

ORDINANCE NO. O23-50

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING SPECIAL USE PERMIT (SUP), ORDINANCE NO. O13-051, FOR THE PROPERTY LOCATED AT 4875 BELT LINE ROAD, TO AMEND THE DEVELOPMENT PLAN FOR AN EXISTING HOTEL; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING A SAVINGS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, at its regular meeting held on October 17, 2023, the Planning & Zoning Commission considered and made recommendations on a request for a Special Use Permit amendment (Case No.1892-SUP) to amend the development plan for an existing hotel at the property located at 4875 Belt Line Road (the “Subject Property”); and

WHEREAS, the Subject Property is presently zoned Commercial-2 (C-2), with Special Use Permit (SUP) by Ordinance No. O13-051; and

WHEREAS, this change of zoning is in conformance 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 a public hearing, and other relevant information and materials, the City Council of the Town of Addison, Texas finds that this amendment promotes 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. 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. A Special Use Permit amendment to adopt a new development plan for an existing hotel for the Subject Property, is hereby granted subject to the following conditions:

- (a) The subject property shall be improved in accordance with the site plan, landscape plan, and elevations, which are attached hereto as **Exhibit A**, and made a part hereof for all purposes.

SECTION 3. 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, Section 1-7 of the Code of Ordinances for the Town of Addison, including the right to seek injunctive relief for any and all violations of this ordinance where the law in such cases so provides.

SECTION 4. Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this ordinance or of the Zoning Ordinance for the Town of Addison, as amended hereby, be adjudged or held, in whole or in part, to be invalid, voided or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 5. 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. 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.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas, on this the **14TH** day of **NOVEMBER 2023**.

TOWN OF ADDISON, TEXAS



Bruce Arfsten

Bruce Arfsten, Mayor

ATTEST:

APPROVED AS TO FORM:

Irma G. Parker

Irma G. Parker, City Secretary

DocuSigned by:
Whitt Wyatt

Whitt Wyatt, City Attorney

Published in the Dallas Morning News on Saturday, November 18, 2023

EXHIBIT A

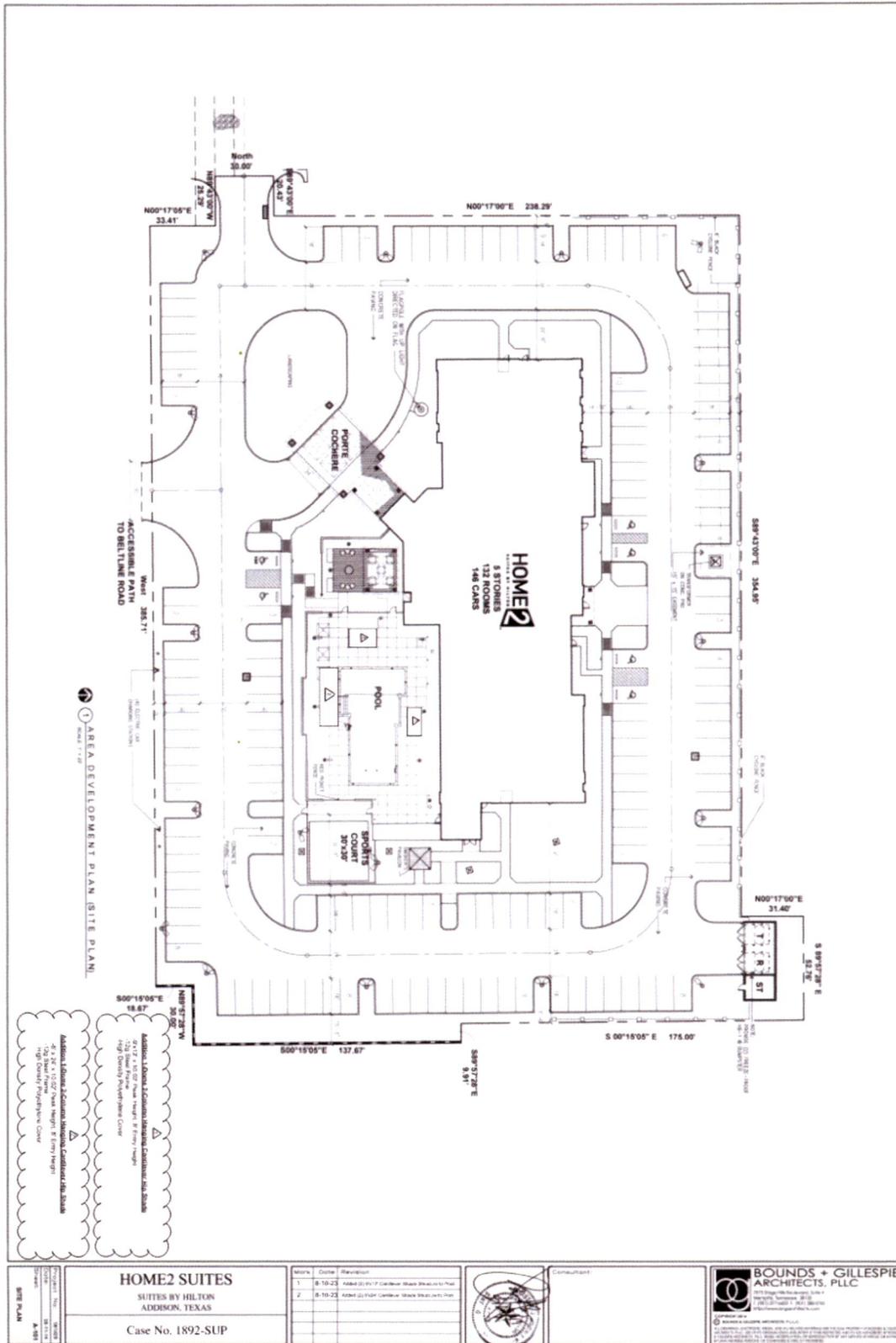
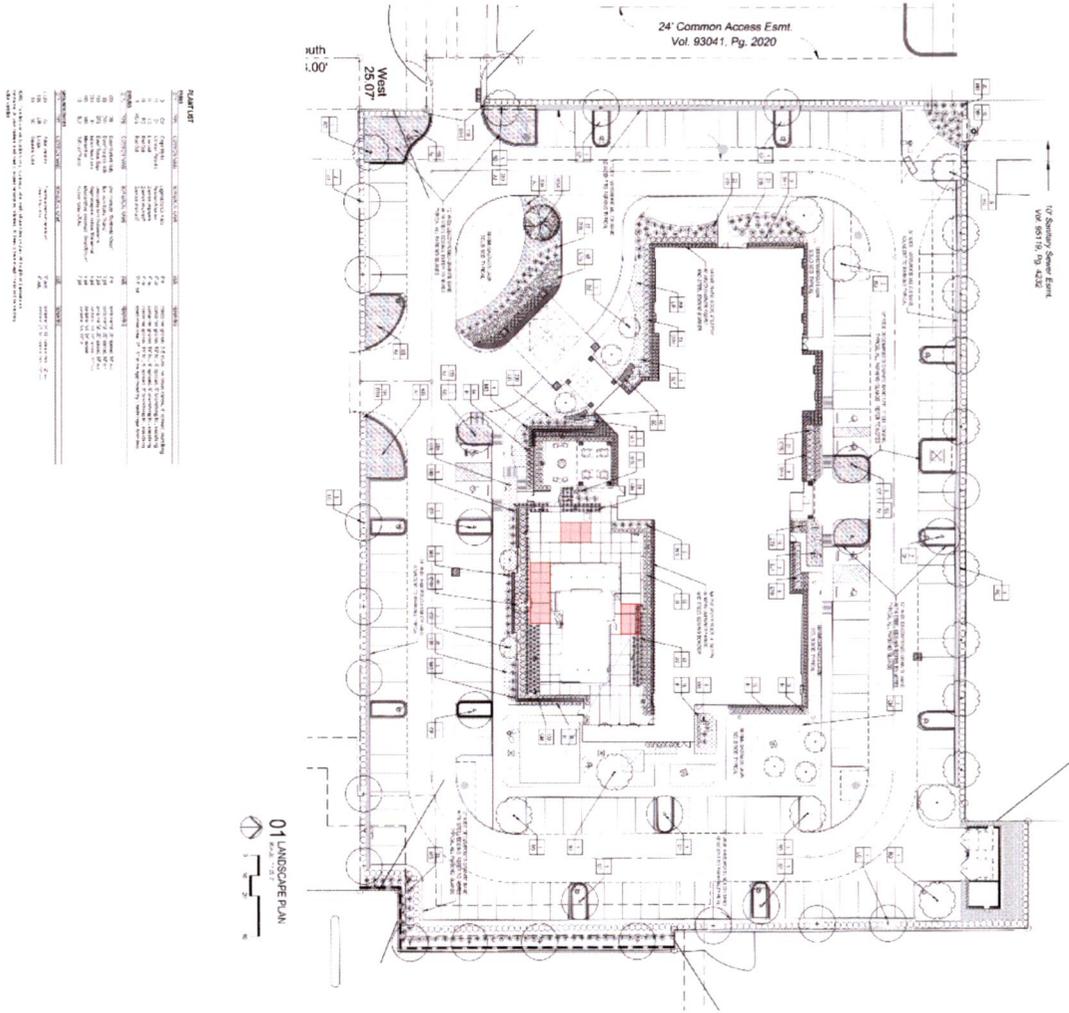


EXHIBIT A



PLANT LIST

NO.	SYMBOL	PLANT NAME	QUANTITY	NOTES
1	(Symbol)	PLANT NAME	1	PLANT NAME
2	(Symbol)	PLANT NAME	1	PLANT NAME
3	(Symbol)	PLANT NAME	1	PLANT NAME
4	(Symbol)	PLANT NAME	1	PLANT NAME
5	(Symbol)	PLANT NAME	1	PLANT NAME
6	(Symbol)	PLANT NAME	1	PLANT NAME
7	(Symbol)	PLANT NAME	1	PLANT NAME
8	(Symbol)	PLANT NAME	1	PLANT NAME
9	(Symbol)	PLANT NAME	1	PLANT NAME
10	(Symbol)	PLANT NAME	1	PLANT NAME
11	(Symbol)	PLANT NAME	1	PLANT NAME
12	(Symbol)	PLANT NAME	1	PLANT NAME
13	(Symbol)	PLANT NAME	1	PLANT NAME
14	(Symbol)	PLANT NAME	1	PLANT NAME
15	(Symbol)	PLANT NAME	1	PLANT NAME
16	(Symbol)	PLANT NAME	1	PLANT NAME
17	(Symbol)	PLANT NAME	1	PLANT NAME
18	(Symbol)	PLANT NAME	1	PLANT NAME
19	(Symbol)	PLANT NAME	1	PLANT NAME
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21	(Symbol)	PLANT NAME	1	PLANT NAME
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24	(Symbol)	PLANT NAME	1	PLANT NAME
25	(Symbol)	PLANT NAME	1	PLANT NAME
26	(Symbol)	PLANT NAME	1	PLANT NAME
27	(Symbol)	PLANT NAME	1	PLANT NAME
28	(Symbol)	PLANT NAME	1	PLANT NAME
29	(Symbol)	PLANT NAME	1	PLANT NAME
30	(Symbol)	PLANT NAME	1	PLANT NAME

01 LANDSCAPE PLAN
Scale: 1/8" = 1'-0"

GENERAL NOTES

1. ALL PLANTING SHALL BE DONE IN ACCORDANCE WITH THE CITY OF ADDISON LANDSCAPE PLAN.
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PLANTING NOTES

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IRRIGATION NOTES

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CONSTRUCTION NOTES

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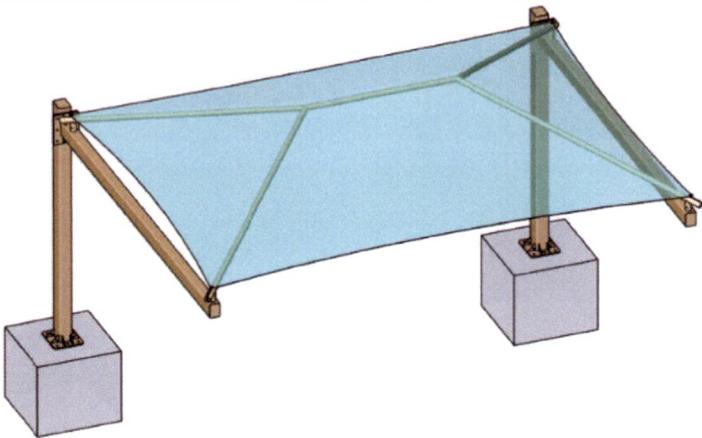


SIMT
SOUTHWEST IRRIGATION MANAGEMENT TECHNOLOGY

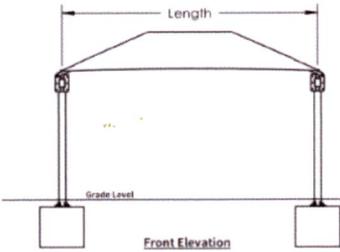
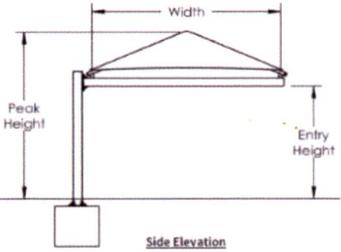
<p>HOME2 SUITES NORTH AMERICAN PROTOTYPE</p>	<p>LABUNSKI ASSOCIATES ARCHITECTS & PLANNERS</p>	<p>CITY OF ADDISON LANDSCAPE PLAN</p>
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EXHIBIT A

Hanging Cantilever Hip Shade			
Length	12'	Width	9'
Peak Height	9.82'	Elbow	Glide
Column Size	5"x5"x3/16"	Rafter Size	Ø2.5" 12-Ga
Column Length	9.5'	Rafter Length	6.4'
Dome Qty.	1	Column Qty.	2
		Entry Height	8'
		Column Mount	Base Plate
		Ridge Size	Ø2.5" 12-Ga
		Ridge Length	3.66'
		Beam Size	4"x4"x1/8"

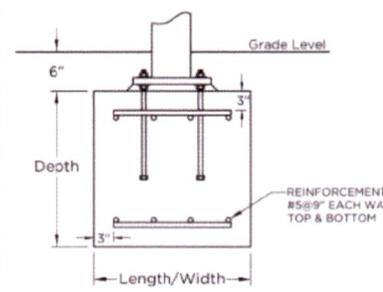
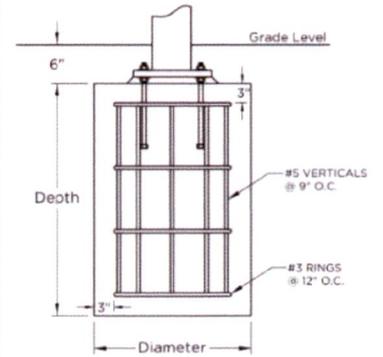


Square Footing		
Column Length & Width	Depth	
Single Cap	2, 12	3
Double Cap	N/A	3

Auger Footing		
Diameter	Single Cap Depth	Double Cap Depth
1'-6"		
2'-0"	3.44	N/A
2'-6"	Out of range	N/A
3'-0"	Out of range	N/A

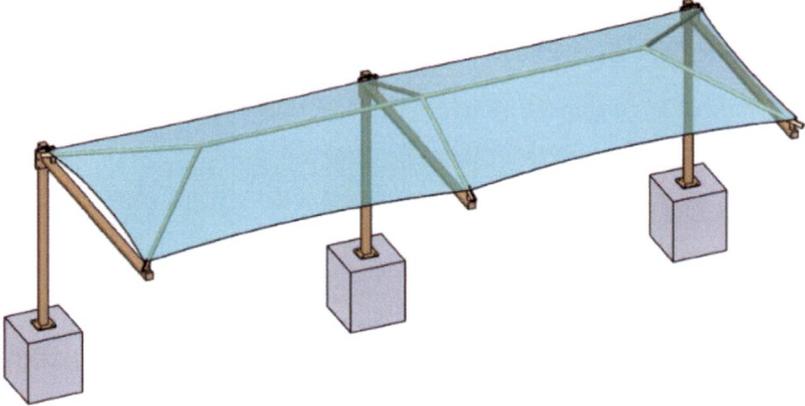
Auger Footing		
Diameter	Single Cap Depth	Double Cap Depth
1'-6"		
2'-0"	3.44	N/A
2'-6"	Out of range	N/A
3'-0"	Out of range	N/A

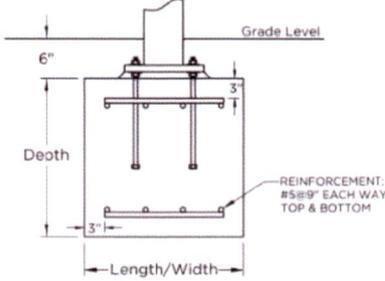
SuperiorShade	QUOTE	SHADE SIZE	SHADE STYLE	<p><i>These drawings are for reference only and should not be used as construction details. They show the general character and rough dimensions of the structural features. Exact spans, fasteners, materials, and foundations can be determined by a licensed professional engineer upon request. Estimated footing size above is based on 1,500 PSF soil bearing pressure.</i></p>
		12' X 9'	Hanging Cantilever Hip Shade	

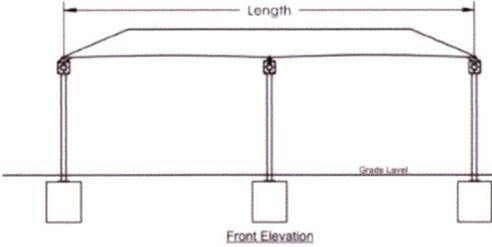
EXHIBIT A

1-Dome 3-Column Hanging Cantilever Hip Shade					
Length	24'	Width	8'	Entry Height	8'
Peak Height	9.62'	Elbow	Glide	Column Mount	Base Plate
Column Size	5"x5"x3/16"	Rafter Size	Ø2.875" 12-Ga	Ridge Size	Ø2.875" 12-Ga
Column Length	9.5'	Rafter Length	5.66'	Ridge Length	16.59'
Dome Qty.	1	Column Qty.	3	Beam Size	4"x4"x3/16"

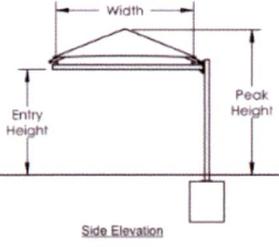


Square Footing		
Column Length & Width	Length & Width	Depth
Single Cap	2,31	3
Double Cap	N/A	3



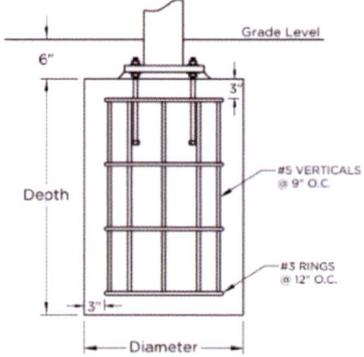


Front Elevation



Side Elevation

Auger Footing		
Diameter	Single Cap Depth	Double Cap Depth
1'-6"		
2'-0"	4.08	N/A
2'-6"	Out of range	N/A
3'-0"	Out of range	N/A



Superior Shade	QUOTE QUO0260263	SHADE SIZE 24' X 8'	SHADE STYLE 1-Dome 3-Column Hanging Cantilever Hip Shade	These drawings are for reference only and should not be used as construction details. They show the general character and rough dimensions of the structural features. Exact spars, fasteners, materials, and foundations can be determined by a licensed professional engineer upon request. Estimated footing size above is based on 1,500 PSF soil bearing pressure.
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Certificate Of Completion

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Subject: Complete with DocuSign: Ord 50_1892-SUP Ordinance_V1.pdf	
Source Envelope:	
Document Pages: 6	Signatures: 1
Certificate Pages: 4	Initials: 0
AutoNav: Enabled	Envelope Originator:
EnvelopeId Stamping: Enabled	Irma Parker
Time Zone: (UTC-06:00) Central Time (US & Canada)	16801 Westgrove Drive
	Addison, TX 75001
	iparker@addisontx.gov
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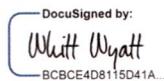
Record Tracking

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Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Town of Addison	Location: DocuSign

Signer Events

Whitt Wyatt
whitt@whflegal.com
Security Level: Email, Account Authentication (None)

Signature



Signature Adoption: Pre-selected Style
Using IP Address: 76.130.241.135

Timestamp

Sent: 11/16/2023 10:59:11 AM
Viewed: 11/16/2023 11:17:40 AM
Signed: 11/16/2023 11:17:47 AM

Electronic Record and Signature Disclosure:
Accepted: 11/16/2023 11:17:40 AM
ID: afed349b-3e98-4330-9bd2-16e065156309

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	11/16/2023 10:59:11 AM
Certified Delivered	Security Checked	11/16/2023 11:17:40 AM
Signing Complete	Security Checked	11/16/2023 11:17:47 AM
Completed	Security Checked	11/16/2023 11:17:47 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Town of Addison:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: npham@addisontx.gov

To advise Town of Addison of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at npham@addisontx.gov and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from Town of Addison

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to npham@addisontx.gov and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Town of Addison

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to npham@addisontx.gov and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Town of Addison as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Town of Addison during the course of your relationship with Town of Addison.