ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE TO GRANT A SPECIAL USE PERMIT FOR A RESTAURANT FOR PROPERTY LOCATED AT 3765 BELT LINE ROAD; PROVIDING 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; SAVINGS, NO SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the property located at 3765 Belt Line Road, is zoned PD, Planned Development, through Ordinance Number O92-037; and

WHEREAS, at its regular meeting held on June 16, 2020 the Planning & Zoning Commission considered and made recommendations on a request for a Special Use Permit for a restaurant (Case No.1813-SUP); 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. 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 a Special Use Permit authorizing a restaurant, on the property located at 3765 Belt Line Road, 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 shall be limited to that particular area designated on the final site plan as encompassing a total area not to exceed 1,590 square feet.

(c) 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.

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. 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.

DULY RESOLVED AND ADOPTED by the City Council of the Town of Addison, Texas, on this the ***14TH*** day of ***July 2020.***

TOWN OF ADDISON, TEXAS

_____
Joe Chow, Mayor

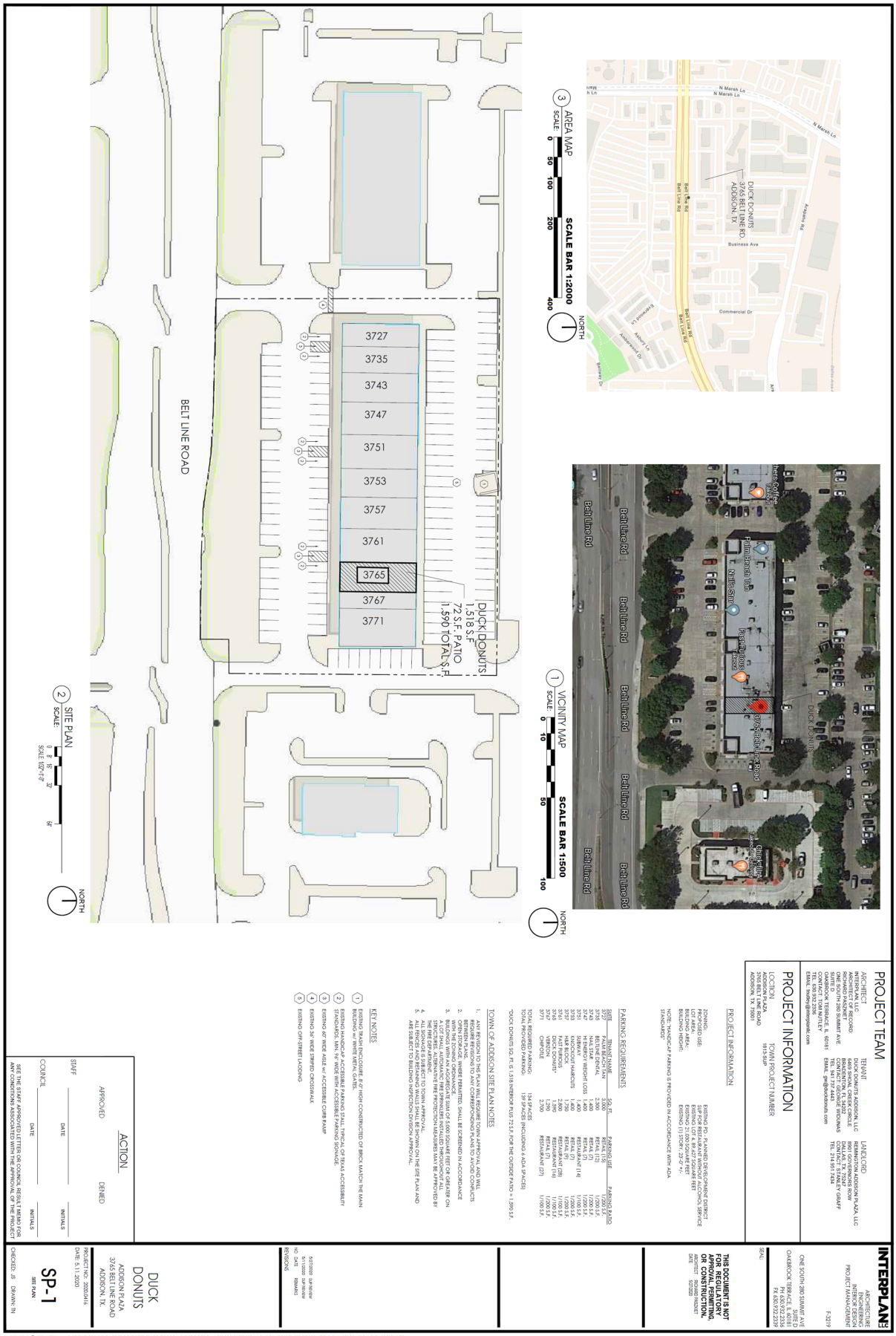
ATTEST:

_____
Irma Parker, City Secretary

APPROVED AS TO FORM:

_____
Brenda N. McDonald, City Attorney

EXHIBIT A


PROJECT TEAM
ARCHITECT
INTERPLAN LLC
ONE SOUTH 289 SUMMIT AVE
SUITE D
OAKBROOK TERRACE, IL 60181
CONTACT: TOM NUTILEY
TEL 630.932.2339
EMAIL: tnutley@interplanllc.com
TENANT
DUCK DONUTS ADDISON PLAZA, LLC
8951 GOVERNORS ROW
CONTACT: STANLEY GRAFF
TEL 214.551.7434
LANDLORD
ADDISON PLAZA, LLC
6469 SHOAL CREEK CIRCLE
CONTACT: GEORGE WEIDMAS
TEL 941.737.4443
PROJECT INFORMATION
DUCK DONUTS
ADDISON PLAZA
3765 BELT LINE ROAD
ADDISON, TX. 75001
PROJECT NUMBER
1518 SqFt
PROJECT INFORMATION
ZONING:
PROPOSED USE:
LOT AREA:
BUILDING AREA:
PARKING REQUIREMENTS
TOWN OF ADDISON SITE PLAN NOTES
KEY NOTES
1 EXISTING TRASH ENCLOSURE, 8'-0" HIGH CONSTRUCTED OF BRICK MATCH THE MAIN BUILDING w/ WHITE METAL GATES.
2 EXISTING HANDICAP ACCESSIBLE PARKING STALL TYPICAL OF TEXAS ACCESSIBILITY STANDARDS. SIGN 19' WIDE WITH ACCESSIBLE PARKING SIGNAGE
3 EXISTING 48' WIDE AISLE w/ ACCESSIBLE CURB RAMP
4 EXISTING 24' WIDE STRIPED CROSSWALK
5 EXISTING CITY-STREET LOADING
ACTION
APPROVED
DENIED
STAFF
DATE
INITIALS
COUNCIL
DATE
INITIALS
SEE THE STAFF APPROVED LETTER OR COUNCIL RESULT MEMO FOR ANY CONDITIONS ASSOCIATED WITH THE APPROVAL OF THE PROJECT
DUCK DONUTS
ADDISON PLAZA
3765 BELT LINE ROAD
ADDISON, TX.
PROJECT NO: 20203416
DATE: 5.11.2020
SP-1
SITE PLAN
CHECKED: JS DRAWN: TN
INTERPLAN
ARCHITECTURE
ENGINEERING
PROJECT MANAGEMENT
ONE SOUTH 289 SUMMIT AVE
SUITE D
OAKBROOK TERRACE, IL 60181
PH 630.932.2339
F-3219
SEAL
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ARCHITECT RICHARD PASCHKE
DATE 5/27/20
NO. DATE REMARKS
REVISIONS
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3 AREA MAP
SCALE: 0 50 100 200 400
SCALE BAR 1:2000
NORTH
1 VICINITY MAP
SCALE: 0 10 50 100
SCALE BAR 1:500
NORTH
2 SITE PLAN
SCALE: 0 8' 16' 32' 64'
SCALE: 1/2"=1'-0"
NORTH
BELT LINE ROAD
DUCK DONUTS
1,518 S.F.
72 S.F. PATIO
1,590 TOTAL S.F.
3727
3735
3743
3747
3751
3753
3757
3761
3765
3767
3771

EXHIBIT A

VICINITY MAP
SCALE: 0 10 50 100
SCALE BAR 1:500
NORTH
Belt Line Rd
DUCK DONUTS
EXISTING FACADE ELEVATION
FACADE ELEVATION
PROJECT TEAM
PROJECT INFORMATION
FACADE PLAN NOTES
ACTION
APPROVED
DENIED
STAFF
COUNCIL
DATE
INITIALS
DUCK DONUTS
ADDISON PLAZA
3765 BELT LINE ROAD
ADDISON, TX.
ELEV-1
INTERPLAN
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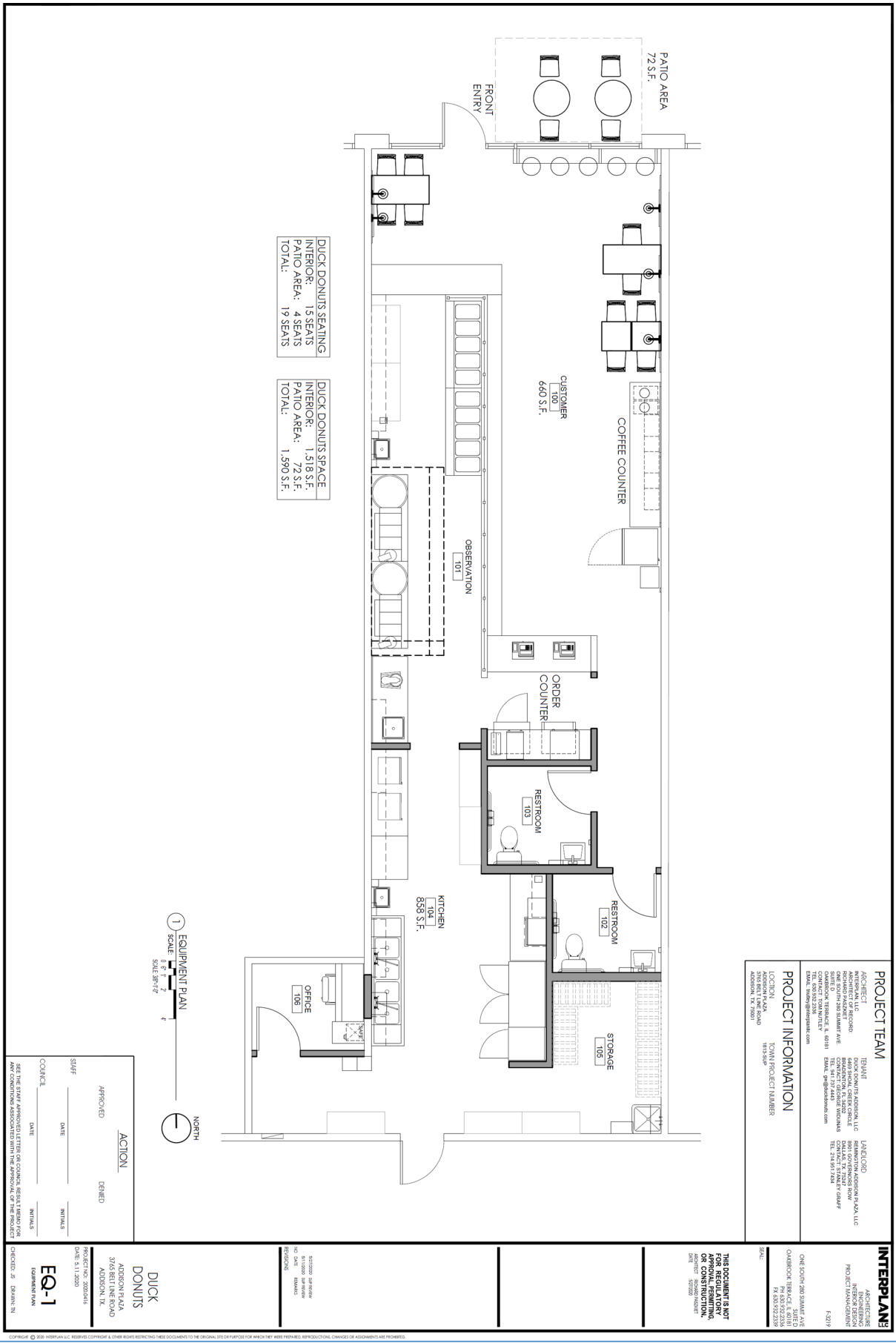
EXHIBIT A


PATIO AREA
72 S.F.
FRONT ENTRY
DUCK DONUTS SEATING
INTERIOR: 15 SEATS
PATIO AREA: 4 SEATS
TOTAL: 19 SEATS
DUCK DONUTS SPACE
INTERIOR: 1,518 S.F.
PATIO AREA: 72 S.F.
TOTAL: 1,590 S.F.
CUSTOMER
100
660 S.F.
COFFEE COUNTER
OBSERVATION
101
ORDER COUNTER
RESTROOM
103
RESTROOM
102
KITCHEN
104
858 S.F.
OFFICE
106
STORAGE
105
EQUIPMENT PLAN
SCALE:
NORTH
PROJECT TEAM
PROJECT INFORMATION
ACTION
APPROVED
DENIED
STAFF
COUNCIL
DATE
INITIALS
SEE THE STAFF APPROVED LETTER OR COUNCIL RESULT MEMO FOR ANY CONDITIONS ASSOCIATED WITH THE APPROVAL OF THE PROJECT
DUCK DONUTS
ADDISON PLAZA
3765 BELT LINE ROAD
ADDISON, TX.
EQ-1
EQUIPMENT PLAN
CHECKED: JS
DRAWN: TN
INTERPLAN LLC
ARCHITECTURE
ENGINEERING
INTERIOR DESIGN
PROJECT MANAGEMENT
F-3219
ONE SOUTH 280 SUMMIT AVE
SUITE D
OAKBROOK TERRACE, IL 60181
PH 630.932.2336
FX 630.932.2339
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