

ORDINANCE NO. 095-027

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 GASOLINE SERVICE STATION AND CONVENIENCE STORE, ON APPLICATION WITH EXXON CORPORATION, LOCATED ON .588 ACRES AT THE NORTHWEST CORNER OF THE INTERSECTION OF MIDWAY ROAD AND 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

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to grant a special use permit to a gasoline service station with convenience store. 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 all of Lot 1 of the Goff Addition, and addition to the City of Addison, Dallas County, Texas, as per map or plat thereof recorded in Volume 79033, Page 2135 of the Deed Records of Dallas County, Texas; said tract being more particularly described as follows:

BEGINNING at an iron rod at the southernmost corner of a corner cut-off at the present intersection of the west ROW line of Midway Road (a 100' ROW) with the north ROW line of Belt Line Road (a 100' ROW);

THENCE N 89°51'55" W, 124.53' with the north line of Belt Line Road to an iron rod at the southwest corner of Lot 1;

THENCE N 00°08'05" E, 167.87' with the north line of Lot 1 to an iron rod for corner in the west line of Midway Road; said point being on a curve to the left having a central angle of 6°38'44" and a radius of 1004.93';

THENCE around said curve and with the west line of Midway Road, a distance of 116.56' to an iron rod for corner;

THENCE S 00°28'35" E, 21'51' with the west line of Midway Road to an iron rod at the northernmost corner of a corner cut-off;

THENCE S 44°49'45" W, 42.20' with the cut-off line to the place of beginning and containing 24,600.39 square feet or 0.5877 acres of land.

SECTION 2. That the Special Use Permit shall be approved subject to the following conditions:

-The applicant shall submit a revised landscaping plan (which provides additional detail on the berms) for approval by the Parks Department, prior to the issuance of a building permit.

-The applicant shall attempt to widen the drive approach on the Belt Line side of the site.

SECTION 3. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby

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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, 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 13th day of June, 1995.


MAYOR

ATTEST:


CITY SECRETARY

CASE NO. 1220-SUP

APPROVED AS TO FORM:


DIRECTOR OF DEVELOPMENT SERVICES

OFFICE OF THE CITY SECRETARY

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PLANTING SCHEDULE

KEY	QUANT.	BOTANICAL & COMMON NAME	SPACING	SIZE
AJ	813	THORNLEAF BERRY AUTOMUM	6" OC	4" POTS
CH	9	COMMON WILLY	24" OC	3 GAL.
HI	118	ANGLOPHONE BERRY TREE	24" OC	5 GAL.
LO	14	LAKE OAK	36" OC	6" CALIPER
CS	38	COMMON STRAWBERRY	18" OC	1 GAL.
N/A	N/A	COMMON STRAWBERRY	N/A	SDO

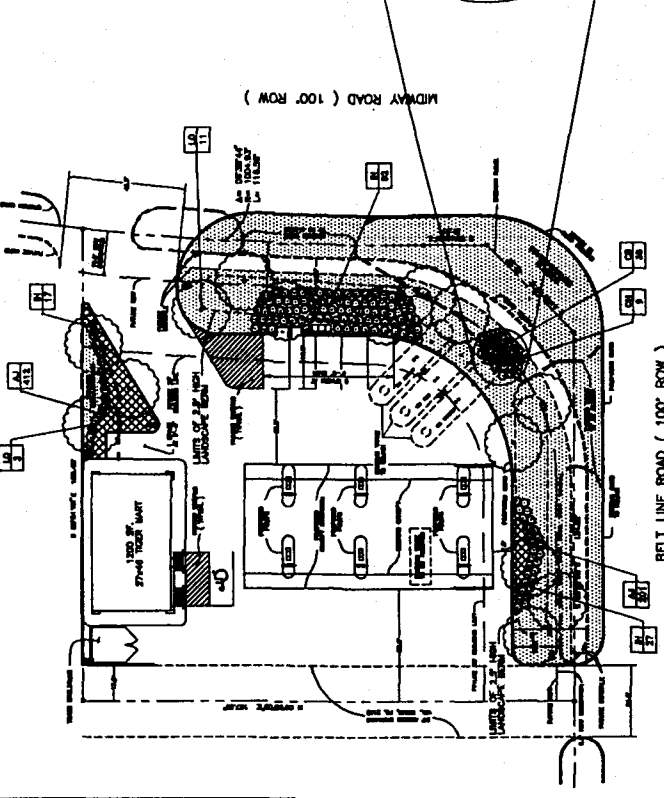
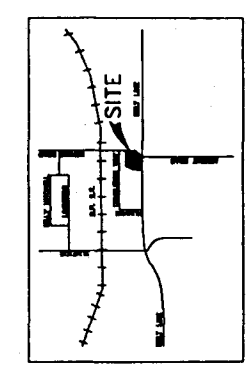
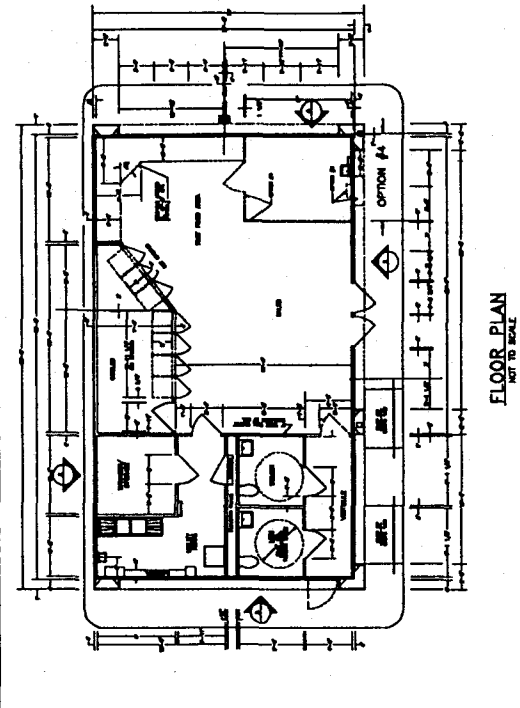
AREA SUMMARY

LANDSCAPE AREA: 1,400 SQ. FT.
 PLANTING AREA: 1,400 SQ. FT.
 TOTAL AREA: 1,400 SQ. FT.

NOTE: LANDSCAPE AREA BASED ON EXISTING CITY WEST-OF-WAY COMPENSATION AND PROPOSED ROAD WIDENING.

LEGEND

--- DOTTING DUNE TO BE REMOVED
 --- DOTTING DUNE TO REMAIN IN PLACE
 --- DOTTING DUNE TO REMAIN IN PLACE
 --- FUTURE DUNE
 --- FUTURE DUNE
 --- FUTURE DUNE
 --- PROPOSED LIGHT STRUKING



SITE PLAN
 EXXON 6-0275, 4191 BELT LINE ROAD
 0.588 ACRES OF LAND IN THE
 W.H. WITT SURVEY, ABSTRACT NO. A-1809
 CITY OF ADDISON, DALLAS COUNTY, TEXAS

ENGINEER/ARCHITECT/SURVEYOR
 W.H. WITT SURVEY, ABSTRACT NO. A-1809
 4400 DALLAS ST., A-LEVEL
 HOUSTON, TEXAS 77062
 (713) 860-8888

