

ORDINANCE NO. 099- 007

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE, APPROVING A FINAL DEVELOPMENT PLAN FOR PHASE III OF A MULTI-FAMILY RESIDENTIAL PROJECT, ON APPLICATION FROM POST PROPERTIES, LOCATED ON 3.92 ACRES ON THE NORTH SIDE OF MORRIS AVENUE, BETWEEN QUORUM DRIVE AND ADDISON ROAD, 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, be, and the same is hereby amended by amending the zoning map of the Town of Addison, Texas, so as to approve development plans for the hereinafter described. Said property being in the Town of Addison, Texas, and being described as follows:

BEING a tract of land situated in the G.W. Fisher Survey, Abstract No. 482, Town of Addison, Dallas County, Texas, and being a portion of Tract II as described in instrument to Gaylord Properties, L.R, a Texas limited partnership as

recorded in Volume 97045, Page 02872 of the Deed Records of Dallas County, Texas and being more particularly described as follows:

COMMENCING at a 60d nail set in fence post base for the northwest corner of Lot 1, Block B, Addison Circle Phase I, an addition to the Town of Addison, Texas as recorded in Volume 97101, Page 5801, Deed Records, Dallas County, Texas, said point being on the platted south right-of-way line of Morris Avenue (variable width right-of-way at this point) as established by said plat, and being the most northerly northeast corner of Addison Conference Center, Addison Centre Theater, an addition to the Town of Addison as recorded in Volume 90241, page 2807 of the Deed Records of Dallas County, Texas;

THENCE South 89 degrees 53 minutes 55 seconds West along the platted south right-of-way line of said Morris Avenue and platted north line of said Addison Conference Center plat a distance of 25.00 feet to a one-half inch iron rod found with Huitt-Zollars cap for the POINT OF BEGINNING on the platted west line of said Addison Circle Phase I;

THENCE continuing South 89 degrees 53 minutes 55 seconds West along the platted north line of said Addison Conference Center plat a distance of 259.57 feet to a one-half inch iron rod found with Huitt-Zollars cap for a corner on the west line of said Gaylord Properties, LP tract;

THENCE North 00 degrees 12 minutes 25 seconds East along the west line of said Gaylord Properties, L.P tract a distance of 474.11 feet to a 5/8 inch iron rod set with Huitt-Zollars cap for a corner;

THENCE South 89 degrees 04 minutes 47 seconds East a distance of 164.45 feet to a 5/8-inch iron rod set with Huitt-Zollars cap for a corner;

THENCE South 00 degrees 55 minutes 13 seconds West a distance of 196.73 feet to a 5/8 inch iron rod set with Huitt-Zollars cap for a corner;

THENCE South 89 degrees 04 minutes 47 seconds East a distance of 145.50 feet to a 5/8-inch iron rod set with Huitt-Zollars cap for a corner on platted west line of said Addison Circle Phase I and platted north right-of-way line of Goodman Avenue (61 foot wide right-of-way) as established by said plat of Addison Circle Phase I;

THENCE South 00 degrees 55 minutes 13 seconds West along the platted west line of said Addison Circle Phase I a distance of 61.00 feet to a one-half inch iron rod found with Huitt-Zollars cap for a corner on the platted south right-of-way line of said Goodman Avenue;

THENCE South 89 degrees 04 minutes 47 seconds East along the platted south right-of-way line of said Goodman Avenue a distance of 64.50 feet to a cut cross

set in brick paved sidewalk at the intersection with the platted west right-of-way line of Paschal Place (45 foot wide right-of-way) as established by said plat of Addison Circle Phase I;

THENCE South 00 degrees 55 minutes 13 seconds West along the platted west right-of-way line of Paschal Place a distance of 235.00 feet to a cut cross set in brick paved sidewalk at the intersection with the platted north right-of-way line of said Morris Avenue (61 foot wide right-of-way at this point);

THENCE North 89 degrees 04 minutes 47 seconds West along the platted north right-of-way line of Morris Avenue a distance of 171.11 feet to a 5/8 inch iron rod set with Huitt-Zollars cap for a corner on the platted west line of said Addison Circle Phase I;

THENCH South 00 degrees 06 minutes 05 seconds East along the platted west line of said Addison Circle Phase I a distance of 61.46 feet to the POINT OF BEGINNING and containing 3.923 acres of land, more or less.

SECTION 2. As provided in Ordinance 095-019, Section 9, FINAL DEVELOPMENT PLAN APPROVAL, said property shall be improved in accordance with the approved final development plans which are attached hereto and made a part hereof for all purposes. However, the corrugated metal shown on the exterior facade of the tower at the southwest corner of Building 3B, is not approved through this ordinance. Post Properties must submit an alternate material for the tower.

SECTION 3. That the development plans shall be approved subject to the following conditions:

-A fire hydrant shall be added on the north end of the water line on the R-5 street.

-The property shall be platted prior to the issuance of a Building Permit.

-The applicant shall add a sanitary sewer crossing on Goodman at end of the line serve the park area.

-This property is located within the 65 ldn noise contour. In accordance with the adopted airport master plan, the applicant shall provide an avigation easement to the Town.

-Prior to any development the applicant shall submit plans to the FAA for review/approval to determine compliance with Addison's height hazard zoning.

-Prior to acquiring a building permit, the applicant/developer shall provide verification from a certified acoustical expert that structure, outside to inside, meets sound attenuation of 25 dB.

-The applicant shall install a fire hydrant on the east side of Building 3B, approximately 160-feet north of the intersection of Morris and R-5.

-Street addresses for the buildings are not shown. However, each address shall have a dedicated, separately zoned fire sprinkler system (including attic areas), final design to be approved by the Fire Department.

-Fire control room locations for the buildings are also not shown. Fire control rooms for both buildings shall be located facing R-5.

-Fireplaces/chimneys shall not be installed on portions of roofs facing interior courtyards.

-The south portion of building 3B shall be reduced to a height that does not exceed 60 feet to the mean height of the gable.

SECTION 4. The development plans are hereby approved with the following waivers to the design standards contained in Ordinance 095-019.

- 1) Signage and lighting plans shall be submitted in building permit set.
- 2) Specific design and location of security gates and control arms for parking decks to be submitted in building plans.
- 3) Landscape architectural contract documents for both public and private improvements will be provided for city review and comment. Detailed hardscape and softscape information and existing tree survey shall be submitted at that time.
- 4) All tree grates will match those approved for Phase I.
- 5) A five-foot setback shall be provided against the Residential Street.
- 6) The use of composition shingles in the courtyard spaces shall be allowed.
- 7) The 90% brick requirement on street facing elevations shall be waived.
- 8) A minimum average unit size of 781 square feet shall be allowed. However, this waiver nullifies the clause that allows for 5% of the units to be 25% smaller.

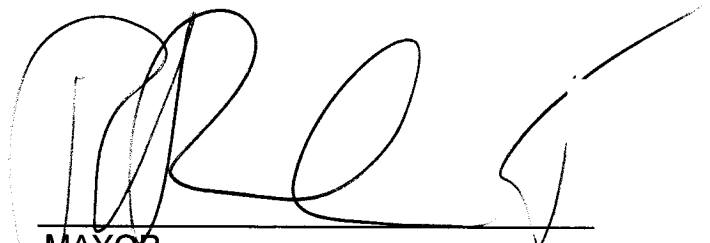
SECTION 5. All paved areas, permanent drives, streets and drainage structure shall be constructed in accordance with standard Town of Addison specifications adopted for such purpose

SECTION 6. 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 7. 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 8. 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 9th day of March, 1999.



MAYOR

ATTEST:

C Moran
CITY SECRETARY

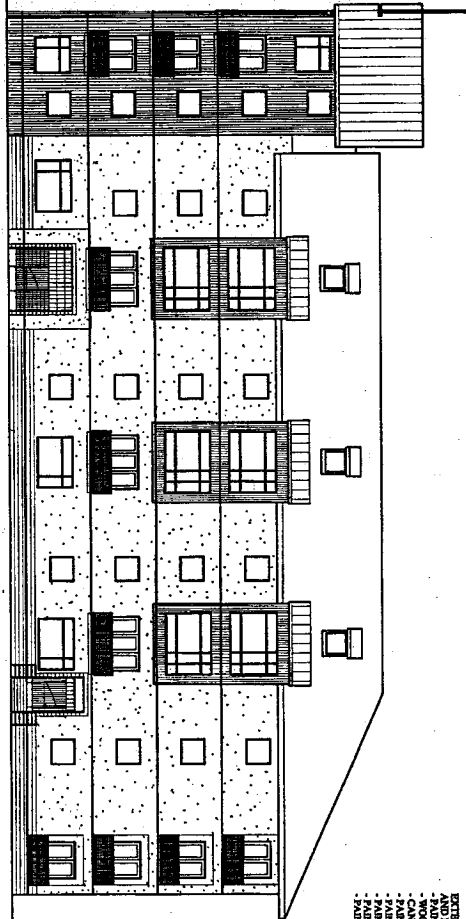
CASE NO. 1340-Z

APPROVED AS TO FORM:

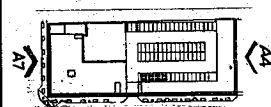
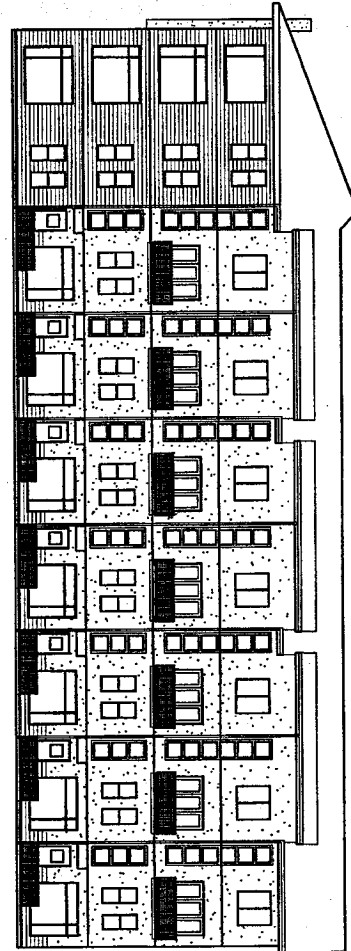
C Moran
DIRECTOR OF DEVELOPMENT SERVICES

PUBLISHED ON: 9/24/99

A7 BUILDING 3B - SOUTH ELEVATION
Scale: 1/4"=1'-0"



A4 BUILDING 3B - SOUTH ELEVATION
Scale: 1/4"=1'-0"



- GENERAL MATERIAL NOTES:**
- EXTERIOR BUILDING MATERIALS BUILDING WALLS
 - 3/8" BRICK (OVERALL) ON PUBLIC FACADES
 - 6"X8" STUDS (OVERALL) ON PUBLIC FACADES
 - 1/2" GYP BOARD (OVERALL) ON PUBLIC FACADES
 - CAST STONE BENT WALLS
 - 1/2" GYP BOARD (OVERALL) ON BAY WINDOWS
 - BRICK AND ORNAMENTAL METAL ON BAY WINDOWS
 - EXTERIOR BAY WINDOW MATERIALS BUILDING ROOFING
 - CONCRETE ROOF TILES AND STANDING SEAM METAL ROOF
 - CONCRETE ROOF TILES (CONCRETE AND SIDE ONLY)
 - PLASTER FINISH AND METAL CAPS FOR ALL GABLES
 - PAINTED GEMENT FIBERBOARD ASSEMBLY FOR ALL SOUTH AND PASCIA
 - EXTERIOR BUILDING MATERIALS (WINDOW, DOOR, TRIM, PAINTED ALUMINUM FIBER AND OPERABLE WINDOWS
 - WOOD AND CASSETTE METAL AWNINGS
 - WOOD AND CASSETTE METAL AWNINGS
 - PAINTED METAL AND WOOD DOORS
 - PAINTED METAL BALCONIES AND BALCONIES
 - PAINTED METAL BALCONIES AND BALCONIES
 - PAINTED METAL BALCONIES AND BALCONIES

Addison Circle - Phase 3
FINAL DEVELOPMENT PLAN

ORDINANCE NO. 099-007

IRKTEL
City Secretary

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Dallas, Texas 75201

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Dallas, Texas 75201

STRUCTURAL ENGINEER
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4146 North Central Expressway
Suite 1100
Dallas, Texas 75204

SOILS & STACY
600 Chelton
2711 North Haskell Ave.
Dallas, Texas 75204-1155

Contract No. 1525004.00
Building 3B
Street Elevations
Date: 02/20/97
1st Edition
Scale: 1/4"=1'-0"

30

