

ORDINANCE NO. 098 - 019

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING SPECIAL USE ORDINANCE NO. 093-032 BY AMENDING THE SITE PLAN AND ELEVATIONS TO ADD A 842 SQUARE-FOOT PATIO ON THE EAST SIDE OF THE BUILDING, ON APPLICATION WITH HERRERA'S RESTAURANT, LOCATED AT 3790 BELT LINE ROAD; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A REPEAL CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR A NO 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 Ordinance No. 093-032, passed by the City Council on the 11th day of May, 1993, is hereby amended by amending (Section #2, paragraph #1 to read as follows:

1. That prior to the issuance of a Certificate of Occupancy, said property shall be improved in accordance with the site plan, landscaping plan, amended floor plans, and amended elevation drawings showing the addition of a 842 square foot patio, which are attached hereto and made a part hereof for all purposes.

SECTION 2. That the amendment to the Special Use Permit is approved subject to the following special conditions:


-No amplified music shall be allowed on the patio.

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 That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.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. It is the intention of the City Council that this ordinance be considered in its entirety, as one ordinance, and should any portion of this ordinance be held to be void or unconstitutional, then said ordinance shall be void in its entirety, and the City Council would not have adopted said ordinance if any part or portion of said ordinance should be held to be unconstitutional or void.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,
TEXAS, on this the 14th day of April, 1998.

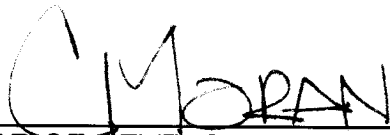

MAYOR

ATTEST:



CITY SECRETARY
CASE NO. 1318-SUP

APPROVED AS TO FORM:



DIRECTOR OF DEVELOPMENT SERVICES

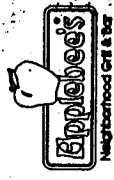
PUBLISHED ON:

1/28/2000

#R6-4

NOTES

MF
MINIMAL IMPROVEMENTS
REPAIRS AND REPAIRS
FOR EXISTING DRIVE

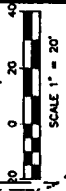


SITE PLAN



LOT 1R
BLOCK A
PRINTemps
ADDITION NO. 2
SPACCHETTI
WAREHOUSE

NORTH

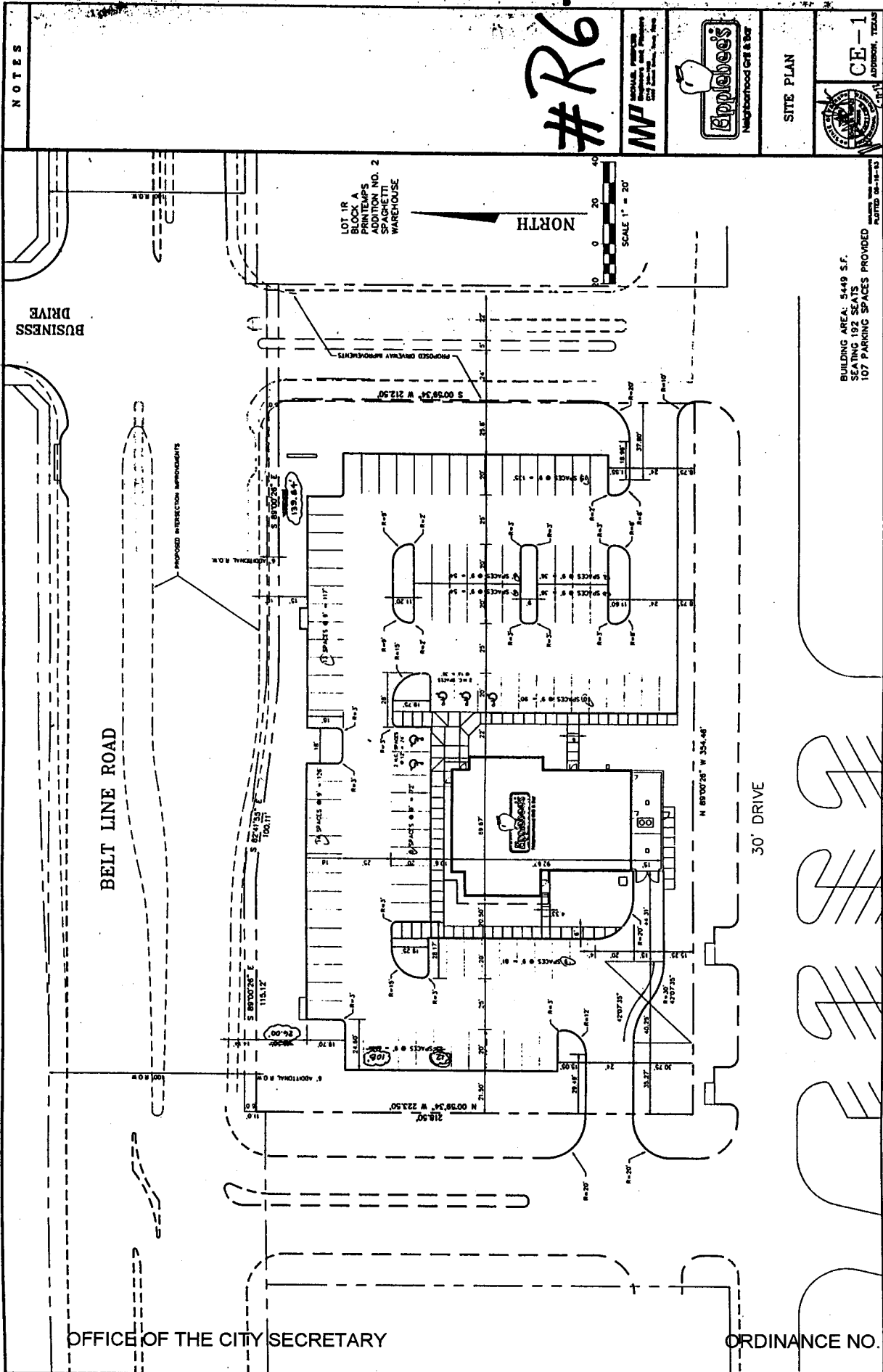


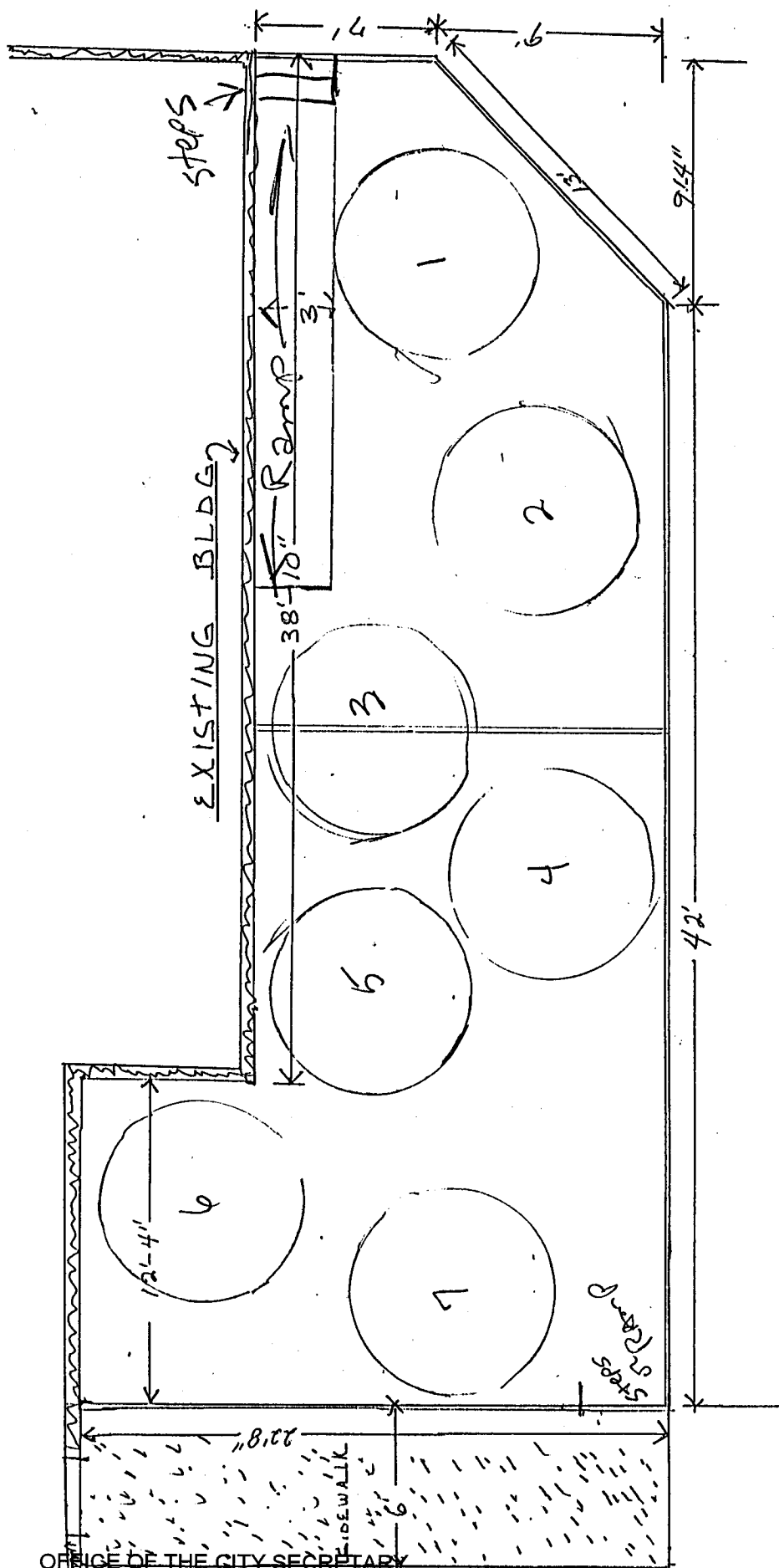
BUILDING AREA: 5449 S.F.
SEATING 192 SEATS
107 PARKING SPACES PROVIDED

BUSINESS DRIVE

BELT LINE ROAD

30' DRIVE



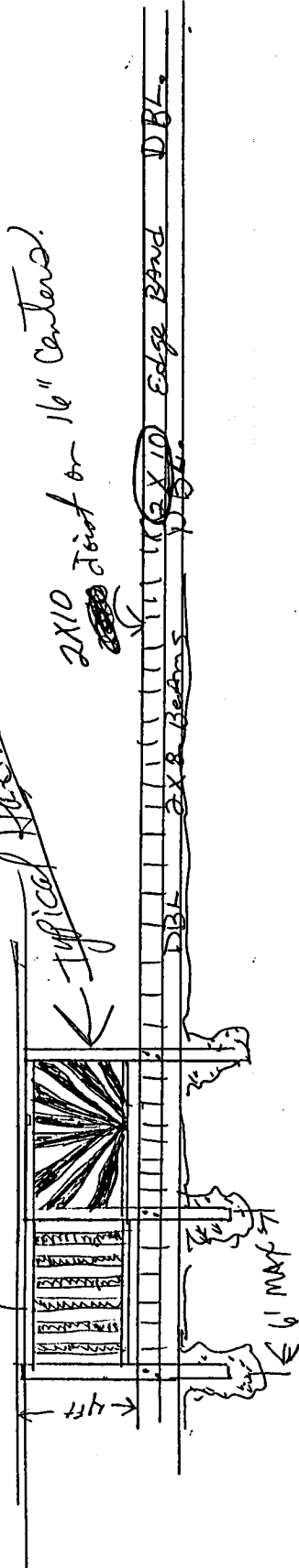


JOB Heaven's OF 6
 SHEET NO. 3 DATE _____
 CALCULATED BY _____ DATE _____
 CHECKED BY _____ DATE _____
 SCALE _____

Possible Seating

2 1/2" X 5/4" Pickets 4" Between Spaces
 NO more than 4" between spaces

← Typical Handrail



2x10 Joint on 16" Centers.

DBL 2x8 Beams
 1 1/2" X 10" Edge Band DBL.

JOB HERPENA'S
 SHEET NO. 6 OF 6
 CALCULATED BY _____ DATE _____
 CHECKED BY _____ DATE _____
 SCALE 1/4" = ONE FT.