

TOWN OF ADDISON, TEXAS

ORDINANCE NO. 009-039

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, SO AS TO GRANT A SPECIAL USE PERMIT FOR A CHRISTMAS TREE LOT, INCLUDING YARD DECORATIONS, ON APPLICATION WITH PATTON'S CORNER, LOCATED AT 14639 DALLAS PARKWAY; PROVIDIING 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit to a Christmas tree lot, including yard decorations. Said zoning amendment shall be noted on the official zoning map of the Town of Addison, Texas, and is situated at 14639 Dallas Parkway, Addison Texas. Said special use permit shall be granted subject to the following special condition:

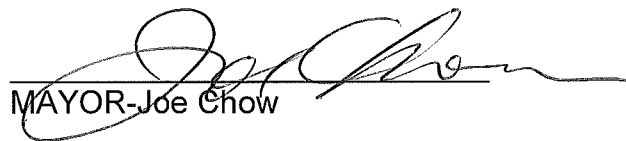
-The Special Use Permit shall be extended for a period of two years, with the permit to expire on January 20, 2011.

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 That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall be remain in full force and effect.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 10th day of November, 2009.


MAYOR-Joe Chow

ATTEST:


CITY SECRETARY-Lea Dunn

CASE NO.: 1587-SUP/Patton's Corner

APPROVED AS TO FORM:



DIRECTOR OF DEVELOPMENT SERVICES-
Carmen Moran

PUBLISHED ON: 1/10/2010

N88°41'19"E

244.11

C.M.S.V.

EXHIBIT A

CHAIN LINK FENCE

L =
T = 2%
CHBRG =

1/2" P SET

1.4922 ACRE TRACT
65,000 s.f.

ONE STORY
BRICK &
GLASS

TWO STORY
BRICK &
GLASS

PROPOSED 30' ACCESS
EASEMENT

EASEMENT AREA B

EASEMENT AREA A

355.27

S88°41'19"W

STGN

S. Finley Ewing, Jr Addition

EXHIBIT A
TO RECIPROCAL EASEMENT AGREEMENT
PROPERTY OWNED BY EWING

1/2" P SET

61.6' N01°18'41"W 200.00

TRACT B

ONE STORY
BRICK &
GLASS

205.9'

TRACT A

TWO STORY
BRICK

205.9'

143.7'

46.1'

72.7'

46.1'

46.1'

48.6'

72.3'

48.6'

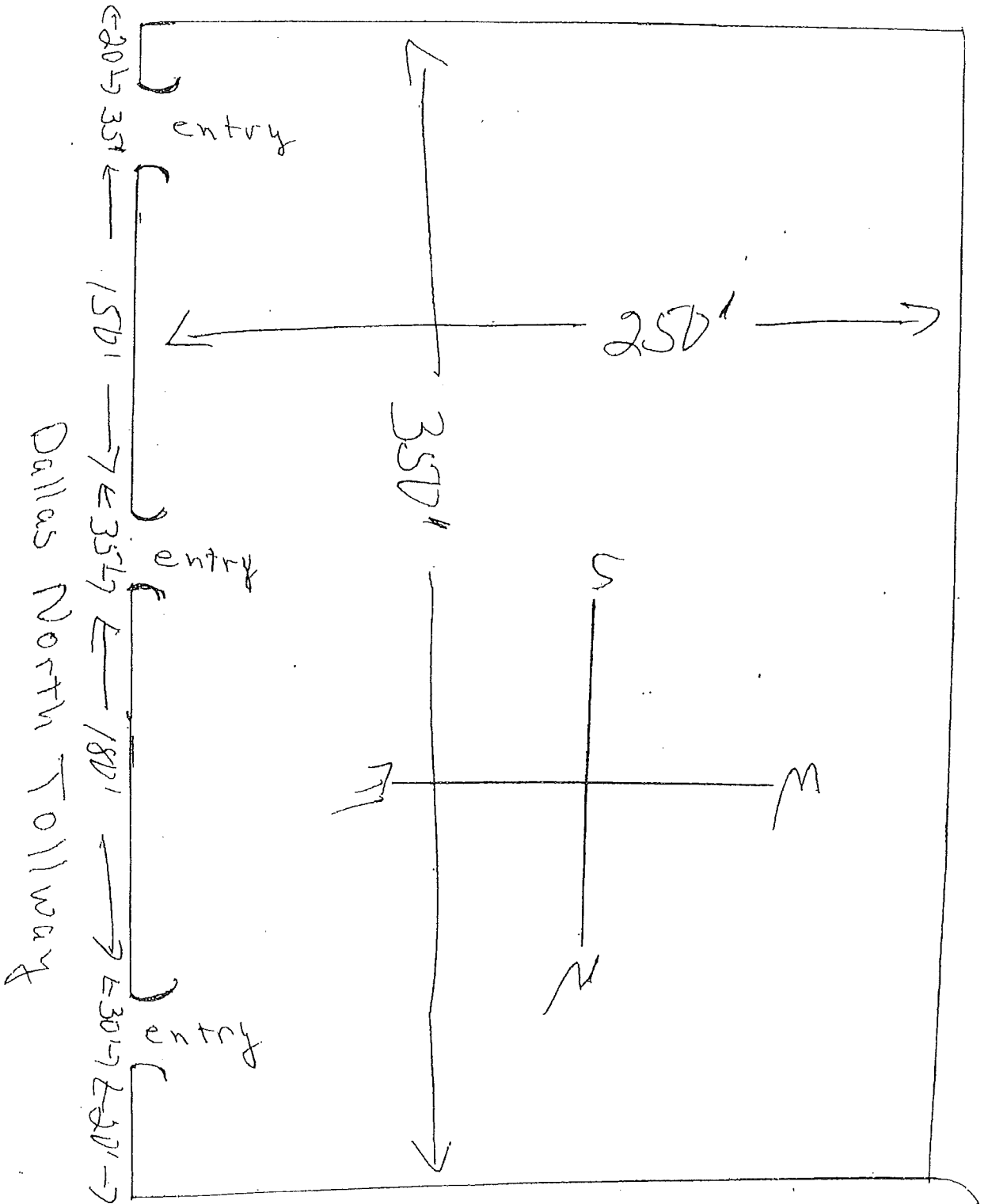
48.6'

S18°07'45"E 164.13

17.7'

9.8'

9.8'



Dallas North Tollway