

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 004-018

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING ARTICLE II, "DISTRICTS AND DISTRICT BOUNDARIES," OF APPENDIX A, "ZONING," OF THE CODE OF ORDINANCES BY AMENDING SECTION 3 TO ALLOW REQUIRED PARKING FOR A USE TO BE PROVIDED AT A LOCATION OTHER THAN THAT REQUIRED BY THE PRESCRIBED REGULATIONS FOR THE DISTRICT IN WHICH THE USE IS LOCATED IF AUTHORIZATION IS OBTAINED FROM THE CITY COUNCIL; PROVIDING A PENALTY NOT TO EXCEED \$2000; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the city council of the Town of Addison finds that it may be appropriate in some instances to allow required parking for a use to be provided at a location other than that required by the prescribed regulations for the district in which the use is located; and

WHEREAS, the city planning and zoning commission and the city council, in accordance with state law, and the applicable ordinances of the city, have given the required notices and have held the required public hearings regarding this amendment to the Code of Ordinances; and

WHEREAS, the city council finds that it is in the public interest to make this amendment to the Town's Comprehensive Zoning Ordinance; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Amendment. That the Code of Ordinances of the Town of Addison, Texas (the "City") is hereby amended by amending Section 3 of Article II, "Districts and District Boundaries," of Appendix A, "Zoning," to read as follows:

" Section 3. Use of land and buildings.

No land shall be used for and no building shall be erected for or converted to any use other than provided in the regulations prescribed for the district in which it is located, except as hereinafter provided. Required parking for an allowed use must be located as provided in the regulations prescribed for the district in which the use is located, except as may be otherwise authorized by the city council."


Section 2. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2000 for each offense and a separate offense shall be deemed committed each day during or on which a violation occurs or continues.

Section 3. Savings. That this ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this ordinance.

Section 4. Severability. That the sections, paragraphs, sentences, phrases, clauses and words of this ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance, and the city council hereby declares that it would have adopted such remaining portions of this ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 5. Effective Date. That this ordinance shall become effective from and after its date of passage and publication as provided by law.

PASSED AND APPROVED by the city council of the Town of Addison, Texas this the 23rd day of March, 2004.



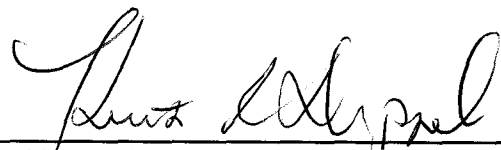
R. Scott Wheeler, Mayor

ATTEST:

By: 

Carmen Moran, City Secretary

APPROVED AS TO FORM:

By: 

Kenneth C. Dippel, City Attorney

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