#### TOWN OF ADDISON, TEXAS

## ORDINANCE NO. 017-06

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, CREATING PLANNED DEVELOPMENT DISTRICT BASED ON URBAN CENTER DISTRICT REGULATIONS WITH MODIFIED DEVELOPMENT STANDARDS LOCATED AT 5015 SPECTRUM DRIVE; PROVIDING FOR APPROVAL OF A DEVELOPMENT PLAN FOR A MAXIMUM OF 349 MULTIFAMILY RESIDENTIAL UNITS AND APPROXIMATELY 5,500 SQUARE FEET OF FUTURE RETAIL SPACE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Addison, Texas (the "City") is a home rule municipality having full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution and its Home Rule Charter; and

WHEREAS, after due deliberations and consideration of the recommendation of the Planning and Zoning Commission, the information received at the public hearing, and other relevant information and materials, the City Council of the Town of Addison, Texas finds that this ordinance promotes the general welfare and safety of this community.

# NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS THAT:

<u>Section 1</u>. That the recitals and findings set forth above are hereby found to be true and correct and incorporated as if fully set forth herein.

<u>Section 2</u>. Planned Development District \_\_\_\_\_ is hereby established for the 4.97348 acres of property located at 5015 Spectrum Drive and more specifically described in <u>Exhibit A</u> attached hereto and incorporated herein (the "Property"), in accordance with all UC, Urban Center, district development regulations contained in the Town of Addison, Code of Ordinances, as amended, with the following special conditions:

- A. The multifamily units shall be constructed as follows:
  - 1. The entire multifamily building and parking garage shall be LEED certified;
  - 2. There will be no linoleum or Formica surfaces in the units;
  - 3. All units shall be equipped with energy efficient appliances:
  - 4. All countertops must be granite, stone or better material.

<u>Section 3</u>. The property shall be improved in accordance with the development plans attached hereto as <u>Exhibit B</u> and made hereof for all purposes.

Section 4. 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 5. The provisions of this Ordinance are severable, and should any section, subsection, paragraph, sentence, phrase or word of this Ordinance, or application thereof to any person. firm, corporation or other business entity or any circumstance, be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of the remaining or other parts or portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining parts or portions of this Ordinance despite such unconstitutionality, illegality, or invalidity, which remaining portions shall remain in full force and effect.

Section 6. 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.

Section 7. That this Ordinance shall become effective from and after its passage and approval and after publication as may be required by law or by the City Charter or ordinance.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 14th day of February, 2017.

Todd Meier, Mayor ATTEST: CASE NO: 1753-Z/AMLI Addison

APPROVED AS TO FORM:

PUBLISHED ON:

Case No. 1753-Z/AMLI Addison

#### EXHIBIT B

Being a tract or parcel of land out of the G. W. Fisher Survey, Abstract No. 482 and being known as park of Block 3 of Quorum North, an addition to the City of Addison, Texas according to the map thereof recorded in Volume 80005, Page 1768 of the Map Records of Dallas County, Texas and being more particularly described as follows:

Beginning at a point in the South line of Arapaho Road (variable R.OW.), said point being North 89 degrees 56 minutes 04 seconds East, 10.0 feet from the intersection of said line of Arapaho Road with the East line of Quorum Drive (70' R.O.W.), an iron rod for corner;

Thence North 89 degrees 56 minutes 04 seconds East along said line of Arapaho Road, a distance of 360.00 feet to the intersection of said line with the West line of Spectrum Drive (80' R.O.W.), an iron rob for corner;

Thence South 00 degrees 25 minutes 00 seconds East along said line of Spectrum Drive, a distance of 335.65 feet to the beginning of a curve to the left having a central angle of 28 degrees 47 minutes 50 second, a radius of 415.19 feet and a tangent length of 106.59 feet, an iron rod for corner;

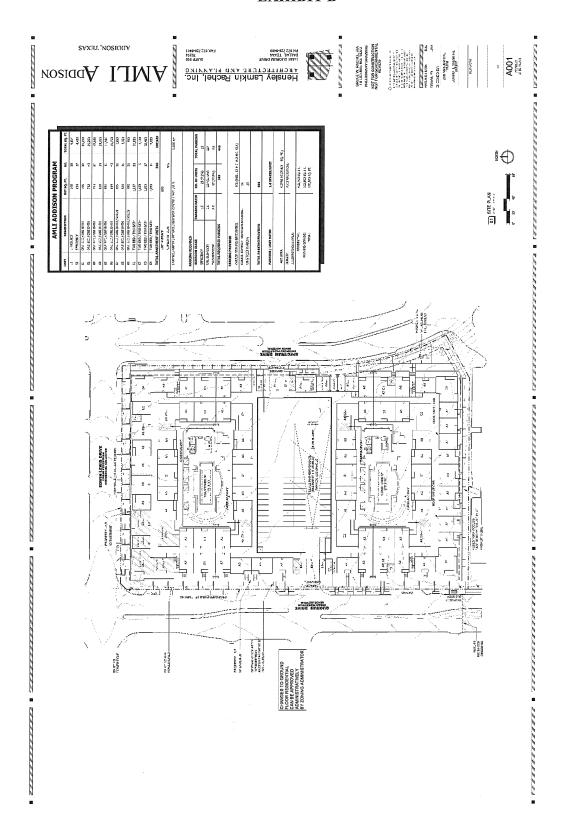
Thence along said line of Spectrum Drive and said Curve to the left, an arc length of 208.68 feet to an iron rod for corner;

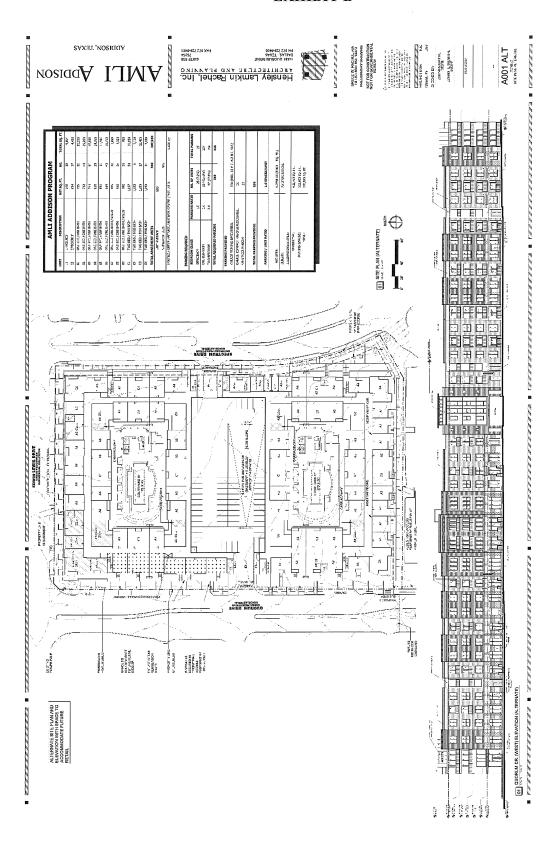
Thence South 60 degrees 47 minutes 10 seconds West, a distance of 81.42 feet to an iron rod for corner;

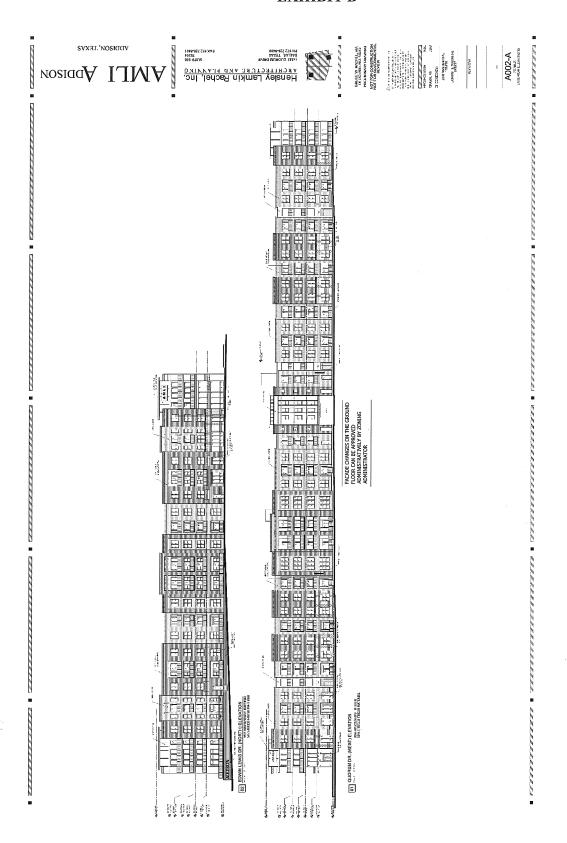
Thence South 89 degrees 56 minutes 00 seconds West, a distance of 350.00 feet to a point in the East line of Quorum Drive; an iron rod for corner;

Thence North 00 degrees 25 minutes 00 seconds West along said line of Quorum Drive, a distance of 565.00 feet to an iron rod for corner;

Thence North 44 degrees 46 minutes 00 seconds East, a distance of 14.10 feet to the Point of Beginning and containing 216,645 square feet or 4.97348 acres of land.







Ordinance No.

