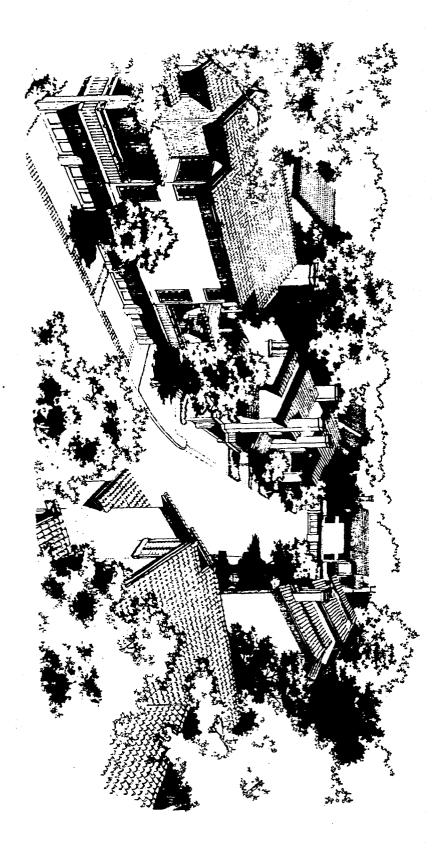
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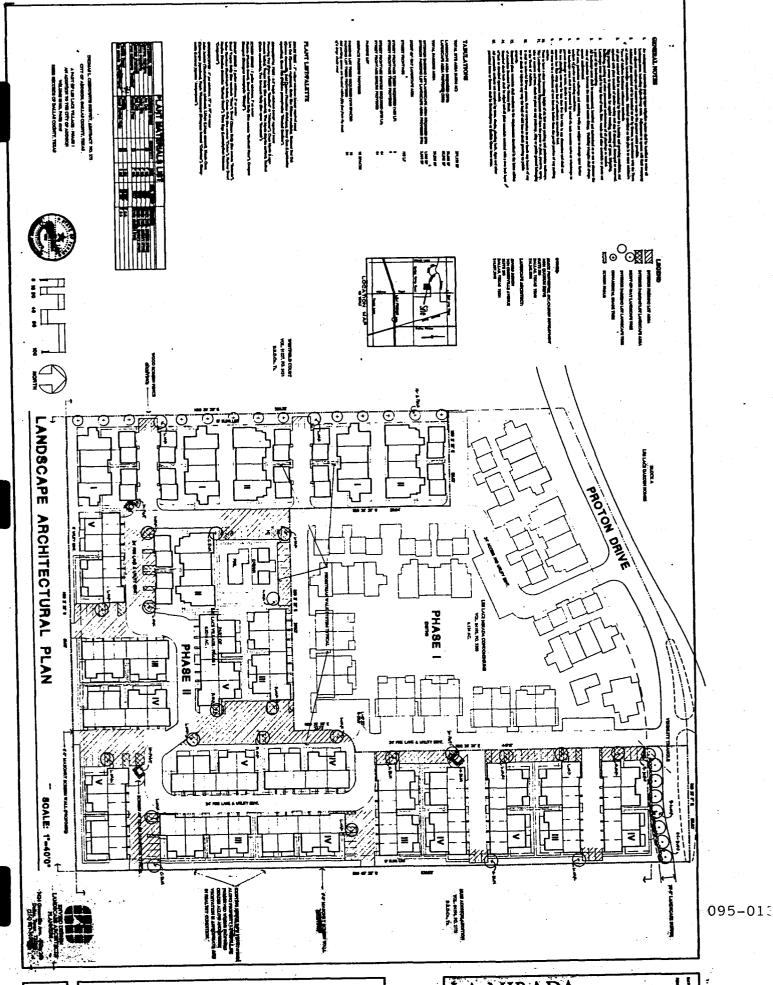
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ADDISON , TEXAS

PHASE TWO

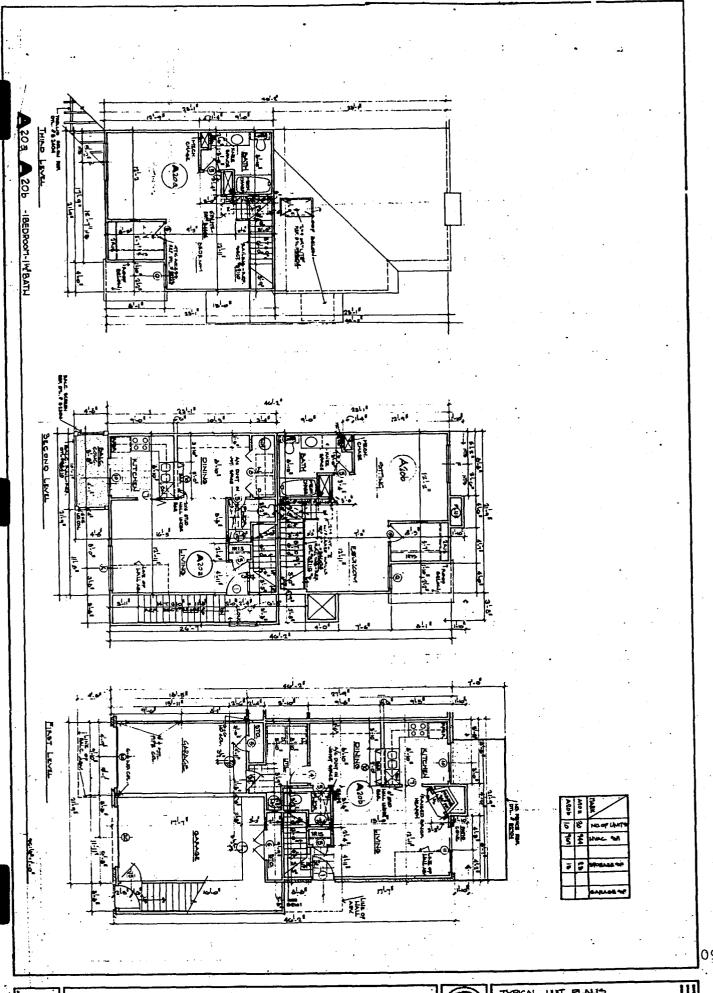


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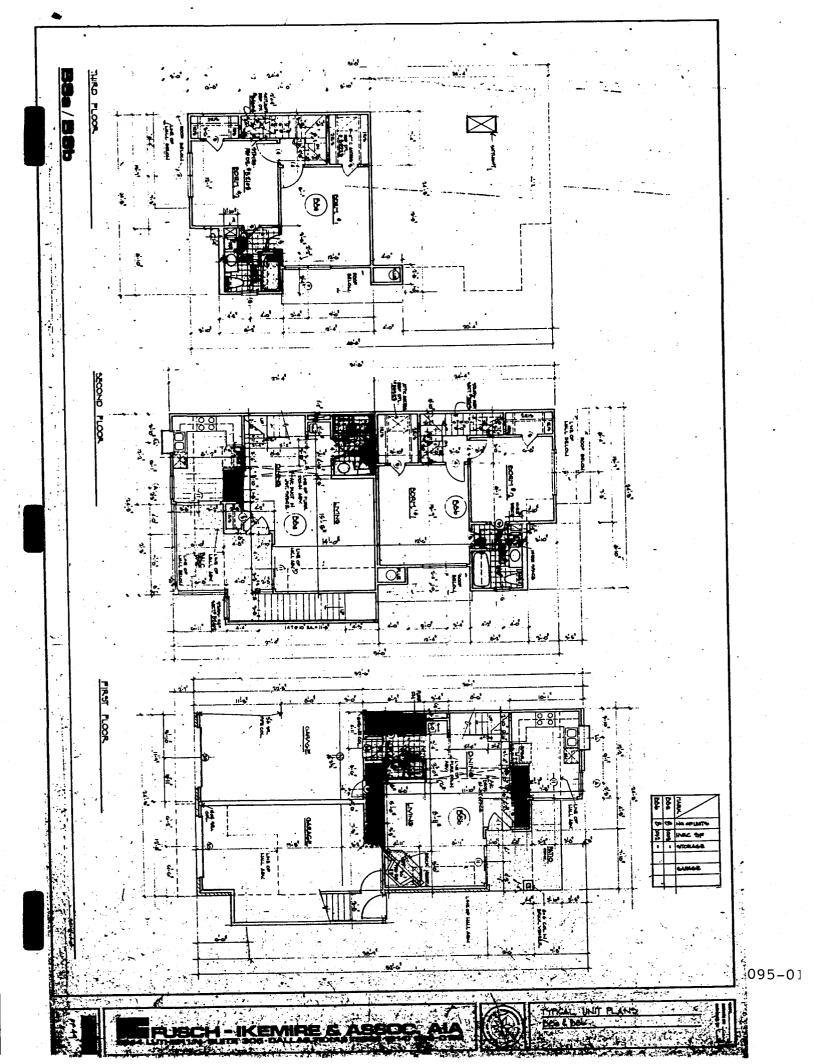


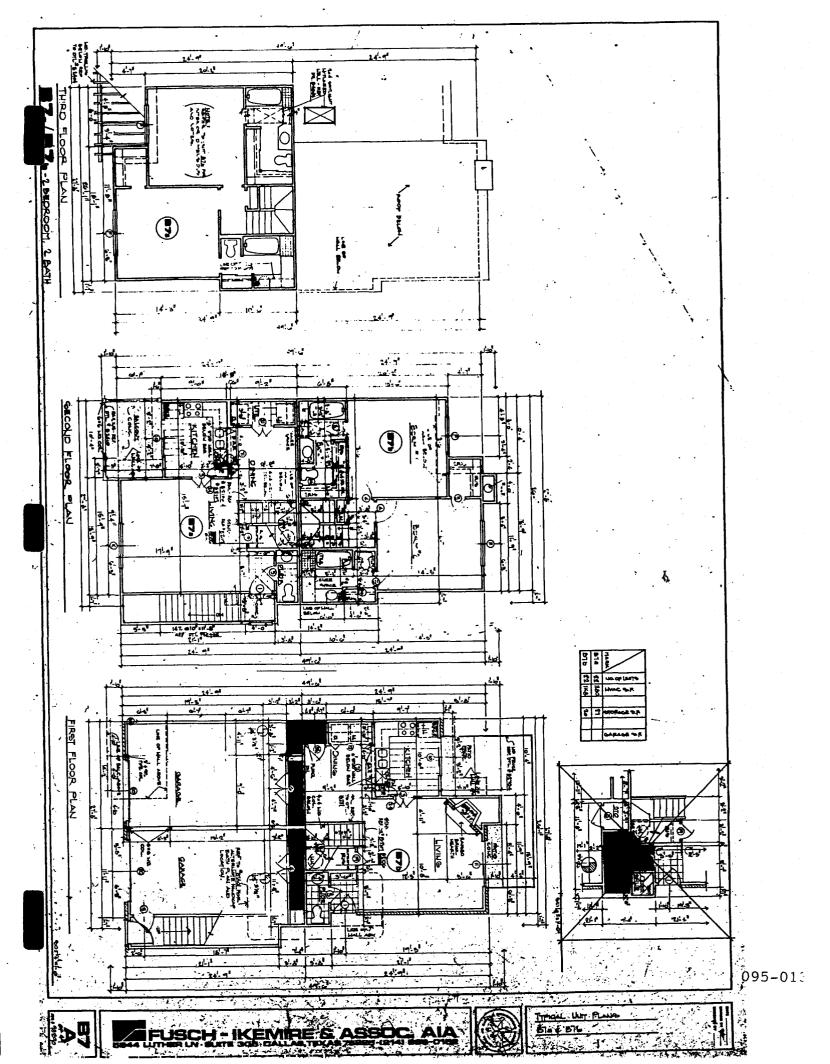
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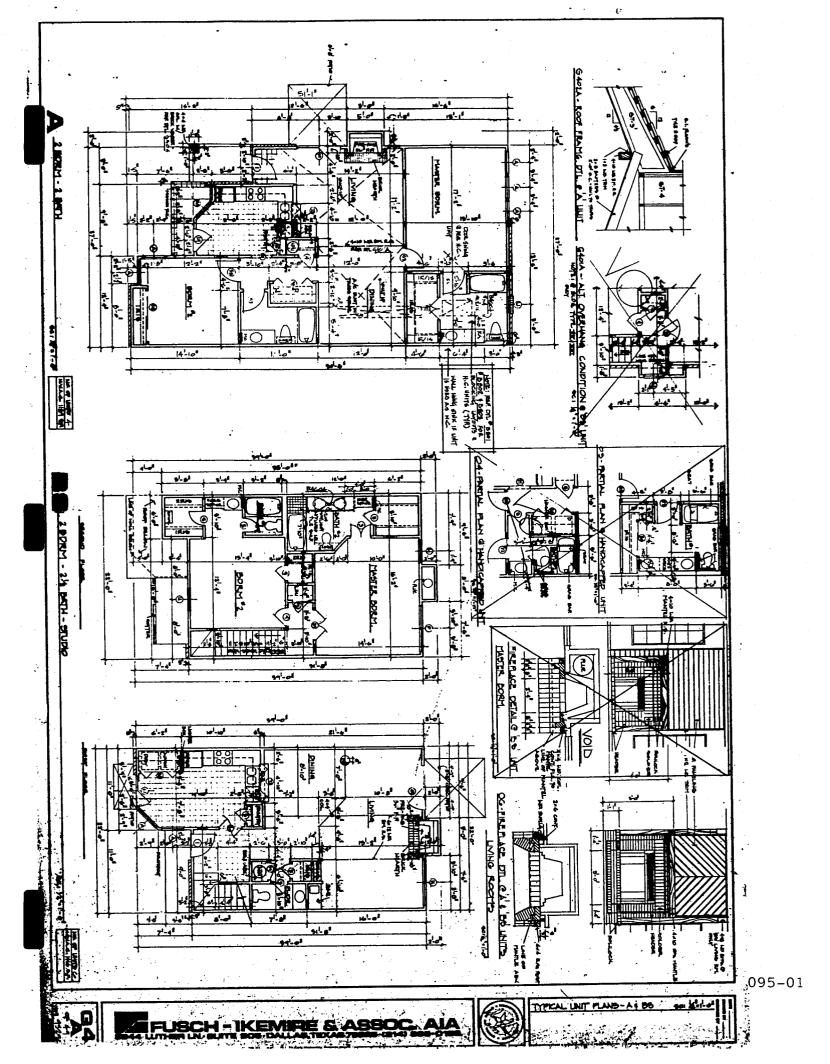


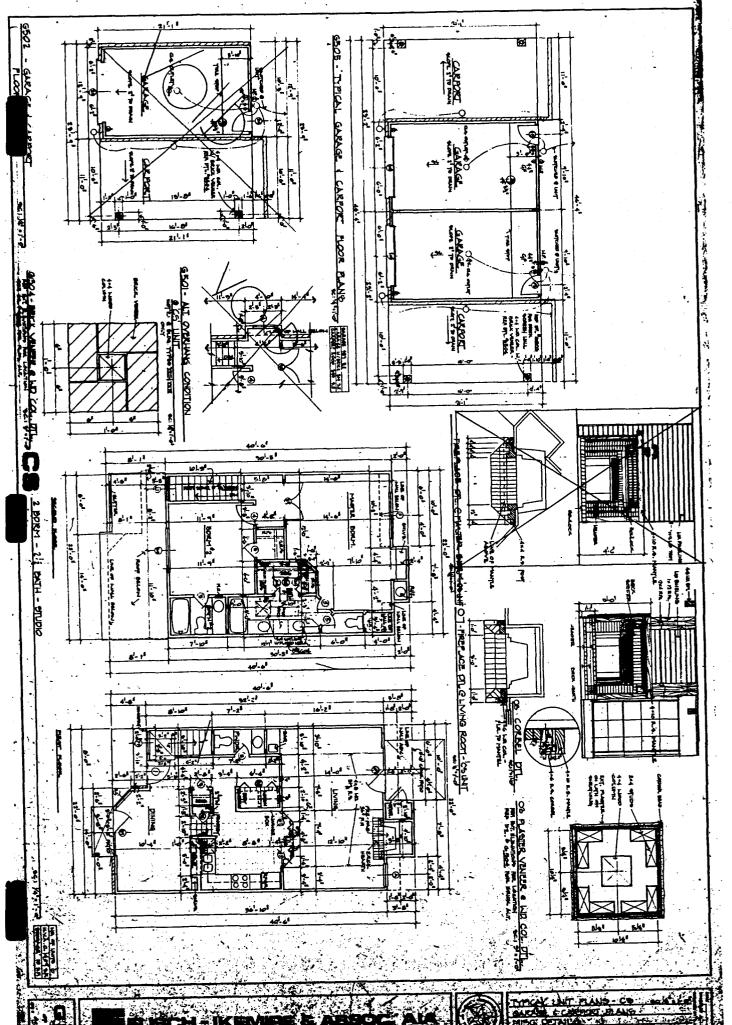
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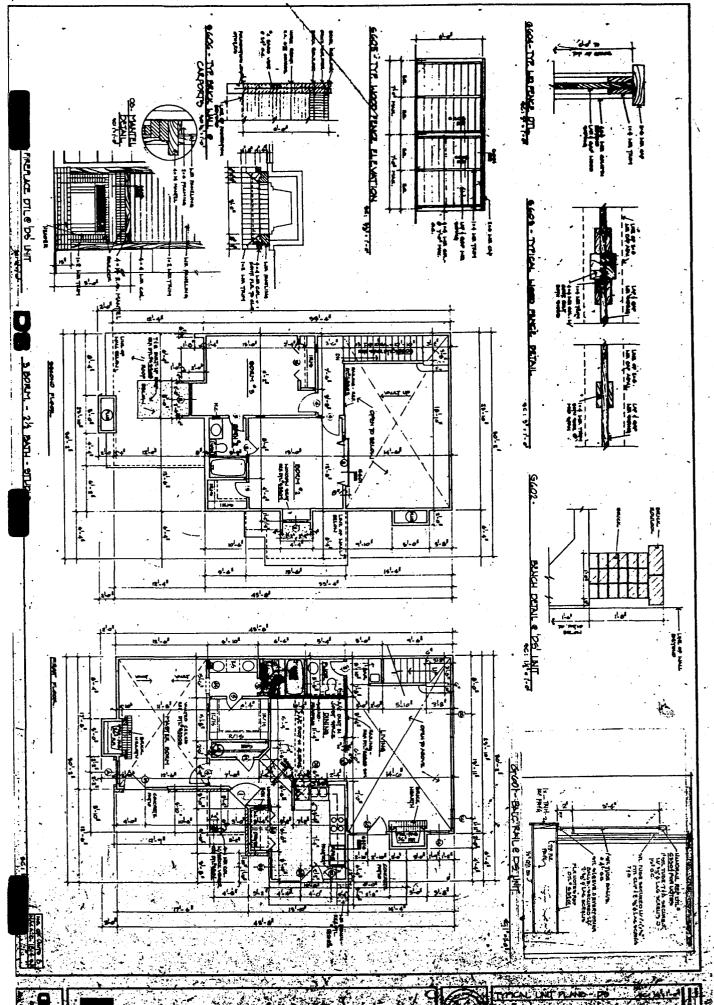
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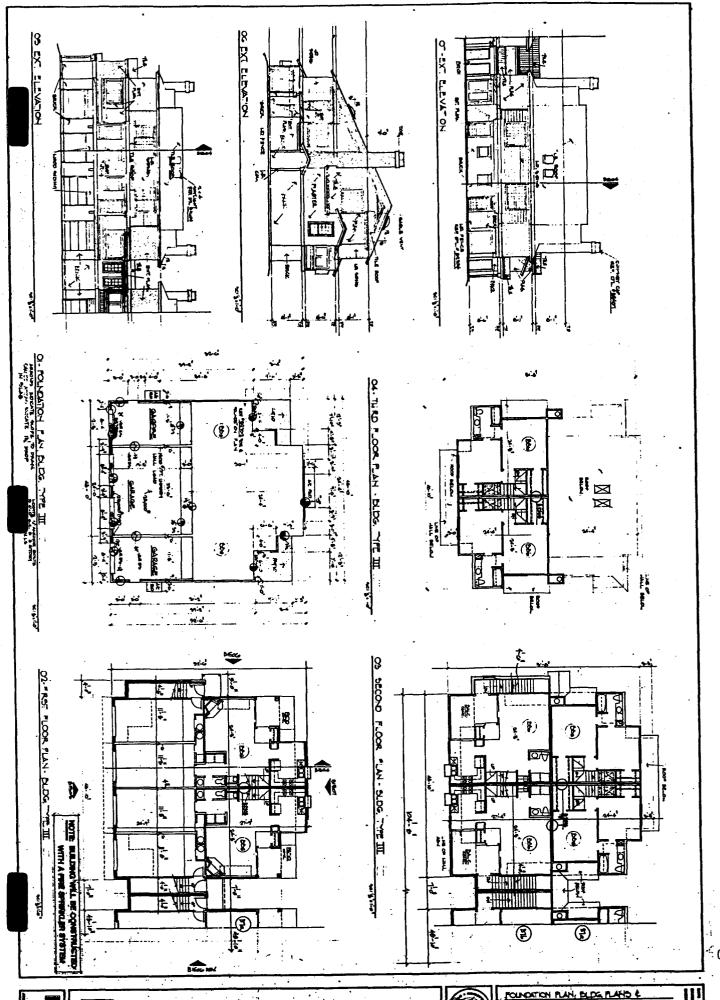








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POLIDATION PLAN, BLDG PLAND &
DOT ELEVATIONS - BLDG TYPE III