TOWN OF ADDISON, TEXAS ORDINANCE NO. 010-039

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 CONVENIENCE STORE, ON APPLICATION WITH 7-ELEVEN CONVENIENCE STORES, LOCATED AT 4900 BELT LINE ROAD, SUITE 125; 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit THENCE S 89 degrees 47 minutes 24 seconds W along the North Line of said Landmark tract a distance of 334.17 feet to an iron rod set on the East Line of Landmark Boulevard (80' R.O.W.), said iron rod being on a curve to the right having radius of 1,323.31 feet, a central angle of 08 degrees 02 minutes 10 seconds, and a chord bearing and distance of N 04 degrees 14 minutes 02 seconds W, 185.45 feet;

THENCE along said curve and East Line a distance of 185.60 feet to an iron rod set at the point of tangency on said East Line;

THENCE N 00 degrees 12 minutes 57 seconds W along said East Line a distance of 215.00 feet to an iron rod set at the intersection of the East Line of said Landmark Boulevard and the South Line of said Belt Line Road;

THENCE N 89 degrees 47 minutes 03 seconds E, along said South Line a distance of 17.51 feet to an iron rod found on said South Line, said point being the beginning of a non-tangent curve to the left having a radius of 1,810.22 feet, central angle of 04 degrees 06 minutes 03 seconds, and a chord bearing and distance of 88 degrees 15 minutes 17 seconds E, 129.54 feet;

THENCE along said curve to the left a distance of 129.57 feet to an iron rod set for corner;

THENCE N 89 degrees 52 minutes 20 seconds E a distance of 118.24 feet to an iron rod set for corner;

THENCE S 51 degrees 54 minutes 46 seconds E a distance of 25.23 feet to the POINT OF BEGINNING, and containing 246,483 square feet or 5.6585 acres of land more or less.

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 9th day of November, 2010.

Mayor-Joe Chow

ATTEST:

City Secretary-Lea Dunn

CASE NO.: 1608-SUP/7-Eleven Convenience Stores

APPROVED AS TO FORM:

Director of Development Services

Carmen Moran

PUBLISHED ON:

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