## ORDINANCE NO. 001-042

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING ORDINANCE NO. 091-066 TO REMODEL THE EXISTING SAM'S CLUB TO ADD A TIRE RETAILING AND INSTALLATION FACILITY, LOCATED AT 4150 BELT LINE ROAD; PROVIDING FOR SPECIAL CONDITIONS; 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 the Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended by amending Ordinance 091-066, approved by the Addison City Council on November 12, 1991, so as to provide for a tire retailing and installation facility, to be constructed in accordance with the plans attached hereto and made a part hereof for all purposes.

SECTION 2. That the amendment to the development plans is made subject to the following special conditions:

-The applicant will need to submit a revised landscape plan indicating the changes.

Parks also recommends that the detention ponds be irrigated, sodded, and mowed with the rest of the turf on the site.

-If the tire retailing facility sticks out into the existing fire lane, it will be necessary to reconfigure the fire lane to maintain the 24-foot width requirement. In addition, the building fire sprinkler system shall be properly extended into the new addition in accordance with NFPA 13.

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 That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall be remain in full force and effect.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.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 27th day of November, 2001.	
	MAYOR
ATTEST:	
CITY SECRETARY	•
CASE NO.: 1395-Z	
APPROVED AS TO FORM:	
DIRECTOR OF DEVELOPMENT SERVICES	
DUDUICUED ON	
PUBLISHED ON:	







