ORDINANCE NO. 096-015

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 SANITARY SEWER LIFT STATION, ON APPLICATION WITH THE TOWN OF ADDISON, LOCATED AT 4225 KELLER SPRINGS ROAD; 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 Sanitary Sewer Lift Station.

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 identified as Lot 8B, a part of a Replat of Lot 8, Block B, Beltwood North, Phase 2, an addition to the City of Addition, Texas as recorded i Volume 79204, page 1638 of the Map Records of Dallas County, Texas and being more particularly described as follows:

COMMENCING at the intersection of the east line of Midway Road (a 100-foot right-of-way) and the north line of Kellway Circle)a 60-foot right-of-way), said point being the beginning of a curve to the left on Kellway Circle having a central angle of 45°16'48", a radius of 213.00 feet and a tangent length of 88.84 feet; Thence along the curve and the north line of Kellway Circle 168.33 feet to the end of curve and to the beginning of a curve to the right; Thence along said curve to the right having a central angle of 44°53'18", a radius of 275.36 feet and a tangent length of 113.74 feet; Thence along the curve and the north line of Kellway Circle to the beginning of a curve to the right; Thence along said curve to the right having a central angle of 29°06'55", a radius of 80.00 feet and a tangent length of 20.78 feet; Thence along the curve and the north ine of Kellway Circle 40.65 feet to the end of curve and to the Point of Beginning;

THENCE N 00°14'00" West, 310-09 feet to a point for corner on the north addition line of Beltwood North, Phase 2;

THENCE N 89°46'00" East, 203.99 feet along the north addition line of said Beltwood North, Phase 2 to a point for corner;

THENCE S 20°35'10" East, 313.25 feet to a point for corner;

THENCE S 69°23'50" West, 280.00 feet to a point for corner on the north and east line of Kellway Circle;

THENCE N 20°36'10" West, 41.58 feet along the north and east line of Kellway Circle to the beginning of a curve to the left;

THENCE along said curve to the left having a central angle of 40°30′55", a radius of 80.00 feet and a tangent length of 29.53 feet;

THENCE 56.57 feet along the curve and the north and east line of Kellway Circle to the end of curve and the Point of Beginning and containing 91,004 square feet or 2.089 acres of land more or less.

SECTION 2. That the sanitary sewer lift station approved through this Special Use Permit shall be developed in accordance with the site plan, landscaping plan, and elevation drawings attached hereto and made 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 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.

OFFICE OF THE CITY SECRETARY

ORDINANCE NO. 096-015

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 14th day of May, 1996.

MAYOR

ATTEST:

CITY SECRETARY

CASE NO. 1229-SUP

APPROVED AS TO FORM:

DIRECTOR OF DEVELOPMENT SERVICES

Buhish 10/00





