

TOWN OF ADDISON, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING ORDINANCE NO. O95-007 THAT ZONES AS PLANNED DEVELOPMENT (PD) DISTRICT PROPERTY LOCATED AT 4355 BELTWAY DRIVE, BY AMENDING THE PERMITTED USES AND BY GRANTING A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES FOR ON PREMISES ONLY; 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 June 18, 2019, the Planning & Zoning Commission considered and made recommendations on a request to amend Planned Development District O95-007, to provide for an additional permitted use. (Case No.1801-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. O95-007, is hereby amended to add the sale of alcoholic beverages through a Special Use Permit in addition to all other uses permitted under the existing Planned Development District.

Section 3. That a Special Use Permit authorizing the sale of alcoholic beverages for on-premises consumption only, on the property located at 4355 Beltway Drive, is hereby granted subject to the following conditions:

- (a) Prior to the issuance of a Certificate of Occupancy, said Property shall be improved in accordance with the site plan, floor plan, and building elevations, which are attached hereto as **Exhibit A** and made a part hereof for all purposes.

- (b) The Special Use Permit granted herein for a restaurant with the sale of alcoholic beverages for on-premises consumption only shall be limited to that particular area designated on the final site plan as encompassing a total area not to exceed 1,690 square feet.
- (c) No signs advertising sale of alcoholic beverages shall be permitted other than those authorized under the Liquor Control Act of the State of Texas, and any sign ordinance of the Town of Addison, Texas.
- (d) The sale of alcoholic beverages under this Special Use Permit shall be permitted in restaurants. Restaurants are hereby defined as establishments which receive at least sixty percent (60%) of their gross revenues from the sale of food.
- (e) Said establishment shall make available to the city or its agents, during reasonable hours its bookkeeping records for inspection, if required, by the city to ensure that the conditions of subparagraph (d) above are being met.
- (f) Any use of property considered as a nonconforming use under the Comprehensive Zoning Ordinance of the Town of Addison shall not be permitted to receive a license or permit for the sale of alcoholic beverages.
- (g) If the property for which this Special Use Permit is granted is not used for the purposes for which said permits were granted within one (1) year after the adoption of this ordinance, the City Council may authorize hearings to be held for the purpose of considering a change of zoning and repeal of the Special Use Permits granted herein.
- (h) If a license or permit to sell alcoholic beverages on property covered by this Special Use Permit is revoked, terminated or cancelled by proper authorities, the City Council may authorize hearings to be held for the purpose of considering a change of zoning repeal of the Special Use Permits granted herein.
- (i) The establishment shall not use the term “bar”, “tavern”, or any other terms or graphic depictions that relate to the sale of alcoholic beverages on any signs visible from the exterior of the premises.

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. 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 9th day of July, 2019.

Joe Chow, Mayor

ATTEST:

Irma Parker, City Secretary

CASE NO: 1801-Z/Holiday Inn

APPROVED AS TO FORM:

Brenda N. McDonald, City Attorney

PUBLISHED ON: _____

Ordinance No. _____

Exhibit A

[illegible]

Exhibit A

6/3/2019 2:28:57 PM

OWNER

LODGING HOST HOTEL CORP
CONTACT: PATRICK HILCHEY DIRECTOR
OF OPERATIONS
PO BOX 8931
LONGVIEW, TX 75607
PHONE: 903.643.9171 X211
EMAIL: PATRICKH@LODGINGHOST.COM

ARCHITECT

MAYSE & ASSOCIATES
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14850 QUORUM DRIVE, SUITE 201
DALLAS, TX 75254
PHONE: 972.386.0338
EMAIL: RSMITH@MAYSEASSOCIATES.COM

LANDSCAPE ARCHITECT

STUDIO GREEN SPOT
CONTACT: CHRIS TRONZANO RLA
1784 W. MCDELMOTT DR., SUITE 110
ALLEN, TX 75013
469.369.4448
EMAIL: CHRIS@STUDIOGREENSPOT.COM

GENERAL NOTES

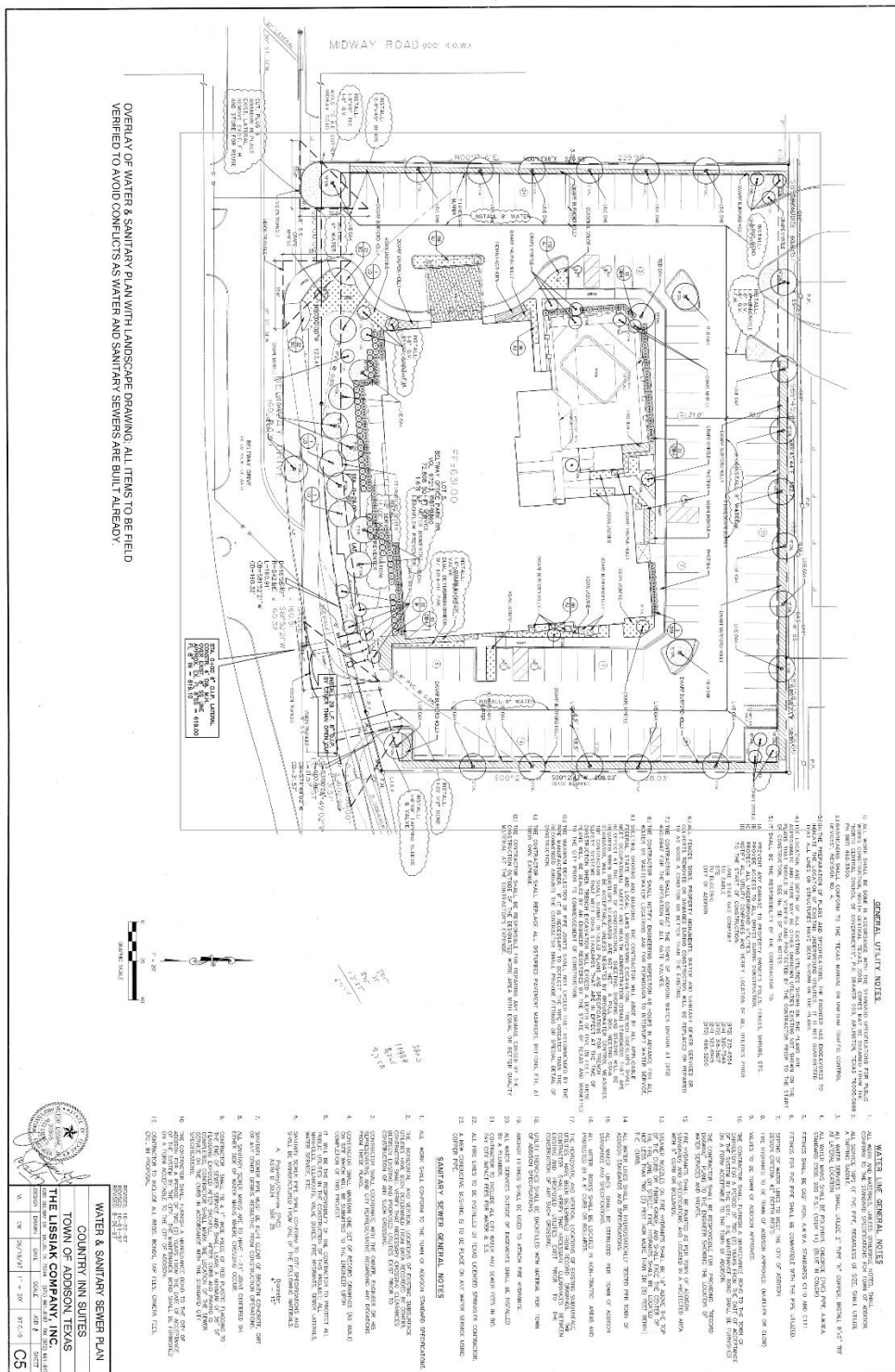
LOT 5
BELLWAY OFFICE PARK 3-R
VOL. 91213, PG. 2290
72.808 SQ. FT. OR 1.671 AC.

<u>ACTION</u>	
APPROVED	DENIED
STAFF _____	_____
Date _____	Initials _____
COUNCIL _____	_____
Date _____	Initials _____

See the Staff Approval Letter or Council Result Memo for any conditions associated with the approval of this proposal.

C5.A

Ordinance No.



GENERAL UTILITY NOTES

WATER LINE GENERAL NOTES:



MAYSE & ASSOCIATES, INC.
Architecture • Planning • Environmental Design

CONCEPTUAL DRAWING
NOT FOR CONSTRUCTION

**HOLIDAY INN
BY IHG**
4355 BELTWAY DRIVE
ADDISON, TEXAS 75001



**Lodging
Host**

LODGING HOST HOTEL
CORP AS AGENT FOR
SMD HOSPITALITY LLC

25. 12.2019 INITIAL SUBMITTAL
TO CITY OF ADOPTION FOR SUP
APPLICATION

1 ☐ **No**

2

06/10/2019

UTILITY & LANDSCAPE OVERLAY

C5.A

Ordinance No.

Exhibit A

GENERAL NOTES

OWNER

ARCHITECT

LANDSCAPE ARCHITECT

BELTWAY OFFICE PARK 3-F
VOL 07213 PG 2200

ACTION

STAFF _____

COUNCIL _____

See the Staff Approval Letter or Council Result Memo for
conflicts associated with the approval of the project

consent is associated with the approval of the project.

5

Ordinance No.

- | | |
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| <p>LAUNCH NOTES</p> <p>1. LAUNCHING A NEW PRODUCT</p> <p>2. LAUNCHING A NEW SERVICE</p> <p>3. LAUNCHING A NEW BRAND</p> <p>4. LAUNCHING A NEW MARKET</p> <p>5. LAUNCHING A NEW TECHNOLOGY</p> <p>6. LAUNCHING A NEW BUSINESS MODEL</p> <p>7. LAUNCHING A NEW PARTNERSHIP</p> <p>8. LAUNCHING A NEW INVESTMENT</p> <p>9. LAUNCHING A NEW ACQUISITION</p> <p>10. LAUNCHING A NEW REVENUE STREAM</p> <p>11. LAUNCHING A NEW CUSTOMER SEGMENT</p> <p>12. LAUNCHING A NEW CHANNEL</p> <p>13. LAUNCHING A NEW MESSAGE</p> <p>14. LAUNCHING A NEW CAMPAIGN</p> <p>15. LAUNCHING A NEW OFFER</p> <p>16. LAUNCHING A NEW EXPERIENCE</p> <p>17. LAUNCHING A NEW STORY</p> <p>18. LAUNCHING A NEW IDENTITY</p> <p>19. LAUNCHING A NEW CULTURE</p> <p>20. LAUNCHING A NEW MISSION</p> <p>21. LAUNCHING A NEW VISION</p> <p>22. LAUNCHING A NEW PURPOSE</p> <p>23. LAUNCHING A NEW VALUE</p> <p>24. LAUNCHING A NEW IMPACT</p> <p>25. LAUNCHING A NEW LEGACY</p> <p>26. LAUNCHING A NEW FUTURE</p> <p>27. LAUNCHING A NEW WORLD</p> <p>28. 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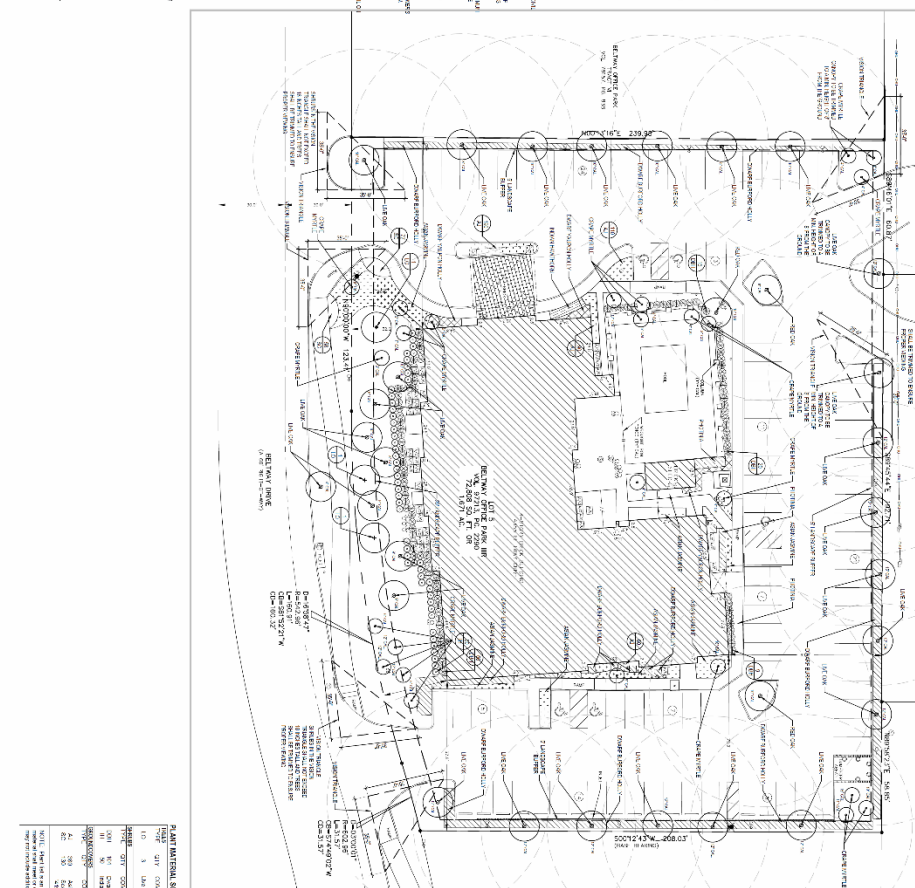
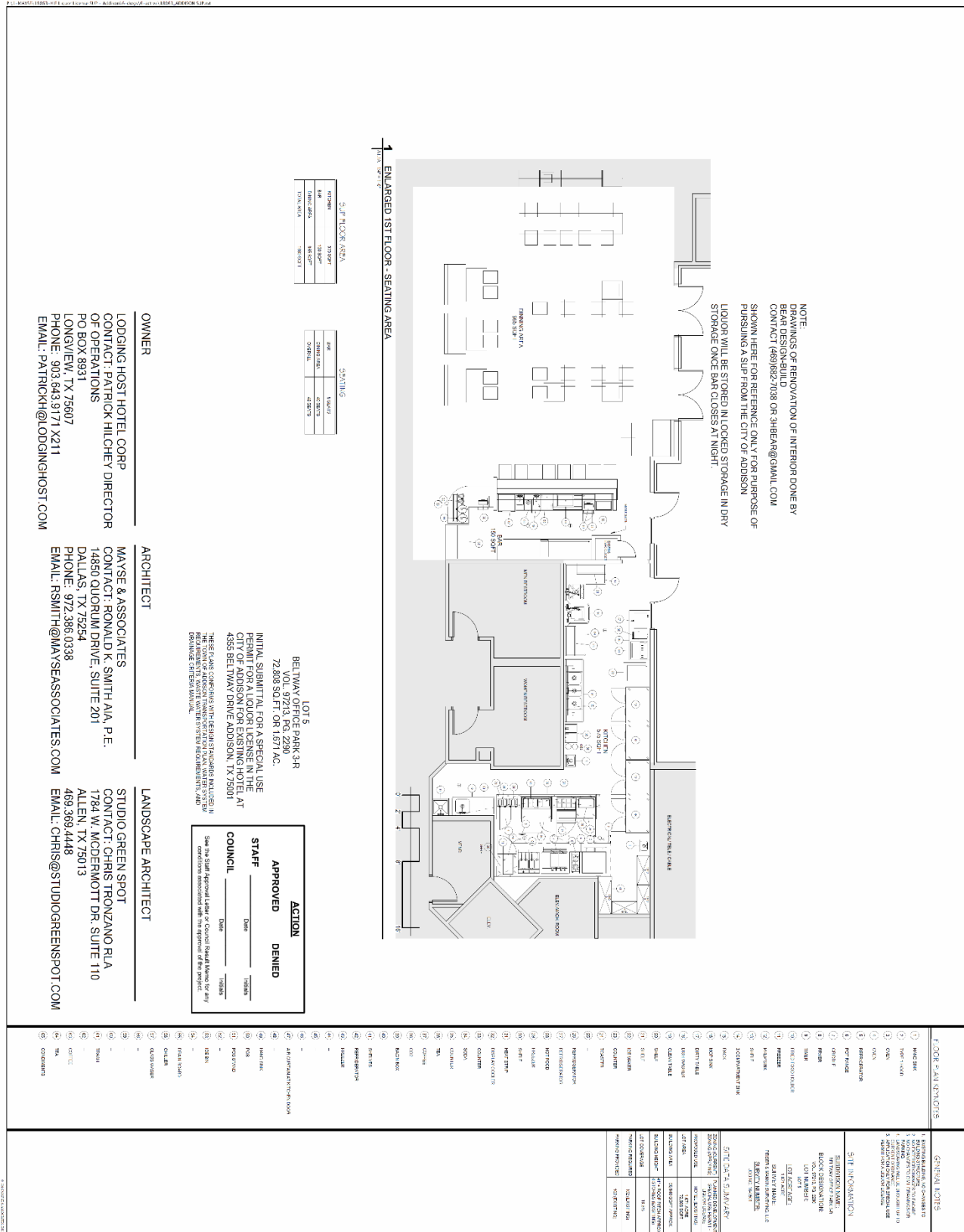
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Exhibit A

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Exhibit A

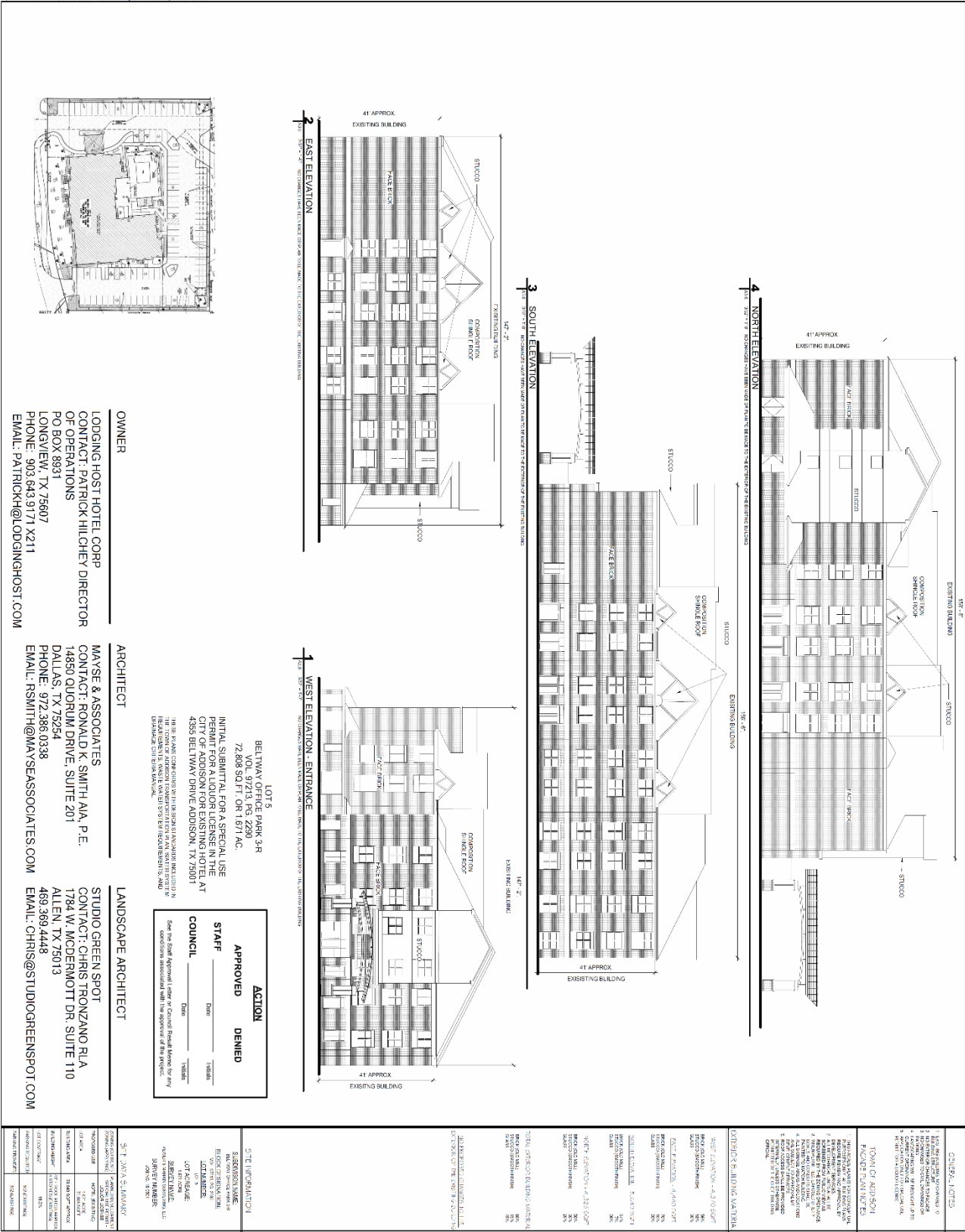
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Ordinance No.

Exhibit A

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LODGING HOST HOTEL
500 HOSPITALITY LLC

HOLIDAY INN BY IHG
4355 BELTWAY DRIVE
ADDISON, TEXAS 75001

STUDIO GREEN SPOT
CONTACT: CHRIS TRONZANO R/LA
1784 W. McDERMOTT DR, SUITE 110
ALLEN, TX 75013
469.369.4448
EMAIL: CHRIS@STUDIOGREENSPOT.COM

DATE: 06/10/2019

PROJECT: A3.0

REVISIONS:

NO.	DATE	DESCRIPTION
1	06/10/2019	ISSUED FOR PERMIT

CONCEPT DRAWING NOT FOR CONSTRUCTION