

TOWN OF ADDISON, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING PLANNED DEVELOPMENT O93-018, ON APPROXIMATELY 40.7 ACRES, ADDRESSED FROM 3712 BELT LINE ROAD TO 3910 BELT LINE ROAD, TO REVISE THE PERMITTED USES, CERTAIN FAÇADE REQUIREMENTS AND PARKING REGULATIONS; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00) FOR EACH OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; PROVIDING FOR SAVINGS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Addison Town Center is a retail shopping center located generally at the southeast corner of Belt Line Road and Marsh Lane which is zoned Planned Development through Ordinance O93-018; 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 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:

Section 1. 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. That Section 2 of Ordinance O93-018 is hereby amended as follows. Additions to the ordinance are shown by text that is *italicized*, underlined, and in **bold** font.

SECTION 2. In the hereinabove described land, no land or building shall be used, erected or converted to any use other than:

- Antique shop;
- Aquarium;
- Art gallery;
- Automotive goods; retail sales only
- Automotive service, limited to K-Mart store only.
- Bakery, retail sales only;
- Bank, office, wholesale sales office or sample room;
- Barber and beauty shops;
- Bird and pet shops retail;
- Book or stationery store;
- Camera shop;

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Candy, cigars and tobaccos, retail sales only;
Caterer and wedding service, offices only;
Cleaning, dyeing and laundry pick-up station for receiving and deliver of articles to be cleaned;
Cleaning and pressing shops having an area of not more than 6,000 square feet;
Curtain cleaning shop having an area of not more than 6,000 square feet;
Department store, novelty or variety shop, retail sales only;
Drug store, retail sales only;
Florist, retail sales only;
Furniture store, retail only;
Gasoline Service Station (subject to Special Use Permit approval);
Grocery store, retail sales only;
Hardware, sporting goods, toys; paints, wallpaper, clothing, retail sales only;
Health club;
Household and office furniture, furnishings, and appliances, retail;
Job printing;
Jewelry, optical goods, photographic supplies, retail sales only;
Library, rental;
Massage and chiropractor office;
Meat market, retail sales only;
Medical and dental office
Office building;
Photographers or artists studio;
Parking lot without public garage or automobile facilities for the parking of passenger cars and trucks of less than one (1) ton capacity only;
Professional offices for architect, attorney, engineer and real estate;
Piano and musical instruments, retail sales only;
Restaurants with or without sale of alcohol for on-premise consumption (subject to Special Use Permit approval)
Retail store/shop for custom work or the making of articles to be sold for retail on the premises;
Seamstress, dressmaker or tailor;
Shoe repair show, retail sales only;
Studios, dance, music, drama, heath, reducing;
Studio for the display and sale of glass, china, art objects, cloth and draperies;
Taxi stand;
Washateria, equipped with automatic washing machines of the time customarily found in a home and where the customers may personally supervise the washing and handling of their laundry;
Wearing apparel, including clothing, shoes, hats, millinery and accessories;
Accessory building and uses customarily incident to the above uses;

Section 3. That Section 3 of Ordinance O93-018 is hereby amended to:

(a) Remove the existing building elevation for the grocer and add the building elevation attached here to as **Appendix A**

(b) Revise the total required parking shown on the site plan to 1,950 spaces.

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. That it is the intention of the City Council that this ordinance be considered in its entirety, as one ordinance, and should any portion of this ordinance be held to be void or unconstitutional, then said ordinance shall be void in its entirety, and the City Council would not have adopted said ordinance if any part or portion of said ordinance should be held to be unconstitutional or void.

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 save and except as amended by this Ordinance, Ordinance O93-018 shall remain in full force and effect.

Section 8. 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 10th day of November, 2015.

Todd Meier, Mayor

ATTEST:

Laura Bell, City Secretary

PUBLISHED ON: _____

APPROVED AS TO FORM:

Brenda N. McDonald, City Attorney

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APPENDIX A



KROGER FACADE UPDATE
ADDISON TOWN CENTER

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