

ORDINANCE NO. 096-004

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 A.T.& T. WIRELESS SERVICES, LOCATED AT 4141 LINDBERG; 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:

A 1.148 acre tract of land in the W.H. Witt Survey, Abstract No. 1609, said tract being part of the land conveyed to Surveyor Resources, Inc. by Deed recorded in Volume 71153, Page 0063, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at the intersection of the North line of Lindberg Drive (60' R.O.W.) and the East line of Billy Mitchell Drive (60' R.O.W.) as dedicated by plat recorded in Volume 72211, Page 0119, Deed Records of Dallas County, Texas;

THENCE North with said East line 250.00 feet to a point for corner;

THENCE East 200.00 feet to a point for corner;

THENCE South 250.00 feet to point for corner in the North line of said Lindberg Drive;

THENCE West with said North line 200.00 feet to the PLACE OF BEGINNING and containing 50,000 square feet or 1.148 acres of land.

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
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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 9th day of January, 1996.



MAYOR

ATTEST:



CITY SECRETARY

CASE NO. 1245-SUP

APPROVED AS TO FORM:

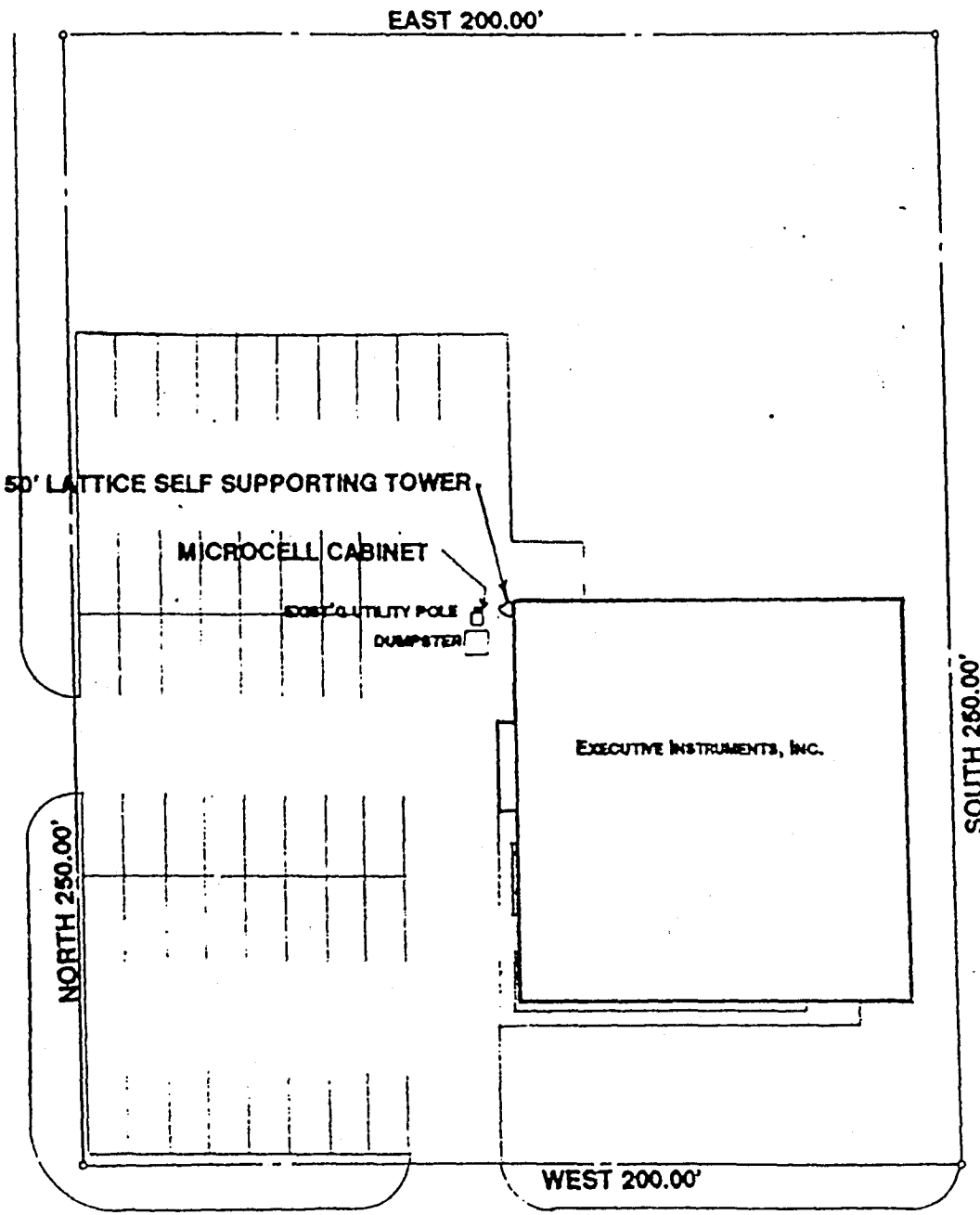


DIRECTOR OF DEVELOPMENT SERVICES

OFFICE OF THE CITY SECRETARY

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Published
3/21/96



BILLY MITCHELL DRIVE

EAST 200.00'

50' LATTICE SELF SUPPORTING TOWER

MICROCELL CABINET

UTILITY POLE

DUMPSTER

EXECUTIVE INSTRUMENTS, INC.

SOUTH 250.00'

NORTH 250.00'

WEST 200.00'

LINDBERG DRIVE



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SITE PLAN

1"=40'



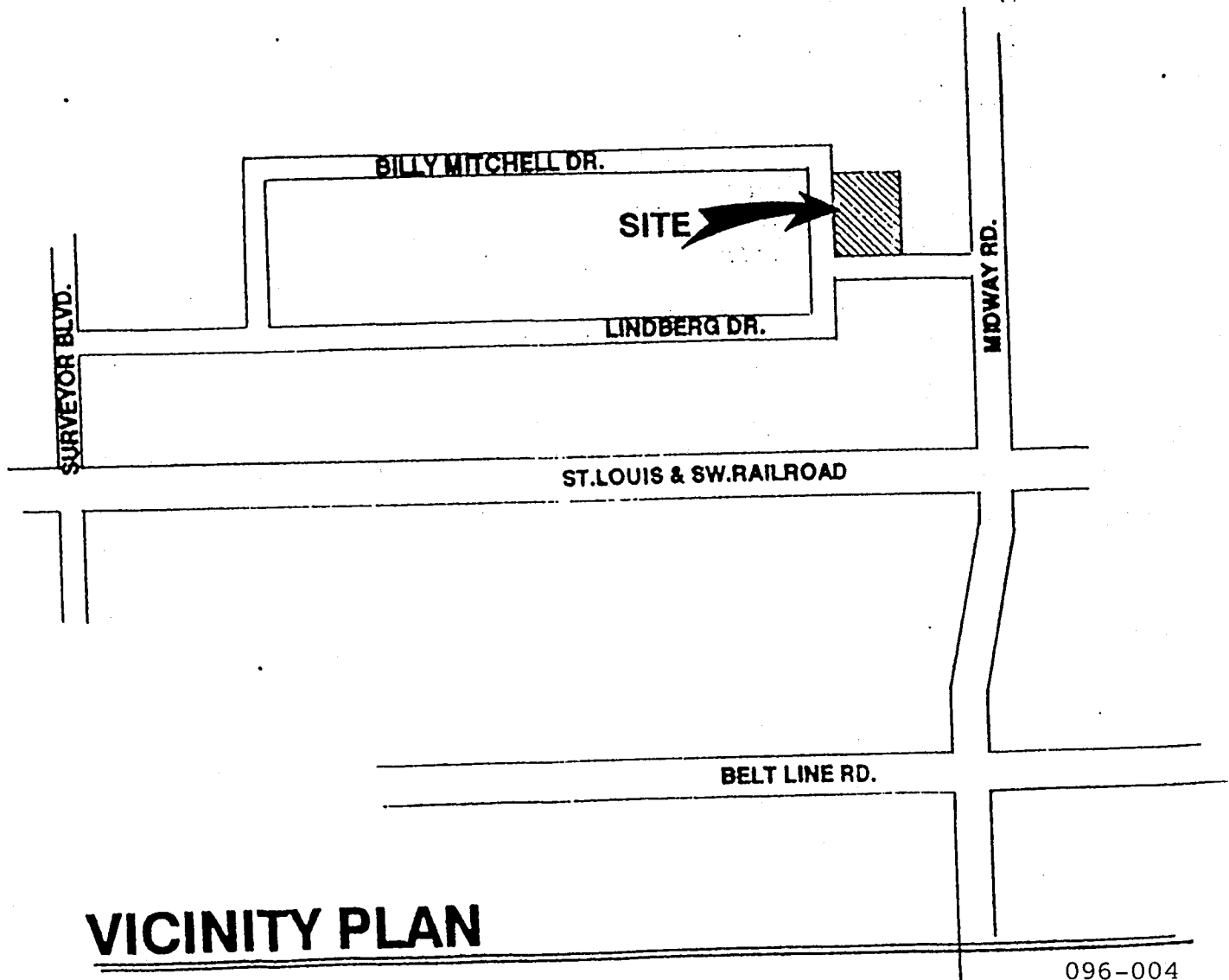
← 50' LATTICE SELF SUPPORTING TOWER

BLDG. EXPANSION

EXISTING BUILDING

EAST ELEVATION

1/8" = 1'0"



VICINITY PLAN