

TOWN OF ADDISON, TEXAS
ORDINANCE NO. 011- 036

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 THE SALE OF BEER AND WINE FOR OFF-PREMISES CONSUMPTION ONLY, ON APPLICATION WITH DIXIE GAS STATION, LOCATED 4919 BELT LINE ROAD; 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

for the sale of beer and wine for off-premises consumption only, said zoning amendment shall be noted on the official zoning map of the Town of Addison, Texas, and is situated on the following described land:

Being all of Lot 1, located in a tract described as follows:

Being all of lot 3 and par of Lots 1 and 2 in Block A of Goff Addition, an addition to the City of Addison, Dallas County, Texas, according to the plat thereof according to the plat thereof as recorded in Volume 80005 at page 3044 of the Map Records of Dallas County, Texas, and being the 2.119 acre property conveyed to Addison Beltway Joint Venture One as recorded in Volume 84005 at page 6871 of the Deed Records of Dallas County, Texas save and except a tract of land conveyed to the Town of Addison by deed recorded in Volume 99056 at Page 6892 of the Deed Records of Dallas County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a 3/8" iron rod found in the South right-of-way line of Centurion Way (60 foot right of way), aid point being the Northwest corner of the aforesaid Lot 2, said point also being the Northeast corner of Lot 3 of Surveyor Addition Addison West Industrial Park, an addition to the City of Addison, Texas, according to the plat thereof as recorded in Volume 77173 at page 0135 of the map Records of Dallas County, Texas;

THENCE South 89°51'55" East along the North line of said Lot 2 and being common to the South right of way line of Centurion Way for a distance of 291.26 feet to an "x" found in concrete for the Northeast corner of said Lot 2 and being in the West right of way line of Midway Road (variable width right of way);

THENCE South 11°15'45" West along the East line of said Lot 3 and the West right of way line of Midway Road for a distance of 95.62 feet to an "x" found in concrete for corner, said point being the beginning of a curve to the left having a central angle of 0°57'19" and a radius of 1004.93 feet and a chord bearing South 10°47'06" West at a distance of 16.75 feet;

THENCE Southwesterly and continuing along said West right of way line of Midway Road for an arc distance of 16.75 feet to an "x" set in concrete for corner, said point being the North corner of a tract of land conveyed to the Town off Addison for roadway widening as recorded in Volume 99056 at Page 6892 of the Deed Records of Dallas County, Texas;

THENCE South 18°36'36" West along the West line of said tract conveyed to the Town of Addison and the West line of Midway Road for a distance of 61.09 feet to an "x" set in concrete for corner;

THENCE South 8°58'00" West and continuing along said tract conveyed to the Town of Addison and the West line of Midway Road for a distance of 39.99 feet to an "x" set in concrete for corner;

THENCE South 2°32'37" West and continuing along said tract conveyed to the Town of Addison and the West line of Midway Road for a distance of 73.23 feet to an "x" set in concrete for corner, said point being the beginning of a curve to the right having a central angle of 89°29'19" and a radius of 66.50 feet and a chord bearing South 45°13'34" West at 93.62 feet;

THENCE Southwesterly along said curve to the right and following the line of said Town of Addison tract for an arc distance of 103.86 feet to a 5/8" iron rod set in the North line of Belt Line Road (variable width right of way);

THENCE South 89°58'14" West along the North lie of said Town of Addison tract and the North line of Belt Line Road for a distance of 114.75 feet to a 5/8" iron rod set in concrete for corner;

THENCE South 88°48'57" West and continuing along the North line of said Town of Addison tract and the North line of Belt Line Road for a distance of 60.09 feet to an "x" set for corner in the West line of Goff Addition, said point being 1.28 feet North 0°08'05" West from the Southwest corner of the aforementioned Lot 2 of Goff Addition;

THENCE North 0°08'05" West along the West line of Goff Addition, same being the East line of the aforementioned Lot 3 of Surveyor Addition Addison West Industrial Park for a distance of 348.72 feet to the POINT OF BEGINNING AND CONTAINING 2.0337 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 10th day of May, 2011.**



Mayor-Joe Chow

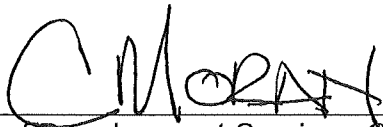
ATTEST:



City Secretary-Lea Dunn

CASE NO.: 1629-SUP/Dixie Gas Station

APPROVED AS TO FORM:



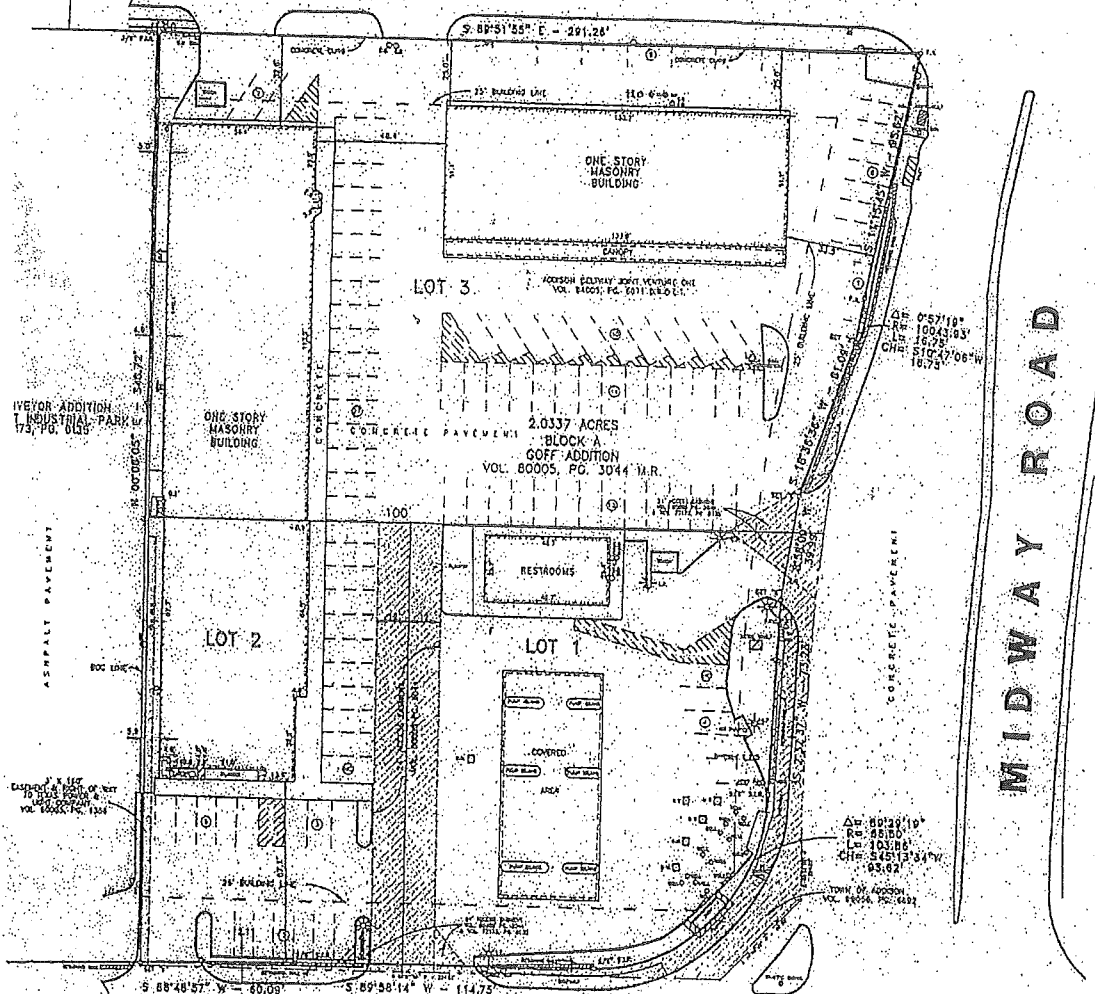
Director of Development Services-Carmen Moran

PUBLISHED ON:

7-30

Exhibit "A"

CENTURION WAY



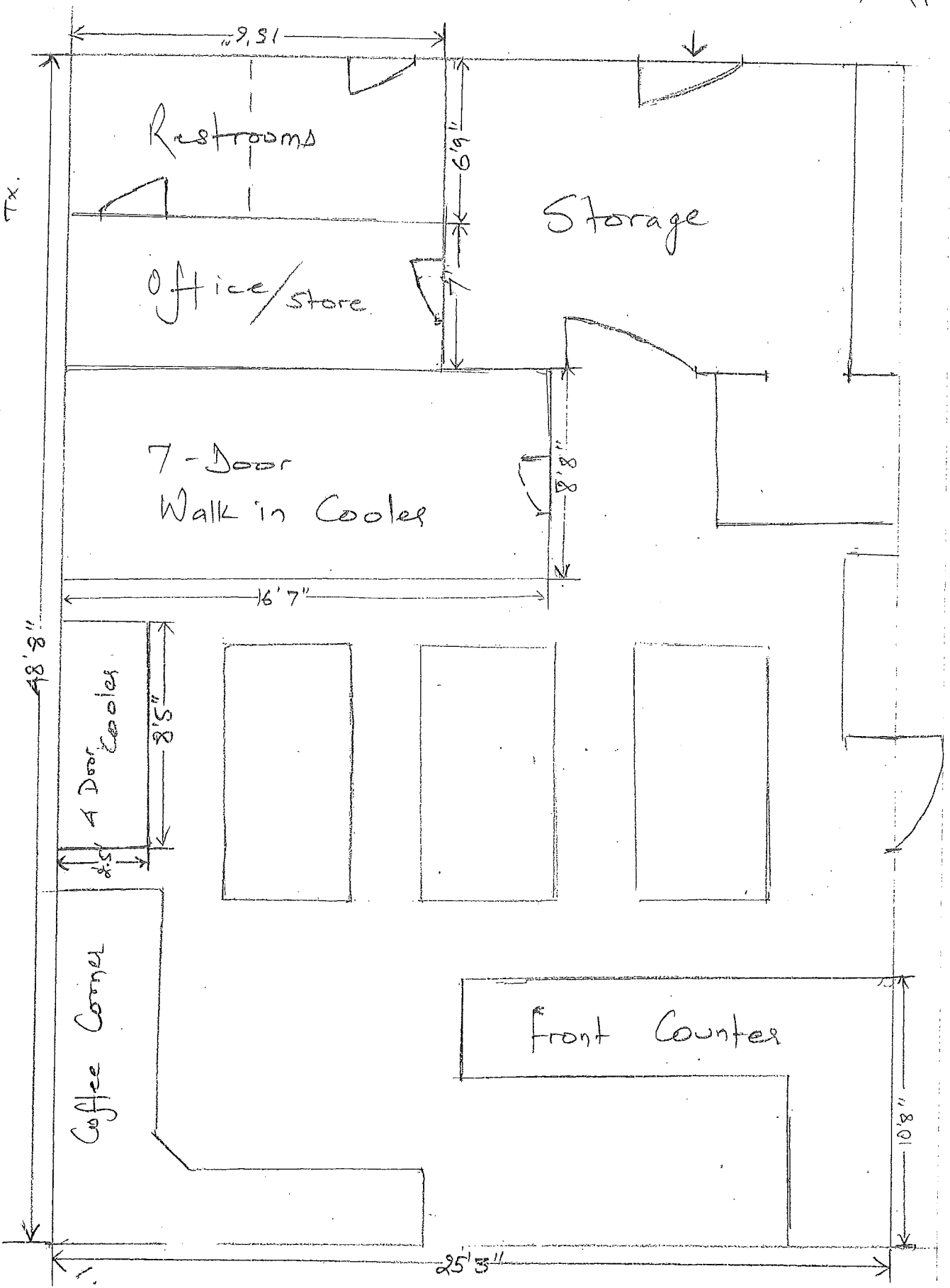
MIDWAY ROAD

BELT LINE ROAD

W. W. W. PLOCH

Dixie Gas Station
4191 Beltline Rd, Addison 75001, Tx.

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4191 Beltline Rd, Addison 75001
Tx.



FLOOR PLAN

