#### TOWN OF ADDISON, TEXAS

# ORDINANCE NO. <u>018-006</u>

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, PROVIDING FOR APPROVAL OF A DEVELOPMENT PLAN FOR THE SIXTH CONDOMINIUM BUILDING OF THE MERIDIAN SQUARE DEVELOPMENT, IN A PLANNED DEVELOPMENT ZONING DISTRICT (009-024) LOCATED ON .34 ACRES ON THE SOUTHWEST CORNER OF AIRPORT PARKWAY AND SPECTRUM DRIVE; 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,** the area generally known as Meridian Square was zoned PD, Planned Development through Ordinance 009-024, with waivers to development standards and a concept plan governing the entire property; and

**WHERE AS,** the PD requires development plan approval prior to the issuance of a building permit; and

WHERE AS, 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:

<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.

Section 2. The development plans, attached hereto as **Exhibit A** and made hereof for all purposes, are hereby approved and the property shall be improved in accordance with the development plans, with the following waivers to design standards and subject to the following condition:

a) Waiver to the design standard for minimum lot width and depth.

OFFICE OF THE CITY SECRETARY ORDINANCE NO. <u>0/8-0</u>06

- b) Waiver to design standards in order to allow a minimum 8.7-foot setback against a Category D street (Spectrum Drive), as opposed to the 10-foot setback required by the UC district.
- c) Waiver of design standards in order to allow maximum building height of 61 feet and six inches without a setback above 50 feet as required by the UC district.
- d) Wavier to design standards in order to allow a minimum of 70 percent, instead of 90 percent, of the exterior cladding of all exterior walls fronting or visible from public streets (including above grade parking structures) be brick or stone construction.
- e) Waiver of design standards in order to allow one additional parking space resulting in a total of 49 parking spaces, exceeding the maximum of 48 parking spaces that would be allowed for 24 units with 44 bedrooms by the UC district.
- f) That before a Certificate of Occupancy is issued, the private landscape area around the building shall be reviewed for compliance with all Town of Addison ordinances and approved by the Town of Addison Staff.
- <u>Section 3</u>. 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. 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.
- <u>Section 5</u>. 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 6**. 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 13th day of February, 2018.

Joe Chow, Mayor

Office of the City Secretary Ordinance No. R/8 -006

Case No. 1764-Z/Meridian Square Building 6

Christie Wilson, Interim City Secretary

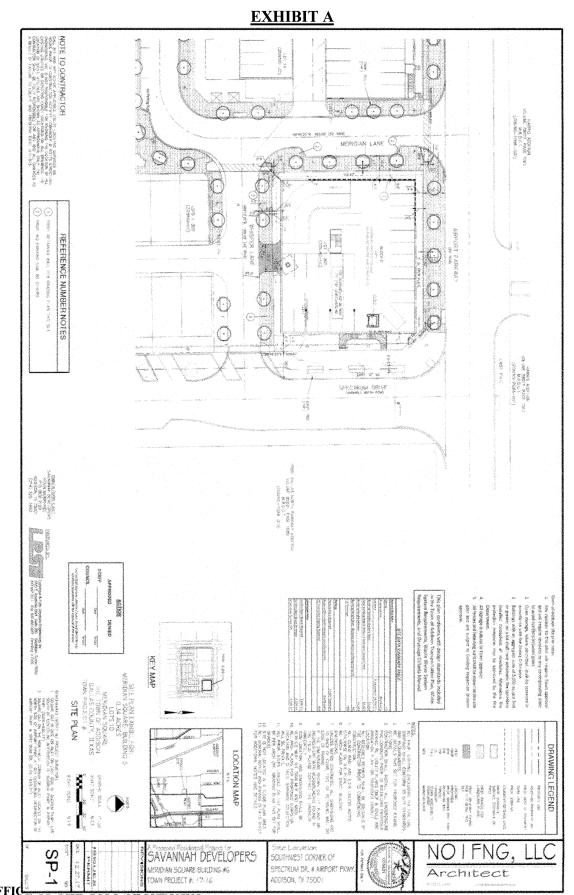
CASE NO: 1764-Z/Meridian Square Building 6

APPROVED AS TO FORM:

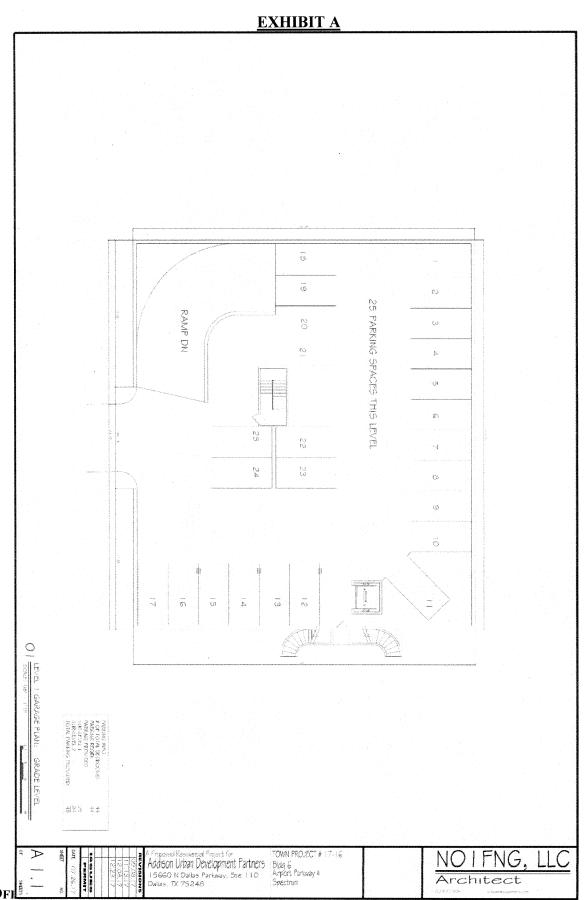
Median McDonald, City Attorney

PUBLISHED ON: 2-15-18

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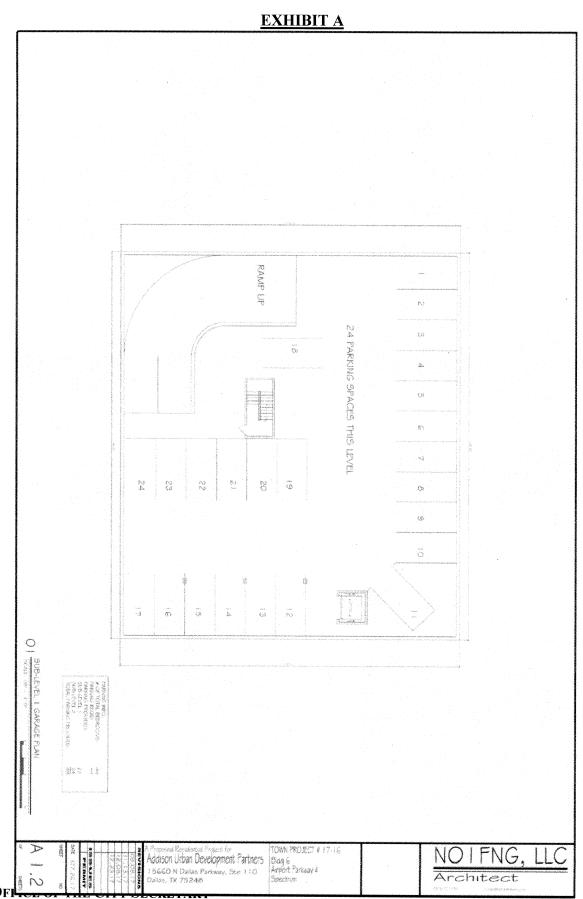


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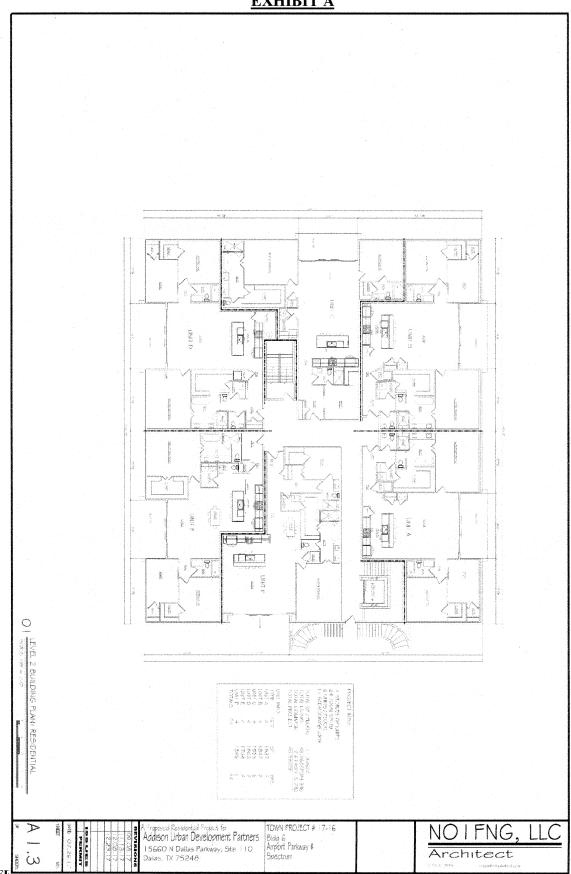
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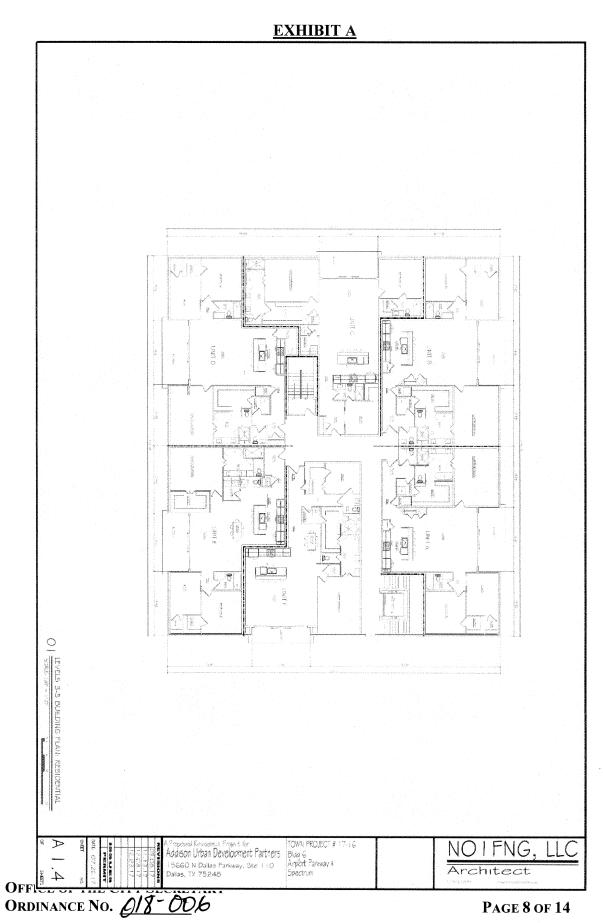


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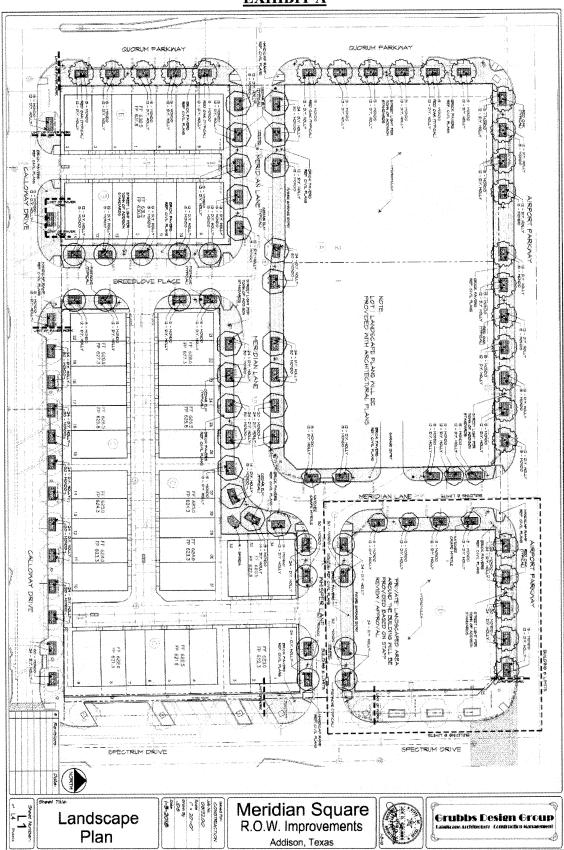
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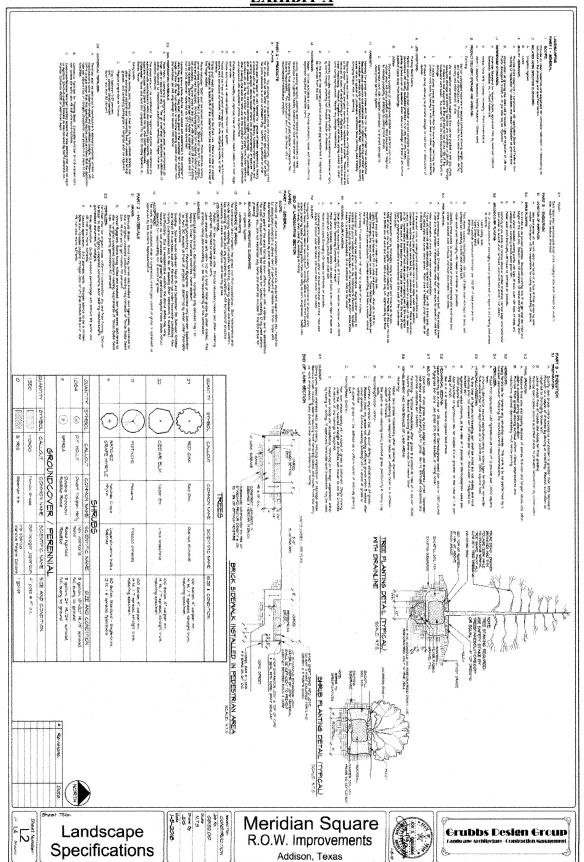
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OFF <u>Grubbs Design Group, P.L.L.C. - 403 South Tennessee Street - McKinney, Texas 75069 - Phone (972) 548-5020 - Fax (972) 548-5022 ORDINANCE No. 015 - 006</u>

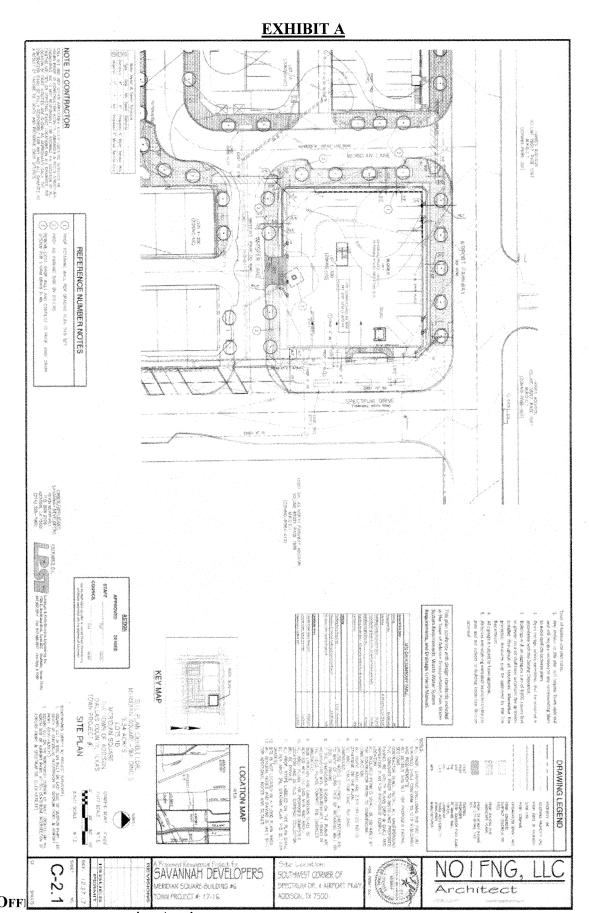
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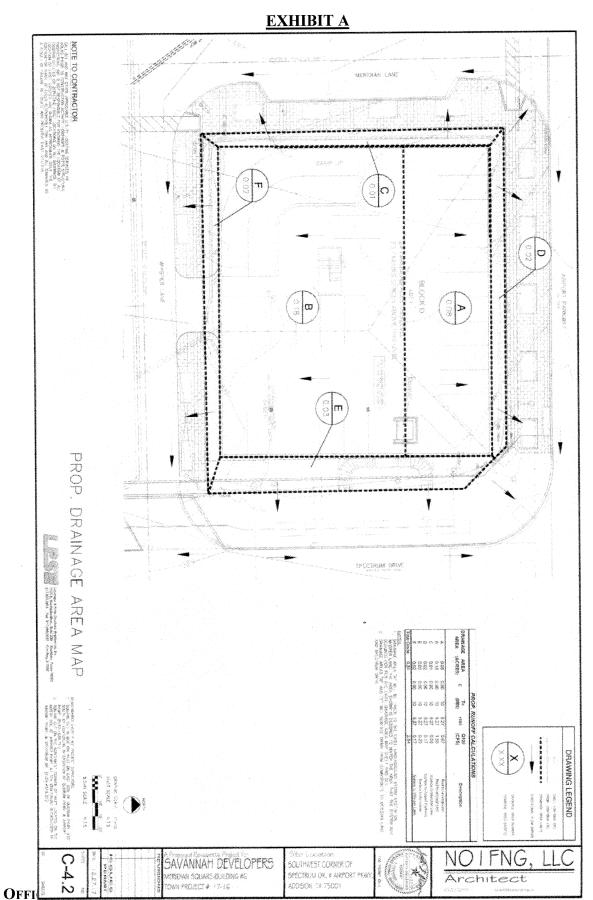
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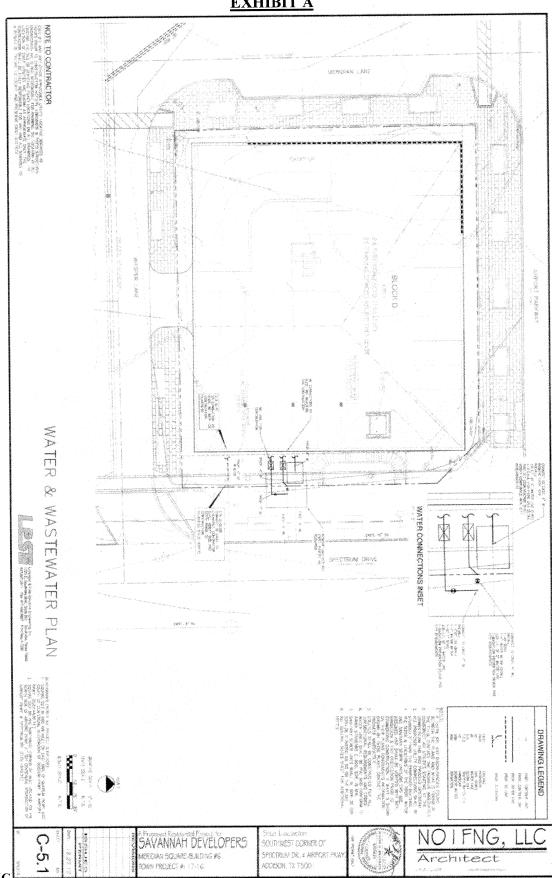
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