

ORDINANCE NO. 099- 022

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING SPECIAL USE ORDINANCE NO. 099-043 BY AMENDING THE SITE PLAN, FLOOR PLAN, AND ELEVATIONS OF THE BUILDING IN ORDER TO EXPAND THE EXISTING DAY CARE CENTER, ON APPLICATION WITH BRILLIANCE PRE-SCHOOL, LOCATED AT 14450 MARSH LANE; 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 Ordinance No. 095-043 passed by the City Council on the 12th day of September, 1999, is hereby amended by amending Section 2 to read as follows:

SECTION 2. That the Special Use Permit for a day-care facility is approved subject to the following conditions:

-prior to the issuance of a Certificate of Occupancy, the applicant shall furnish the staff with proof of his state day-care license.

-All landscaping on the site that is dead or missing shall be replaced, and the site shall be weeded and cleaned prior to the issuance of a Certificate of Occupancy.

-The site shall be modified in accordance with the floor plan the applicant has submitted for the expansion of the existing day care facility.

SECTION 2. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.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 3. 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 4. 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 8th day of June, 1999.



MAYOR

ATTEST:



CITY SECRETARY

CASE NO. 1345-SUP

APPROVED AS TO FORM:



DIRECTOR OF DEVELOPMENT SERVICES

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