ORDINANCE NO. 004-055

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AS HERETOFORE AMENDED, SO AS TO APPROVE AN AMENDMENT TO A SPECIAL USE PERMIT FOR A PUBLIC BUILDING TO BE USED BY THE FEDERAL GOVERNMENT, UNITED STATES POSTAL SERVICE, LOCATED AT 4900 AIRPORT PARKWAY, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR NO 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 RESOLVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. The Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, be amended, by amending the zoning map of the Town of Addison, Texas, so as to grant a special use permit for a public building to be used by the federal government, United States Postal Service. Said special use permits shall be granted subject to the special conditions on the following described property, to-wit; Whereas, the United States Postal Service is the owner of a tract of land situated in the GEORGE W. FISHER SURVEY, ABSTRACT NO. 482, in the Town of Addison, Dallas County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a point for corner in the South line of Airport Parkway (25.0 feet from centerline), same also being South 89 degrees 37 minutes 15 seconds East, 390.67 feet from the intersection of the East line of Addison Road with said South line of Airport Freeway:

THENCE South 89 degrees 37 minutes 15 seconds East along said South line of Airport Parkway for a distance of 385.00 feet to an iron rod in concrete for corner;

THENCE North 89 degrees 33 minutes 46 seconds West generally along a wire fence for a distance of 385.00 feet to an iron rod in concrete for corner;

THENCE North 00 degrees 22 minutes 45 seconds East for a distance of 358.20 feet to the PLACE OF BEGINNING.

CONTAINING 137,982.27 square feet, or 3.1676 acres of land.

SECTION 2. That the Special Use Permits are granted subject to the following conditions:

- 1. All of the planting beds and turf shall be renovated and replanted according to the original landscaping plan, or an alternative planting plan needs to be submitted for review and approval.
- 2. Final civil drawings shall be approved prior to issuance of a building permit.
- 3. The existing fence that runs north and south on the east property line shall be replaced with a new wooden (site barring) fence.

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, 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 Ordinance for the Town of Addison.

SECTION 4. 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. SECTION 5. 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 conflicts 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 23rd day of November 2004.

MAYOR

ATTEST:

CITY SECRETARY

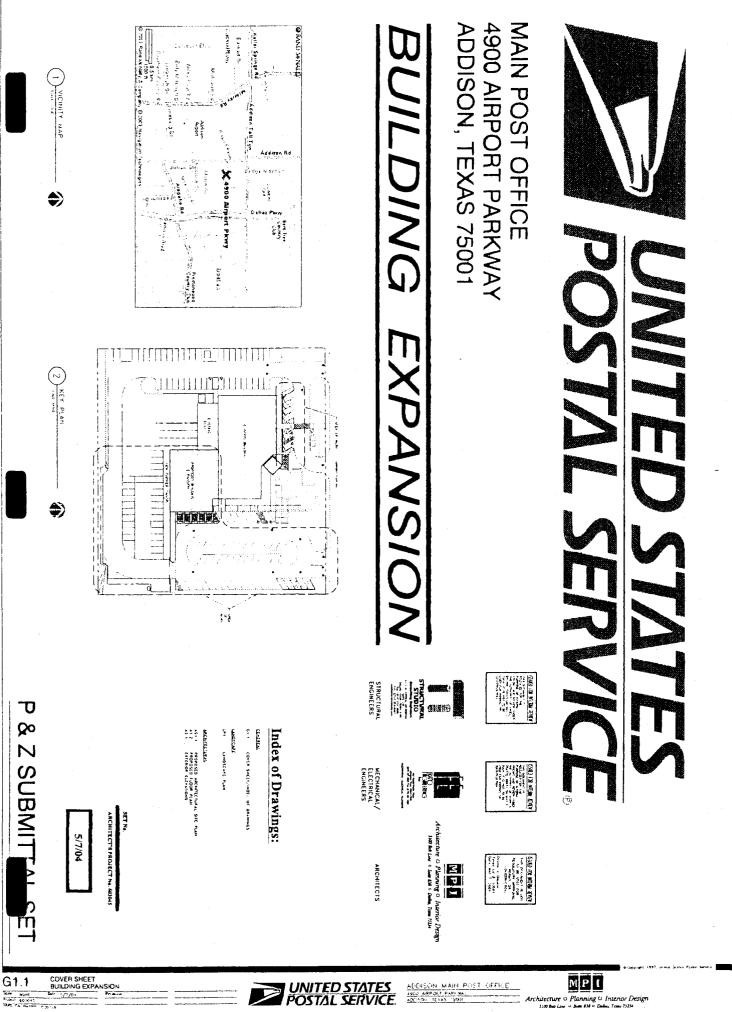
CASE NO. 1472SUP

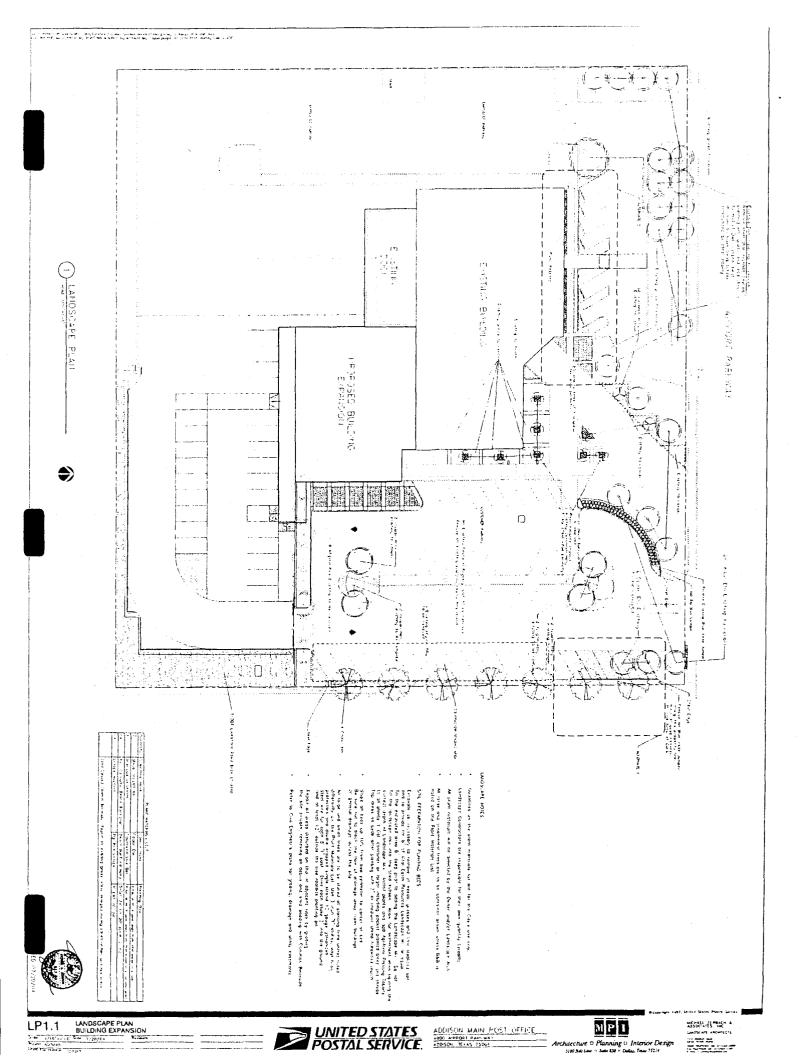
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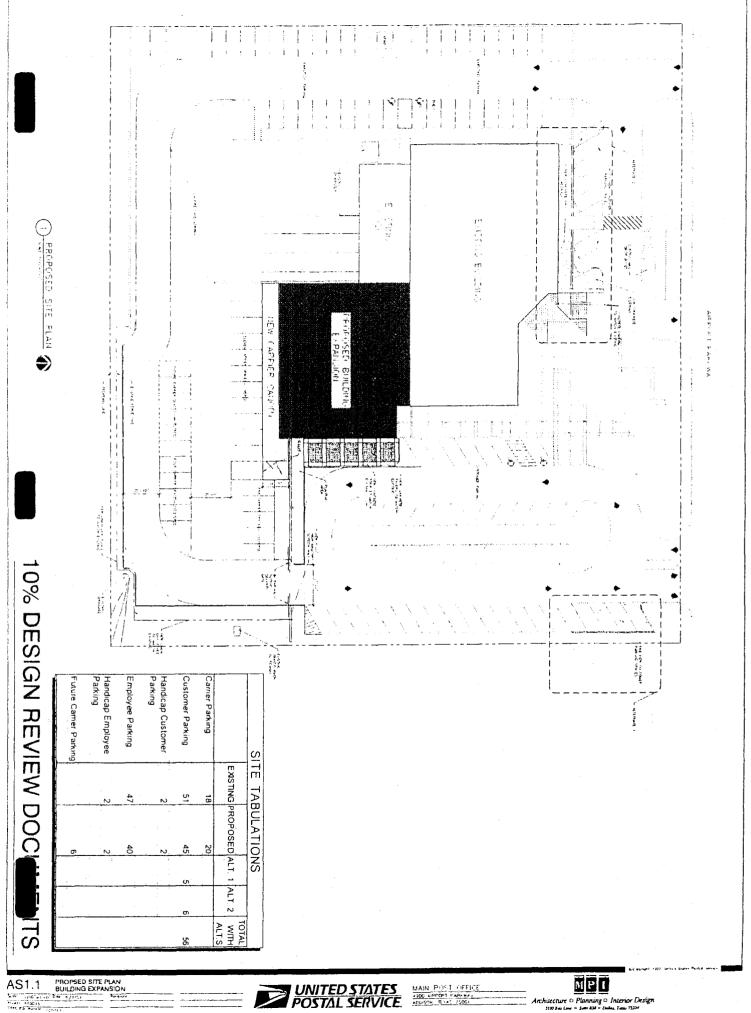
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