TOWN OF ADDISON, TEXAS

ORDINANCE NO. 018-013

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, CREATING PLANNED DEVELOPMENT DISTRICT <u>018-013</u> BASED ON URBAN CENTER (UC) DISTRICT REGULATIONS WITH MODIFIED DEVELOPMENT STANDARDS, ON 1.0193 ACRES OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF QUORUM DRIVE AND EDWIN LEWIS DRIVE, ON APPLICATION FROM ASPRING PROPERTY, LP, PROVIDING FOR APPROVAL OF A DEVELOPMENT PLAN FOR A 20,050 SQUAREFOOT OFFICE BUILDING; 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, at its regular meeting held on March 20, 2018, the Planning & Zoning Commission considered and made recommendations on a request for a Planned Development District (Case No.1773-Z); and

WHEREAS, this change of zoning is in accordance with the adopted Comprehensive Plan of the Town of Addison, as amended; 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>. 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 <u>O18-013</u> is hereby established for the 1.0193 acre of land located at the southwest corner of Quorum Drive and Edwin Lewis Drive, and more specifically described in <u>Exhibit A</u> attached hereto and incorporated herein (the "Property"), in accordance with all Urban Center (UC), district development regulations contained in the Town of Addison, Code of Ordinances, as amended, with the following special conditions:

A. The patio fronting Edwin Lewis Drive must allow for a straight, eight-foot-wide pedestrian path.

- B. The property shall be replatted to dedicate the areas adjacent to the property as either public rights-of-way or as easements allowing for the placement of public sidewalks, utilities and street lights.
- C. The property may be developed with modifications to the Urban Center (UC) design standards for façade materials, building height, building setback and parking requirements as shown on **Exhibit B** attached hereto and incorporated herein.

<u>Section 3</u>. The property shall be improved in accordance with the site plan, floor plan, landscape plans, and building elevations set forth in Exhibit B.

<u>Section 4.</u> 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.

<u>Section 5</u>. 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 6</u>. 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.

<u>Section 7</u>. 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 10th day of April, 2018.

Christie Wilson, Interim City Secretary

CASE NO: 1773-Z/Western International Offices

APPROVED AS TO FORM:
Brenda N. McDonald, City Attorney
PUBLISHED ON:
April 12, 2018

EXHIBIT A

WHEREAS ASPRING PROPERTY, L.P., is the sole owner of a tract of land situated in the G. W. Fisher Survey, Abstract No. 482, Town of Addison, Dallas County, Texas, and being Lot 2, Quorum Centre - East No. 2 Addition, an addition to the Town of Addison according to the plat recorded in Volume 2001188, Page 145, Deed Records, Dallas County, Texas, and being part of that certain tract of land conveyed to Aspring Property, L.P. by deed recorded in Volume 2001127, Page 8936, Deed Records, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8" iron rod with yellow plastic cap stamped "PATE ENGINEERS" found for the northwest corner of said Lot 2 on the south right-of-way line of Edwin Lewis Drive (a 60' right-of-way):

THENCE South 89° 35' 00" East, along the south right-of-way line of said Edwin Lewis Drive and the north line of said Lot 2, a distance of 151.97 feet to a copper disc found for corner at the intersection of the south right-of-way line of said Edwin Lewis Drive and the cut-off line between the south right-of-way line of said Edwin Lewis Drive and the west right-of-way line of Quorum Drive (a variable width right-of-way);

THENCE South 44° 56' 47" East, along said cut-off line, a distance of 14.22 feet to a chiseled "X" in concrete found for corner on the west right-of-way line of said Quorum Drive and the east line of said Lot 2;

THENCE along the west right-of-way line of said Quorum Drive and the east line of said Lot 2, the following courses and distances:

South 00° 15' 05" East, a distance of 43.44 feet to a chiseled "X" in concrete found;

South 03° 04' 11" West, a distance of 75.00 feet to a chiseled "X" in concrete found at the beginning of a tangent curve to the right;

In a southwesterly direction along said tangent curve to the right whose chord bears South 07° 49' 37" West, a distance of 39.48 feet, having a radius of 238.00, a central angle of 09° 30' 53" and an arc length of 39.52 feet to a chiseled "X" in concrete found for corner at the beginning of a reverse curve to the left;

In a southwesterly direction along said reverse curve to the left whose chord bears South 06° 10′ 00″ West, a distance of 53.21 feet, having a radius of 238.00 feet, a central angle of 12° 50′ 07″ and an arc length of 53.32 feet to a 5/8″ iron rod with yellow plastic cap stamped "PATE ENGINEERS" found for corner at the end of said reverse curve to the left;

South 00° 15' 05" East, a distance of 67.56 feet to a chiseled "X" in concrete found for the southeast corner of said Lot 2 and an east corner of Lot 1 of said Quorum Centre - East No. 2 Addition;

EXHIBIT A

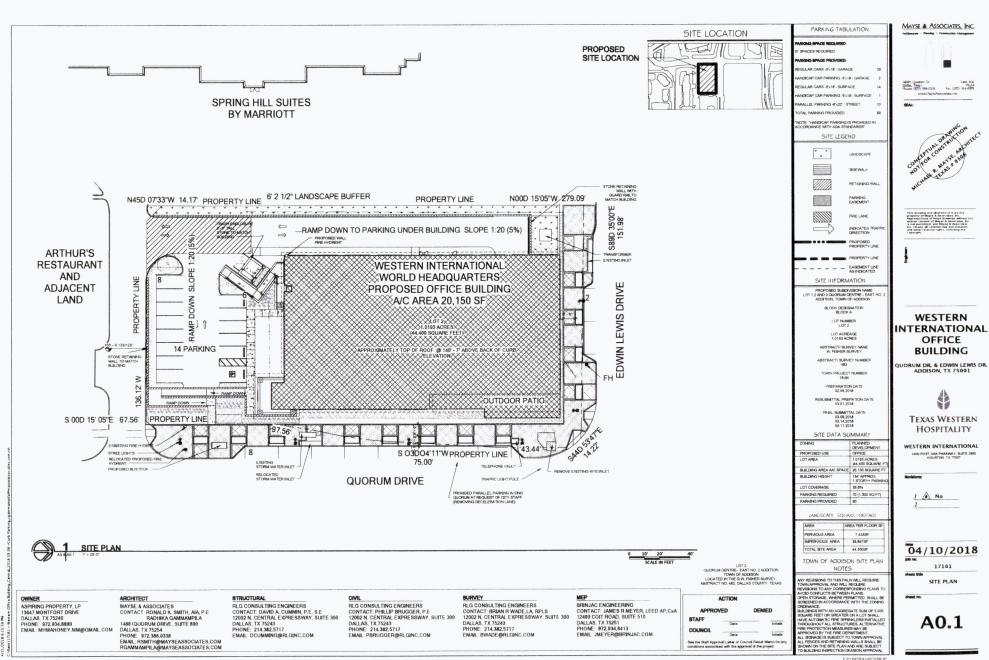
THENCE departing the west right-of-way line of said Quorum Drive and along the common lines between said Lot 1 and said Lot 2 the following courses and distances:

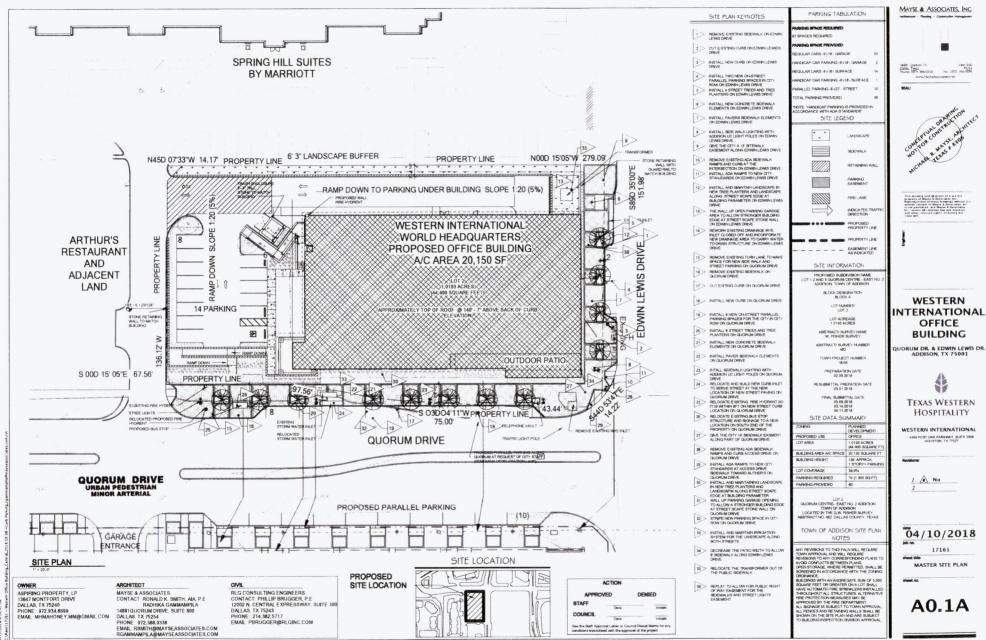
North 90° 00' 00" West, a distance of 136.12 feet to a 5/8" iron rod with yellow plastic cap stamped "PATE ENGINEERS" found for corner;

North 45° 07' 33" West, a distance of 14.17 feet to a 5/8" iron rod with yellow plastic cap stamped "PATE ENGINEERS" found for corner;

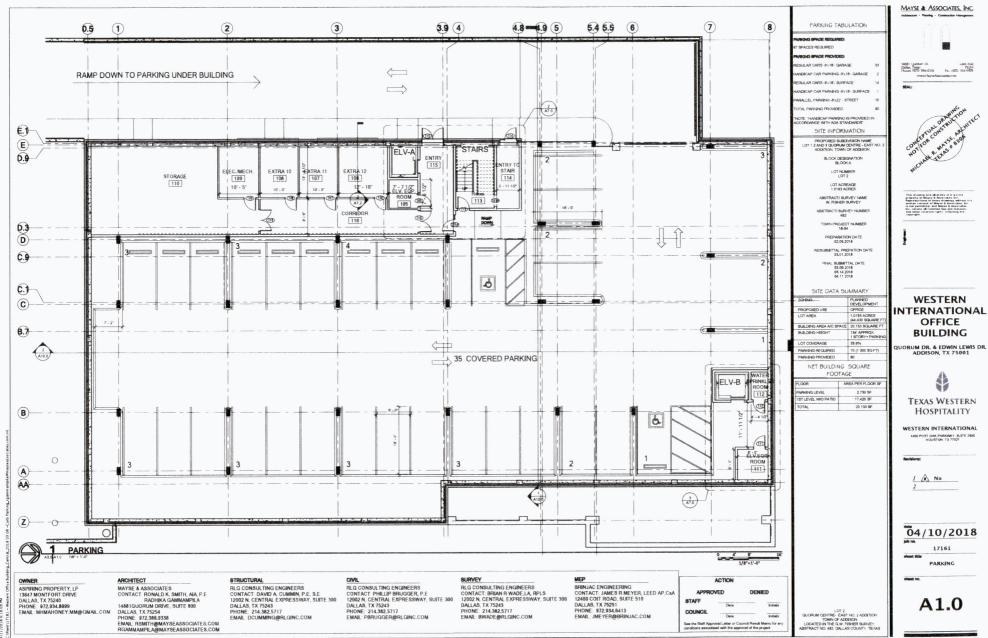
North 00° 15' 05" West, passing at a distance of 261.45 feet a 5/8" iron rod with yellow plastic cap stamped "PATE ENGINEERS" found at the northeast corner of said Lot 1, continuing along the west line of said Lot 2 and the south right-of-way line of said Edwin Lewis Drive a total distance of 279.07 feet to the POINT OF BEGINNING and containing 44,398 square feet or 4.019 acres, more or less.

EXHIBIT B

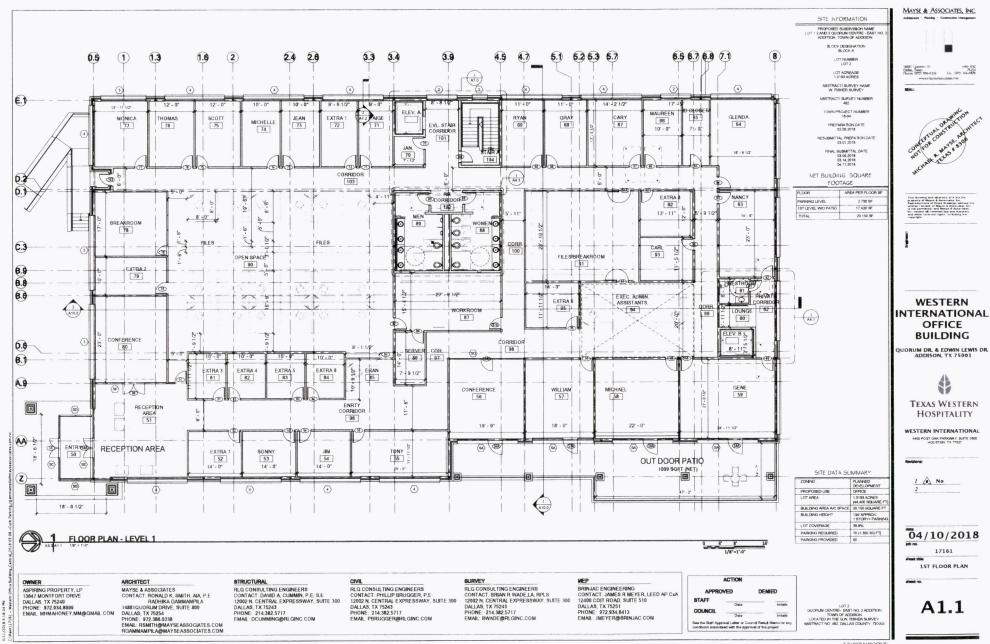


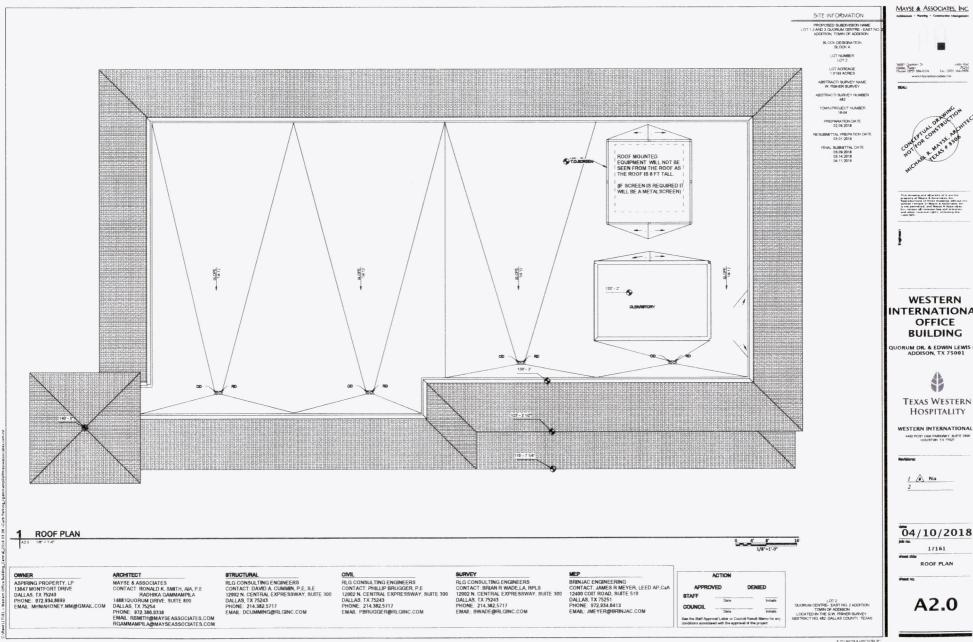


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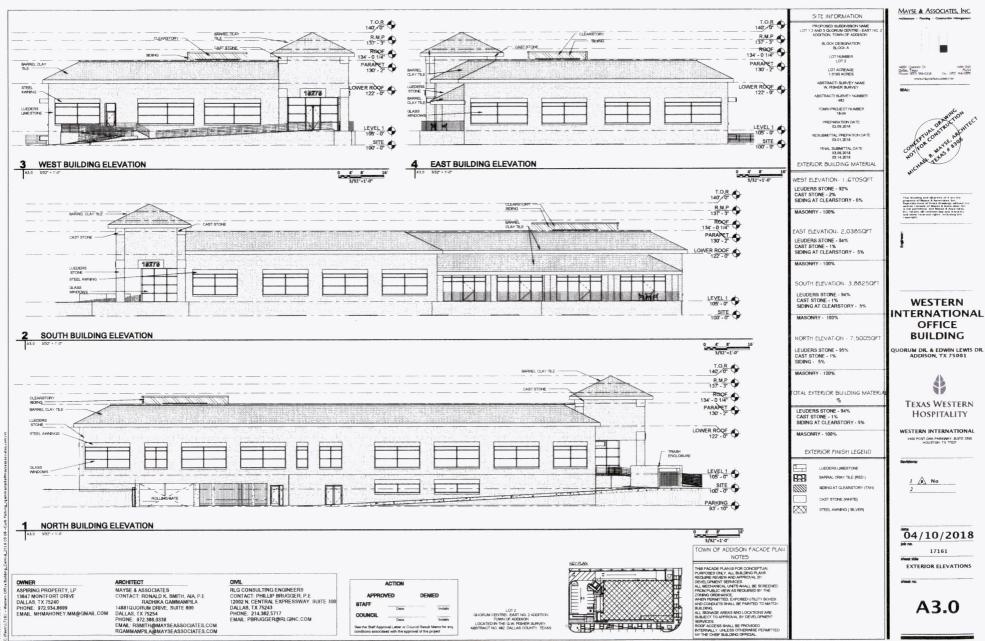
QUORUM DR. & EDWIN LEWIS DR ADDISON, TX 75001



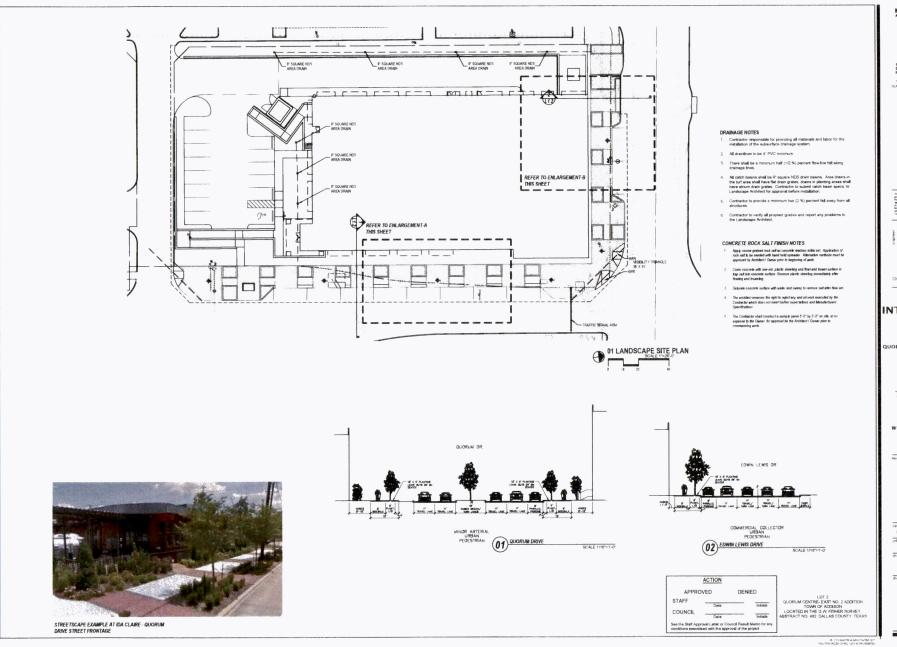
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LANDSCAPE ARCHITECT STUDIO GREEN SPOT, INC. CHRIS TRONZANO (489) 389-4448 CHRIS@STUDIOGREENSPOT.COM

WESTERN INTERNATIONAL OFFICE BUILDING

QUORUM DR. & EDWIN LEWIS DR. ADDISON, TX 75001



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WESTERN INTERNATIONAL 4400 POST OAK PARKWAY, SUITE 2800 HOUSTON, TX 7702?

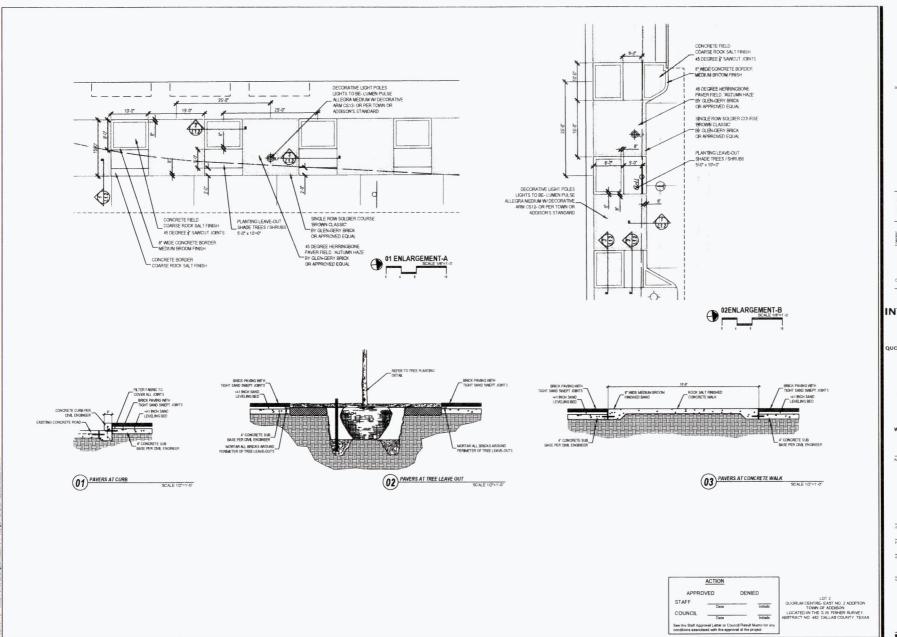
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HARDSCAPE PLAN

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MAYSE & ASSOCIATES, INC.
Architecture · Planning · Interior Design



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WESTERN INTERNATIONAL OFFICE BUILDING

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HOSPITALITY

WESTERN INTERNATIONAL 4400 POST OAK PARKWAY, SUITE 2800 HOUSTON, TX 77027

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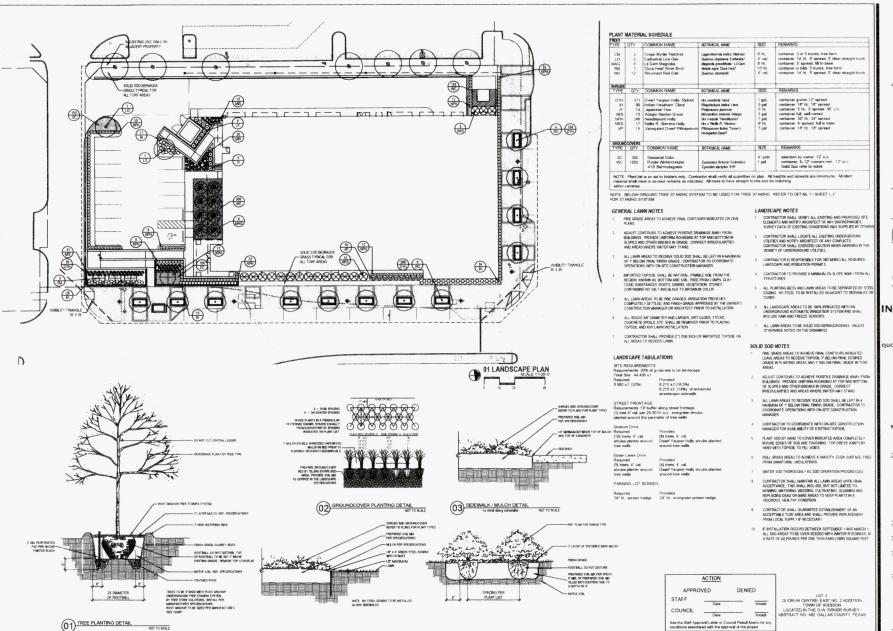
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HARDSCAPE PLAN

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LANDSCAPE

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PART 1 - GENERAL

1.1 REFERENCED DOCUMENTS

Refer to bidding requirements, special provisions, and schedules for additional requirements

12 DESCRIPTION OF WORK

Work included: Furnish all supervision, labor, materials, services, equipment and appliances required to complete the work covered in conjunction with the landscaping covered in these specifications and tandscaping plans, including:

- - Planking (trees, shrubs, and grass)
 Bed preparation and firstitions
 Netification of sources
 Water and Maintenance until final screptance
 Guarantee

- A. American Standard for Numery Stock published by American Association of Nurserymen 27 October 1980. Edition: by American National Standards Institute. Inc. (280.1) plant
- American Joint Committee on Horticultural Nomenciature, 1942 Edition of Standardized Plant Names

- A. The Contractor shall, within ten (10) days following acceptance of bid, notify the Architect/Owner of the sources of plant materials and bed preparation required for the
- Samples. Provide representative quantities of sendy loam soil, mutch, bed mix material, gravel, and crushed stone. Samples shall be approved by Architect before use on protect.
- Product Data: Submit complete product data and specifications on all other specified
- File Certificates of inspection of plant material by state, county, and federal authorities with Architect, if required.

- General Contractor to conglete the boliveing punch list. Prior to Landscape Contractor installing any portion of andscape resistation, General Contractor that Issue planting because the contractor part Issue planting because the contractor part of satewards, where and could as indemn on the grade of sitswesting. After and could as indemn on the grade of sitswesting, and could be contracted or some contractor of sitswesting, driver, and could all contraction celeris shall be removed prior to Landscape Contractor togicing any work.

1.6 MAINTENANCE AND GUARANTEE

- The Lundecage Confractor will be held responsible for the manemembra of all worn from the first of garding will fill fall acceptance by the Other. In Steak, wrocks, and the confractor of the

- Quantities

 1 Trace scale to payartese for a basine (12) model passed after acceptance. Shrapped and goundative mail to guaratese for lawler (12) models, the Corrector lead and goundative mail to guaratese for lawler (12) models. The Corrector lead septime of all and standing has some an event premise and que models of the september of the correct lead of the corr

- 2. The Cores operated by the gasteries is to shrelder, but the size due to the second assets, and the second assets as seen gasteries and the second assets as seen gasteries and find upply where parts also after acceptance because of the size of second assets, as seen as seen as the second asset of the second assets as seen as se
- Repairs. Any necessary repairs under the Custrantee must be made within lan (10) days after receiving notice, respins permitting, and in the week the Landerings Contributor does not make repair accountingly the flower, without Lister recibes to Contributor, may provide materials and men to make such receivs all the expense of the Landescape Contributor.

1.7 QUALITY ASSURANCE

- General: Comply with applicable Federal, State, County and Local regulations governing landscape materials and work
- Salartino of Disni Material
- Make contact with suppliers immediately upon obtaining notice of contract acceptance to select and book materials. Develop a program of maintenance (pruning and fertilization) which will insure the purchased materials will meet and/or exceed project
- Institution which will insure the purchased materials will meet and/or exceed poyed-specifications.

 L. sundaceps Anothers will provide a say identifying each their location on site. Written sometimes are considered to concurrent material selection, assure and different schedules between the concurrent material selection, assure and different schedules between the concurrent materials selection, assure and different 3. Owner and/or Anothers of wall impect all plate materials when resourcible at place of grown for compliance with respect and plate materials when resourcible at place of grown for compliance with respect materials.
- Ower and/or Actives or we present for constitute on the requirements for general, species, summarized present for constitute or trains the right to further required at paint material upon makes at the sale and during materials for the sale and confliction for oldest, from a second or the sale of during materials for sale and confliction for oldest, from the sale of the 5 Ower sale of the Ower sale proposed or off. Remove special or desirable from the sale namedately Plants demanded in stands or all place due to required.

PRODUCT DELIVERY, STORAGE AND HANDLING

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PART 2 - PRODUCTS

2.1 PLANTS

- General: Well-formed No. 1 grade or better nursery grown stock. Listed plant heights from tops of root balls to nominal tops of plants. Plant spread refers to nominal outer width of the plant, not to the outer lest tips. Plants will be individually approved by the Architect and his decisions as to their soccedability what be find.

- Trees shall be healthy, file-branched, well-shaped and shall meet the brush diameter and height requirements of the plant subheade. Blast shall be film, meet, stightly speeds, and well regisped in building. Any tire to been in the best of with broken last film of planting will be reported. Balls shall be bun (10°) inched in diameter for each one (1°) hind of brush diameter. Measures (6°) brushed shows register by supplied to the planting of the shall homenostature conforms to the outstreamy nurseary usage. by classification, the telem "must-brush" defense paper heaving been () or more trunted or nearly equal diameter.

MAYSE & ASSOCIATES, INC.





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HOSPITALITY

WESTERN INTERNATIONAL 4400 POST DAK PARKWAY, SUITE 2800 HOUSTON, TX 77027

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SPECIFICATIONS

A Sandy Loam

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They would provide a following the subcode of the properties of the provide of the provid

- 8 Organic Material: Compost with a mixture of 80% vegetative matter and 20% animal waste. Ingredients should be a mix of course and tine testured material.

- Mulch: Double Shredded Hardwood Mulch; partially decomposed, dark brown. Living Earth Technologies or approved equal
- Organic Fertilizer: Fertilaid, Sustane, or Green Sense or equal as recommended for required applications. Fertilizer shall be delivered to the site in original unopened containers, each bearing the manufacturer's guaranteed statement of analysis.
- 8 Peat. Commercial sphagnum past mass or partially decomposed shredded pine bark or other approved organic material.

2.3 MISCELLANEOUS MATERIALS

A. Steel Edging: Shell be Ryerson "Estate Curbing", 1/8" x 4" with stakes 4" on center.

- 8 Staking Material for Shade Trees
- Post: Studded T-Post, #1 Armoo with anchor plate; 6"-0" length; paint green
 Wire 12 gauge, single strand; galvarized wire
 Rubbar hose 2 ply; floer neinforced hose, maintum % inch inside diameter. Color: Black.
- C Grave: Washed native pas prave: graded 1 in to 1-1/2 in
- Fitter Fabric: Mirali 140N by Celanese Fibers Marketing Company, available at Loffland Co. (214) 631-5250 or approved equal

3.1 BED PREPARATION & FERTILIZATION

Landscape Contractor to inspect all existing conditions and report any deficiencies to the Owner

- All planting special solid list conformations in reviews.

 Preventing selection by control growing coulding great and versicle as increasing. The college gas is a significant of all priviles give to planting countered and fellidate concepts and will all selections and the college gas in the growing countered and the college gas in the growing countered and the college gas in the growing countered gas in the growing countered gas in the growing countered gas in the college gas in the growing countered gas in the growing countered gas in the growing countered gas in the gas in the growing countered gas in the growing co

- Areas to be Gold Sod Bermudagease. Blocks of sod should be laid part to junt. (staggered prints) after fartilizing the ground first. Red greas areas to exhieve a smooth, even existinct. The joints believe the blocks of sod solution Billed with topsed winters they are evidently appead open, then watered throughly. Areas to be rejectional. Common Bermudagease: Hydroxide with bermudageased as a reas of the CJ pounds oper on thousand (1)000) equare field. Use a 4 x 6" belief to band signation the bed or reas.

- Maintenance of plant materials shall begin immediately after each plant is delivered to the site and shall continue until all construction has been satisfactorily accomplished.
- Plant materials shall be delivered to the site only after the bests are prepared and area ready for planting. All siting manual of musery materials shall be shroughly protected from the dyingle which simply present. All plants which cannot be planted of once shift obtaining the delivery of the shift of the shift
- Position the trees and shrubs in their intended location as per plan
- Notify the Landscape Architect for inspection and approval of all positioning of plant materials.

- Dig a wide, rough sided hole exactly the same depth as the height of the ball, especially a the surface of the ground. The sides of the hole should be rough and jagged, never slick or glazed.
- Becufil only with 5 sums existing sol or sandy loam and 1 part teel preparation. When the losi is due in sold not, topical from the same area should not be used. Carefully satisfy by watering to prevent air position. Remove the furthir from the log 1/3 of the ball said with a said with a simple from the log 1/3 of the ball said with the said of the the
- J Do not wrap trees
- K Do not over prune
 - Much the top of the bail. Do not plant grees all the way to the trunk of the tree. Leave the area above the top of the bail and much with at least two (27) inches of specified much.
- Obstaction below ground. In the event that nock, or underground construction work or obstactions are encouraged in any past pt accessions with to be done under this section, alternate accident may be sected by the Owen. When conduct cannot not changed, the obstactions such be removed as a depth of not less time threat CT here. I have been constructed to the conduction of the conduction o

- 1 Oxed wood or subsets and broken beigh brusine brenches shed be removed. General signing of the beauthord on all permitted Durind call terminal beauthord because of the beauthord bea

3.3 CLEANUP AND ACCEPTANCE

A Clearup: Outing the work, the premose shall be legit neet and orderly at all times. Storage areas for all meterials shall be so organized that they, too, are neet and orderly. At tests and detris shall be removed from the sise as work progressor. Kneep paved areas clean by sweeping or howing at end of each days work.

