

TOWN OF ADDISON, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING ORDINANCE NO. 007-034 (AS AMENDED) THAT ZONES AS PD PLANNED DEVELOPMENT DISTRICT THAT AREA OF THE TOWN KNOWN AS VITRUVIAN PARK AND CONTAINING APPROXIMATELY 121 ACRES OF LAND (GENERALLY LOCATED SOUTH OF SPRING VALLEY ROAD, WEST OF THE CITY OF FARMERS BRANCH, NORTH OF BROOKHAVEN COMMUNITY COLLEGE AND THE CITY OF FARMERS BRANCH, AND EAST OF MARSH LANE (AND AS MORE PARTICULARLY DESCRIBED IN ORDINANCE NO. 013-026), BY AMENDING EXHIBIT B (“PLANNED DEVELOPMENT CONDITIONS AND STANDARDS”) TO PROVIDE ADDITIONAL USES; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00); AND PROVIDING FOR SAVINGS, SEVERABILITY AND 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 February 19, 2019, the Planning & Zoning Commission considered and made recommendations on a request to amend Planned Development District 007-034, as amended by ordinances 013-026, 016-017, and 016-018, to provide for an additional permitted use. (Case No.1791-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 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. Ordinance No. 007-034, Exhibit B, Subsection 5. Uses, as amended by ordinances 013-026, 016-017, and 016-018, shall be amended to include veterinary clinic in addition to all other uses permitted under the existing Planned Development District.

Section 3. 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. 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 5. 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. 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 12th day of March, 2019.

Joe Chow, Mayor

ATTEST:

Irma Parker, City Secretary

CASE NO: 1791-Z/Vitruvian Park

APPROVED AS TO FORM:

Brenda N. McDonald, City Attorney

PUBLISHED ON: _____