

**TOWN OF ADDISON, TEXAS
ORDINANCE NO. 010-015**

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 GRANT A SPECIAL USE PERMIT FOR A RESTAURANT ON APPLICATION FROM TUTTI FRUTTI YOGURT, LOCATED AT 5100 BELT LINE ROAD, SUITE 310, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A 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 restaurant to Tutti Frutti Yogurt. Said special use permits shall be granted subject to the special conditions on the following described property, to-wit:

BEING a 1,500 square-foot portion of a lease space addressed as 5100 Belt Line Road, Suite 310, in a shopping center known as the Village on the Parkway, located on a tract of land out of the Allen Bledsoe Survey, Abstract No. 157, the G.W. Fisher Survey, Abstract No. 482 and the J. Pancoast Survey, Abstract No. 1146, City of Addison, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point being the intersection of the east right-of-way line of Dallas Parkway and the south right-of-way line of Belt Line Road;

THENCE East along said south line, a distance of 241.34 feet to a point for a corner;

THENCE S 65°51'30" E, a distance of 54.24 feet to a point for corner;

THENCE N 48°03'00" E, a distance of 30.0 feet to a point for a corner, said point lying on the centerline of Noell Road;

THENCE S 41°57'00" E along said centerline, a distance of 741.67 feet to an angle point;

THENCE S 23°24'00" E continuing along said centerline, a distance of 907.45 feet to a point for corner;

THENCE S 85°31'25" W departing said centerline, a distance of 733.4 feet to an angle point;

THENCE N 85°30'06" W a distance of 882.99 feet to a point for a corner said point lying on the east right-of-way of Dallas Parkway;

THENCE Northeasterly along said east line being a circular curve to the right having a central angle of 34°35'34" and whose center bears S 88°39'35" E, 1256.93 feet, an arc distance of 759.25 feet to the point of reverse curve to the left having a central angle of 36°13'00" and a radius of 1014.93 feet;

THENCE Northeasterly along said curve and continuing along said east line, an arc distance of 641.54 feet to its point of tangency;

THENCE N 00°16'01" W, a distance of 65.52 feet to the POINT OF BEGINNING AND CONTAINING 33.976 acres of land more or less.

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


1. That prior to the issuance of a Certificate of Occupancy, said property shall be improved in accordance with the site plan and floor plan, which are attached hereto and made a part hereof for all purposes.
2. That the Special Use Permit granted herein shall be limited to a restaurant and to that particular area designated on the final site plan as encompassing a total area not to exceed 1,500 square feet.
3. That if the property for which the special use permit is granted and is not used for the purposes for which said permit was granted within one (1) year after the adoption of this ordinance, the City Council may authorize hearings to be held for the purpose of considering a change of zoning.

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.

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 conflict 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 8th day of June, 2010**


MAYOR Joe Chow

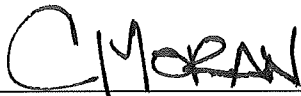
ATTEST:



CITY SECRETARY-Lea Dunn

CASE NO. 1597-SUP/Tutti Frutti Yogurt

APPROVED AS TO FORM:



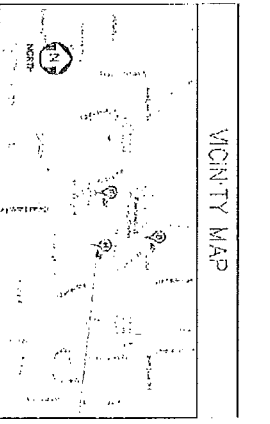
DIRECTOR OF DEVELOPMENT SERVICES-
Carmen Moran

Published 7/30/2010

010-015

GENERAL NOTES SUMMARY

1. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
12. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
13. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
14. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
15. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
16. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
17. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
18. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
19. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.
20. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL AFFECTED AGENCIES AND AGENCIES WITH JURISDICTION OVER THE PROJECT.



TUTTI FRUTTI

TUTTI FRUTTI ADDISON
VILLAGE ON THE PARKWAY
5100 BELTLINE ROAD #800
ADDISON, TX 75252

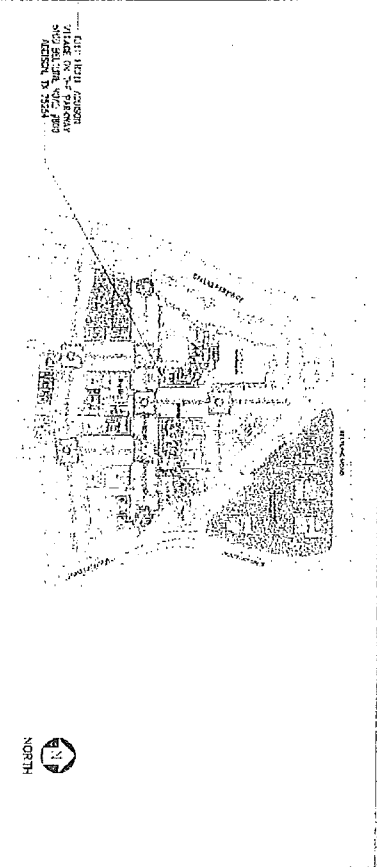
PROJECT TEAM

- FRANCHISEE:**
TUTTI FRUTTI ADDISON
5100 BELTLINE ROAD #800
ADDISON, TX 75252
TEL: 972.487.8844
FAX: 972.487.8844
- ARCHITECTURAL:**
HART GROUP
3000 WEST STREET #200
DALLAS, TX 75219
TEL: 214.761.7777
FAX: 214.761.7777
- MEP:**
C.B. HORN GROUP
4850 ALPHEA DRIVE #200
DALLAS, TX 75242
TEL: 972.980.2000
FAX: 972.980.2000

RESPONSIBILITY SCHEDULE

NO.	DESCRIPTION	START DATE	END DATE	STATUS
1	CONCEPT DESIGN	01/15/10	02/15/10	COMPLETE
2	SCHEMATIC DESIGN	02/15/10	03/15/10	COMPLETE
3	PRELIMINARY DESIGN	03/15/10	04/15/10	COMPLETE
4	FINAL DESIGN	04/15/10	05/15/10	COMPLETE
5	PERMITS	05/15/10	06/15/10	COMPLETE
6	CONSTRUCTION	06/15/10	08/15/10	COMPLETE
7	COMMISSIONING	08/15/10	09/15/10	COMPLETE
8	POST-CONSTRUCTION	09/15/10	10/15/10	COMPLETE

KEY PLAN



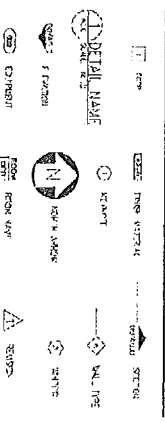
SHEET INDEX

- T10 TILE SHEET
- A00 ACCESSIBILITY GUIDELINES
- A01 PROJECT SPECIFICATIONS
- A02 DEVIATION PLAN
- A10 CONSTRUCTION PLAN
- A11 REFLECTED CEILING PLAN & DETAILS
- A20 EXTERIOR ELEVATIONS
- A21 INTERIOR ELEVATIONS
- A30 MISCELLANEOUS FINISH DETAILS

CODE ANALYSIS

SECTION	DESCRIPTION	REVISIONS
MECHANICAL PLAN	MECHANICAL PLAN	1
LIGHTING & POWER PLANS	LIGHTING & POWER PLANS	1
RISER SCHEDULES & NOTES	RISER SCHEDULES & NOTES	1
PLUMBING PLAN	PLUMBING PLAN	1
PLUMBING DETAILS & SCHEDULES	PLUMBING DETAILS & SCHEDULES	1

SYMBOLS



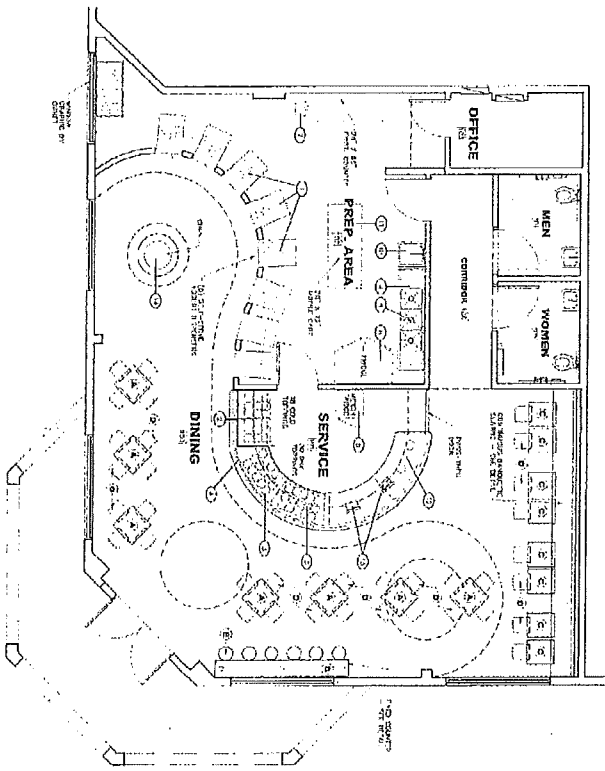
TUTTI FRUTTI - ADDISON
Village on the Parkway
5100 Beltline Road, Suite 800, Addison, Texas

TITLE SHEET

PROJECT: TUTTI FRUTTI ADDISON
DATE: 01/15/10
DRAWN BY: [Name]
CHECKED BY: [Name]
SCALE: AS SHOWN
SHEET NO. T1.0

EQUIPMENT SCHEDULE

EQ. NO.	DESCRIPTION	QUANTITY	UNIT	MANUFACTURER	MODEL NO.	QTY.	UNIT PRICE	TOTAL PRICE	REMARKS
1	1" x 2" x 8" JOIST	1	EA			1	100.00	100.00	
2	2" x 4" x 8" JOIST	1	EA			1	150.00	150.00	
3	4" x 8" x 12" JOIST	1	EA			1	200.00	200.00	
4	6" x 10" x 16" JOIST	1	EA			1	300.00	300.00	
5	8" x 12" x 18" JOIST	1	EA			1	400.00	400.00	
6	10" x 14" x 20" JOIST	1	EA			1	500.00	500.00	
7	12" x 16" x 22" JOIST	1	EA			1	600.00	600.00	
8	14" x 18" x 24" JOIST	1	EA			1	700.00	700.00	
9	16" x 20" x 26" JOIST	1	EA			1	800.00	800.00	
10	18" x 22" x 28" JOIST	1	EA			1	900.00	900.00	
11	20" x 24" x 30" JOIST	1	EA			1	1000.00	1000.00	
12	22" x 26" x 32" JOIST	1	EA			1	1100.00	1100.00	
13	24" x 28" x 34" JOIST	1	EA			1	1200.00	1200.00	
14	26" x 30" x 36" JOIST	1	EA			1	1300.00	1300.00	
15	28" x 32" x 38" JOIST	1	EA			1	1400.00	1400.00	
16	30" x 34" x 40" JOIST	1	EA			1	1500.00	1500.00	
17	32" x 36" x 42" JOIST	1	EA			1	1600.00	1600.00	
18	34" x 38" x 44" JOIST	1	EA			1	1700.00	1700.00	
19	36" x 40" x 46" JOIST	1	EA			1	1800.00	1800.00	
20	38" x 42" x 48" JOIST	1	EA			1	1900.00	1900.00	
21	40" x 44" x 50" JOIST	1	EA			1	2000.00	2000.00	
22	42" x 46" x 52" JOIST	1	EA			1	2100.00	2100.00	
23	44" x 48" x 54" JOIST	1	EA			1	2200.00	2200.00	
24	46" x 50" x 56" JOIST	1	EA			1	2300.00	2300.00	
25	48" x 52" x 58" JOIST	1	EA			1	2400.00	2400.00	



01 EQUIPMENT PLAN
SCALE: 1/4" = 1'-0"



INTERIOR TABLE DATA

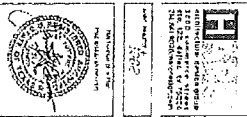
TABLE NO.	DESCRIPTION	QTY.	UNIT PRICE	TOTAL PRICE
1	4' x 6' TABLE	1	100.00	100.00
2	4' x 8' TABLE	1	150.00	150.00
3	6' x 8' TABLE	1	200.00	200.00
4	8' x 10' TABLE	1	300.00	300.00
5	10' x 12' TABLE	1	400.00	400.00
6	12' x 14' TABLE	1	500.00	500.00
7	14' x 16' TABLE	1	600.00	600.00
8	16' x 18' TABLE	1	700.00	700.00
9	18' x 20' TABLE	1	800.00	800.00
10	20' x 22' TABLE	1	900.00	900.00
11	22' x 24' TABLE	1	1000.00	1000.00
12	24' x 26' TABLE	1	1100.00	1100.00
13	26' x 28' TABLE	1	1200.00	1200.00
14	28' x 30' TABLE	1	1300.00	1300.00
15	30' x 32' TABLE	1	1400.00	1400.00
16	32' x 34' TABLE	1	1500.00	1500.00
17	34' x 36' TABLE	1	1600.00	1600.00
18	36' x 38' TABLE	1	1700.00	1700.00
19	38' x 40' TABLE	1	1800.00	1800.00
20	40' x 42' TABLE	1	1900.00	1900.00
21	42' x 44' TABLE	1	2000.00	2000.00
22	44' x 46' TABLE	1	2100.00	2100.00
23	46' x 48' TABLE	1	2200.00	2200.00
24	48' x 50' TABLE	1	2300.00	2300.00
25	50' x 52' TABLE	1	2400.00	2400.00

INTERIOR SEATING DATA

SEATING NO.	DESCRIPTION	QTY.	UNIT PRICE	TOTAL PRICE
1	4' x 6' SEATING	1	100.00	100.00
2	4' x 8' SEATING	1	150.00	150.00
3	6' x 8' SEATING	1	200.00	200.00
4	8' x 10' SEATING	1	300.00	300.00
5	10' x 12' SEATING	1	400.00	400.00
6	12' x 14' SEATING	1	500.00	500.00
7	14' x 16' SEATING	1	600.00	600.00
8	16' x 18' SEATING	1	700.00	700.00
9	18' x 20' SEATING	1	800.00	800.00
10	20' x 22' SEATING	1	900.00	900.00
11	22' x 24' SEATING	1	1000.00	1000.00
12	24' x 26' SEATING	1	1100.00	1100.00
13	26' x 28' SEATING	1	1200.00	1200.00
14	28' x 30' SEATING	1	1300.00	1300.00
15	30' x 32' SEATING	1	1400.00	1400.00
16	32' x 34' SEATING	1	1500.00	1500.00
17	34' x 36' SEATING	1	1600.00	1600.00
18	36' x 38' SEATING	1	1700.00	1700.00
19	38' x 40' SEATING	1	1800.00	1800.00
20	40' x 42' SEATING	1	1900.00	1900.00
21	42' x 44' SEATING	1	2000.00	2000.00
22	44' x 46' SEATING	1	2100.00	2100.00
23	46' x 48' SEATING	1	2200.00	2200.00
24	48' x 50' SEATING	1	2300.00	2300.00
25	50' x 52' SEATING	1	2400.00	2400.00

TUTTI FRUTTI - ADDISON
Village on the Parkway
5100 Bellline Road, Suite 800, Addison, Texas

SEATING & EQUIPMENT PLAN



PROJECT NO.	DATE	SCALE
01	11/10/20	1/4" = 1'-0"
OWNER	DESIGNER	DATE
TUTTI FRUTTI	ADDISON	11/10/20
PROJECT NAME	PROJECT NO.	PROJECT NO.
VILLAGE ON THE PARKWAY	01	01
PROJECT NO.	DATE	SCALE
01	11/10/20	1/4" = 1'-0"

