## REGULAR MEETING OF THE PLANNING AND ZONING COMMISSION

TUESDAY, OCTOBER 17, 2023
ADDISON CONFERENCE CENTER 15650 ADDISON ROAD, ADDISON, TX 75001

6:00 P.M. REGULAR MEETING

The Planning and Zoning Commission meeting and public hearing will be held at the Addison Conference Center, 15650 Addison Road, Addison, Texas 75001 on Tuesday, October 17, 2023 at 6:00 pm. For more information on the meeting location and ways to view and/or present comments, please contact Lesley Nyp prior to 3:00 pm on the day of the meeting at 972-450-2823 or by emailing zoninginput@addisontx.gov. Members of the public are entitled to participate remotely via Dial-in Number: 346.248.7799; Meeting ID: 319628 1637; Participant ID: \#. For more detailed instructions on how to participate in this meeting, visit our Agenda Page. The meeting will be live streamed on Addison's website at www.addisontexas.net.

Call Meeting to Order

Pledge of Allegiance

Consent Agenda: All items listed under the Consent Agenda are considered routine by the Planning and Zoning Commission and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.

1. Consider Action on the Minutes from the September 19, 2023 Planning and Zoning Commission Meeting.
2. Present, discuss, and consider action on a Replat for Village on the Parkway, Lot 1R-2, for an office and retail development on 31.608 $\pm$ acres located at the southeast corner of Belt Line Road and Dallas Parkway, addressed as 5100 Belt Line Road. Case R2023-07/VOP Block 900.

Regular Agenda:
3. Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. O13-051, for property located at 4875 Belt Line Road, that is currently zoned Commercial-2 (C-2), to allow modifications to the development plan. Case 1892-SUP/4875 Belt Line Road (Home2 Suites).
4. Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. 098-022, for property located at 4960 Arapaho Road, that is currently zoned Planned Development (PD), Ordinance No 004-048, to allow modifications to the development plan. Case 1893-SUP/4960 Arapaho Road (Radisson Hotel).
5. Hold a public hearing, present, discuss, and consider action on a request for a Special Use Permit (SUP) for property located at 4006 Belt Line Road, Suite 100, that is currently zoned Planned Development (PD), through Ordinance No. 460, and amended by Ordinance No. 085-003, to allow an educational institution. 1897-SUP/4006 Belt Line Road, Suite 100 (Montessori Institute of North Texas).
6. Hold a public hearing, present, discuss, and consider action on a request to amend the development standards and approve a development plan for Phase II, for a $12.22 \pm$ acre property located at 16675 Addison Road, currently zoned Planned Development (PD) Ordinance Nos. 023-32, to allow for the construction of an office/warehouse development with associated site improvements. Case 1900-Z/16675 Addison Road (Phase II).

Citizen Comments: At this time citizens will be allowed to speak on any matter other than personnel matters under litigation, for a length of time not to exceed three minutes. No P\&Z action or discussion may. No Council action or discussion may take place on any matter until such matter has been placed on an agenda and posted in accordance with law.

Adjourn Meeting

NOTE: The Planning \& Zoning Commission reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

# THE TOWN OF ADDISON IS ACCESSIBLE TO PERSONS WITH DISABILITIES. PLEASE CALL (972) 450-7017 AT LEAST 48 HOURS IN ADVANCE IF YOU NEED ASSISTANCE. 

POSTED BY:
Lesley Nyp, Planning \& Development Manager
DATE POSTED: $\qquad$
TIME POSTED:
DATE REMOVED FROM BULLETIN BOARD:
REMOVED BY: $\qquad$

## Planning \& Zoning Commission

1. 

Meeting Date: 10/17/2023

## Agenda Caption:

Consider Action on the Minutes from the September 19, 2023 Planning and Zoning Commission Meeting.

Staff Report:
The minutes from the September 19, 2023 Planning and Zoning Commission Meeting have been prepared for consideration.

Recommendation:
Administration recommends approval.

## Attachments

Minutes of the September 19, 2023 Planning \& Zoning Commission Meeting

# D R A F T 

## OFFICIAL ACTIONS OF THE ADDISON PLANNING AND ZONING COMMISSION

September 19, 2023
6:00 P.M. - Addison Conference Center
15650 Addison Road, Addison, TX 75001

Present: Chair Chris DeFrancisco; Vice Chair Denise Fansler; Commissioner Jimmy Barker; Commissioner Robert Catalani; Commissioner Diane Chavez; Commissioner Zachary Faircloth

Absent: Commissioner John Meleky

Call Meeting to Order

Chair DeFrancisco called the meeting to order.

Pledge of Allegiance
Chair DeFrancisco led the Pledge of Allegiance.

Consent Agenda: All items listed under the Consent Agenda are considered routine by the Planning and Zoning Commission and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the Consent Agenda and discussed separately.

1. Consider Action on the Minutes from the August 15, 2023 Planning and Zoning Commission Meeting.

Motion: Recommend approval of the Consent Agenda, as presented.

Moved by Vice Chair Denise Fansler, Seconded by Commissioner Robert Catalani

> AYE: Chair Chris DeFrancisco, Vice Chair Denise Fansler, Commissioner Jimmy Barker, Commissioner Robert Catalani, Commissioner Diane Chavez, Commissioner Zachary Faircloth Passed

Regular Agenda:
2. Present, discuss, and consider action on a Replat for Village on the Parkway, Lot 1R-2, for an office and retail development on 31.608土 acres located at the southeast corner of Belt Line Road and Dallas Parkway, addressed as 5100 Belt Line Road. Case R2023-07/VOP Block 900.

Lesley Nyp, Planning and Development Manager, stated that the applicant has requested consideration and action on Case R2023-07/VOP Block 900 be granted a 30-day extension.

Motion: Recommend approval of a 30-day extension for Case R2023-07/VOP Block 900.

Moved by Commissioner Robert Catalani, Seconded by Vice Chair Denise Fansler

AYE: Chair Chris DeFrancisco, Vice Chair Denise Fansler, Commissioner Jimmy Barker, Commissioner Robert Catalani, Commissioner Diane Chavez, Commissioner Zachary Faircloth Passed
3. Hold a public hearing, present, discuss, and consider action on a request for a Special Use Permit (SUP) for property located at 4980 Belt Line Road, Suite 200, that is currently zoned Planned Development (PD), through Ordinance No. O01-002, to allow a restaurant with the sale of alcoholic beverages for on-premises consumption. Case 1888-SUP/4980 Belt Line Road, Suite 200 (The Alley).

Lesley Nyp, Planning and Development Manager, presented the request to consider a Special Use Permit (SUP) for a property located at 4980 Belt Line Road, Suite 200, to allow a restaurant with the sale of alcoholic beverages for on-premises consumption.

The Alley is a full-service restaurant and sports bar that offers a
variety of upscale food offerings. Addison will be the first location for this concept; however, the applicant has experience in the restaurant industry, including operating a Wing Zone restaurant in Athens, Georgia. The applicant proposed initial operating hours of 4:00 PM 2:00 AM, seven days a week, and eventually expanding to offer lunch with hours of 11:00 AM - 2:00 AM.

The restaurant proposes to include interior seating and will periodically feature entertainment opportunities, which may include trivia, karaoke, live music, board game nights, and beer/wine tasting events. The Alley would also offer alcohol sales for on-premises consumption. According to the applicant, BYOB will not be allowed. The applicant has made application for a TABC permit.

Staff recommends approval of these requests, subject to the following condition:

- The applicant shall not use any terms or graphic depictions that relate to alcoholic beverages in any exterior signage.

Public Hearing: The following individuals provided input during the public hearing.

Applicant:

- Sean Cooper, 7315 Venice Drive, Grand Prairie,TX 75054
- Frank Hallum, 1203 Niblick Circle, Dallas, TX 75232

Motion: Recommend approval of SUP, Case 1888-SUP/4980 Belt Line Road, Suite 200 (The Alley), as presented.

Moved by Commissioner Diane Chavez, Seconded by Commissioner Zachary Faircloth

AYE: Chair Chris DeFrancisco, Vice Chair Denise Fansler, Commissioner Jimmy Barker, Commissioner Robert Catalani, Commissioner Diane Chavez, Commissioner Zachary Faircloth Passed
4. Hold a public hearing, present, discuss, and consider action on a request to rezone a $1.77 \pm$ acre property located at 3790 Belt Line Road, from Planned Development (PD) to a new Planned Development (PD) zoning district with a Special Use Permit (SUP), to allow for the construction of a proposed restaurant with dine-in and drive-through facilities, through the approval of development plans.

Case 1891-Z/3790 Belt Line Road (Chick-Fil-A).
Lesley Nyp, Planning and Development Manager, presented the request to rezone a 1.77 acre property located at 3790 Belt Line Road from Planned Development (PD) to a new Planned Development (PD) zoning district, with a Special Use Permit (SUP) for a restaurant with dine-in and drive-through facilities, through the approval of a development plan.

Chick-Fil-A is a fast-food restaurant that was founded in 1967. Chick-Fil-A has had a location in Addison since 1994 at 3781 Belt Line Road, which is across the street from the subject property. The restaurant has expressed interest in expanding their restaurant and drive-through facilities, however, limitations at their existing site made that unfeasible. This request will allow a significant increase in drive-through stacking, covered ordering and pick-up areas, and an outdoor patio space. The applicant proposes to cease operations at the existing location ( 3781 Belt Line Road) with approval and development of this request.

Staff recommends approval of these requests.
Public Hearing: The following individuals provided input during the public hearing.

Applicant:

- Priya Acharya, 2201 E. Lamar Blvd., Suite 200E, Arlington, TX 76006

Motion: Recommend approval of Case 1891-Z/3790 Belt Line Road (Chick-FII-A), as presented.

Moved by Vice Chair Denise Fansler, Seconded by Commissioner Diane Chavez

AYE: Chair Chris DeFrancisco, Vice Chair Denise Fansler, Commissioner Jimmy Barker, Commissioner Robert Catalani, Commissioner Diane Chavez, Commissioner Zachary Faircloth Passed
5. Discuss and Consider Action on the appointment of a Planning and Zoning Commission representative to the Comprehensive Plan Advisory Committee (CPAC).

Jade Broadnax, Comprehensive Planning Manager, presented the background and responsibilities of the Comprehensive Plan Advisory Committee (CPAC).

Chair DeFrancisco appointed Vice Chair Denise Fansler to the Comprehensive Plan Advisory Committee.

Citizen Comments: At this time citizens will be allowed to speak on any matter other than personnel matters under litigation, for a length of time not to exceed three minutes. No P\&Z action or discussion may. No Council action or discussion may take place on any matter until such matter has been placed on an agenda and posted in accordance with law.

Public Comment: No citizens requested to address the Commission.

## Adjourn Meeting

There being no further business before the Commission, the meeting was adjourned.

NOTE: The Planning \& Zoning Commission reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

## Agenda Caption:

Present, discuss, and consider action on a Replat for Village on the Parkway, Lot 1R-2, for an office and retail development on 31.608 $\pm$ acres located at the southeast corner of Belt Line Road and Dallas Parkway, addressed as 5100 Belt Line Road. Case R2023-07/VOP Block 900.

## Staff Report:

The request has been reviewed by Town staff, and it has been determined that the replat complies with the Town's subdivision regulations and development standards.

## Recommendation:

Administration recommend approval.

## Attachments

R2023-07 Staff Report R2023-07 Replat

## R2023-07

Case R2023-07/VOP Block 900 (5100 Belt Line Road). Present, discuss, and consider action on a replat for Village on the Parkway, Lot 1R-2, for an office and retail development on $31.608 \pm$ acres located at the southeast corner of Belt Line Road and Dallas Parkway, addressed as 5100 Belt Line Road.

## LOCATION MAP



October 17, 2023

## STAFF REPORT

RE:

## LOCATION:

REQUEST:
APPLICANT:

Replat for Village on the Parkway
31.608 acres located at the southeast corner of Belt Line Road and Dallas Parkway

Approval of a Replat (Application Date: 08/21/2023)
Caitlin Bobb, Kimley-Horn on behalf of VOP Partners LLC

DISCUSSION:

Background. The subject property is generally located at the southeast corner of Belt Line Road and Dallas Parkway, addressed as 5100 Belt Line Road. At the January 10, 2023 meeting, City Council approved Planned Development, Ordinance No O23-03, to allow the construction of a three-story office/retail building and associated site improvements. The office/retail building will be located within Block 900 of the Village on the Parkway retail center.

The purpose of this replat application is to abandon existing fire lane and utility easements and dedicate a new, relocated fire lane and utility easement to accommodate the construction of the office/retail building. This request was necessary due to the proposed reconfiguration of the existing parking lot and access drives.

This replat does not create any new lots or modify any existing lot lines.
Engineering Review: The replat has been reviewed by Town staff and it complies with the Town's subdivision regulations and development standards.

RECOMMENDATION:
Staff recommends approval of the replat.



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COUNTY OF DALLAS
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Surverors statement

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CERTficiate of approval
Apporved and accepled by the Plamning and Zoning Commission of the Town of Addision dated this ___ day of
Manning and Zoring Commisision Cher
city Secretay, Town of Adidison

## Agenda Caption:

Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. O13-051, for property located at 4875 Belt Line Road, that is currently zoned Commercial-2 (C-2), to allow modifications to the development plan. Case 1892-SUP/4875 Belt Line Road (Home2 Suites).

## Recommendation:

Administration recommends approval.

Ordinance No. O13-051
Ordinance No. O16-38

## 1892-SUP

PUBLIC HEARING Case 1892-SUP/4875 Belt Line Road (Home2 Suites). Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. O13-051, for property located at 4875 Belt Line Road, that is currently zoned Commercial-2 (C-2), to allow modifications to the development plan.

## LOCATION MAP



October 17, 2023

## STAFF REPORT

RE:
LOCATION:
REQUEST:

APPLICANT:

1892-SUP/4875 Belt Line Road (Home2 Suites)
4875 Belt Line Road
Approval of a request to amend Special Use Permit, Ordinance No. O13-051, to modify the development plan. (Application Date: 08/17/2023)

Tommy Davis, Koper Enterprises Inc.

## DISCUSSION:

Background: The subject property is located at 4875 Belt Line Road. The existing hotel, Home2 Suites, has been operating since 2017. The subject property is zoned Commercial-2 (C-2), with Special Use Permit (SUP), Ordinance No. O13-051, to allow a hotel. An additional SUP, Ordinance No. O16-038, was later granted to allow the sale of alcohol for off-premises consumption.

Home2 Suites is an existing hotel with 132 guest rooms. The hotel offers various guest amenities including a fitness center, business center, and outdoor pool. There is no restaurant or bar on site. The hotel requested an amendment to the existing SUP, Ordinance No. O13-051, to update the development plan to allow the construction of three shade structures on the outdoor patio. The shade structures will be located immediately surrounding the existing outdoor pool. The structures will be constructed of steel with a polyethylene cover. The hotel has expressed an interest in providing additional shade on the patio to make the outdoor space more enjoyable for guests.

Proposed Plan: With this request, Home2 Suites would construct three steel shade structures within the existing patio area, immediately surrounding the pool. The applicant proposes two 108 square foot ( $9^{\prime}$ by $12^{\prime}$ ) structures and one 192 square foot ( $8^{\prime}$ by $24^{\prime}$ ) structure. Both structures will be a maximum of 10 feet tall.

Parking: No modifications are proposed to the existing parking approved by Ordinance No. O13051.

Exterior Facades: No modifications are proposed to the primary facade approved by Ordinance No. O13-051.

Landscaping and Open Space: No modifications are proposed to the existing landscaping and open space approved by 013-051.

## RECOMMENDATION: APPROVAL

The addition of three shade structures on the patio will enhance an existing amenity for hotel guests. This improvement will not affect the existing site conditions including parking, landscaping, or open space. The request is unlikely to have a detrimental impact on the exterior appearance of the site.

Staff recommends approval of the request.

## Special Use Permit Amendment Request


#### Abstract

Home2 Suites by Hilton 4875 Beltline Road Addison, TX 75254

Application for an Amendment to the Special Use Permit for the Home2 Suites by Hilton Hotel located at Northeast Corner of Belt Line Road and Addison Road. A portion of Lot 3, Block A, Beltway-Quorum Addition, an addition to the Town of Addison as recorded in Volume 2005102, Page 184 Plat Records, Dallas County, Texas and a portion of Lot 2, Block A, Beltway-Quorum Addition, an addition to the Town of Addison as recorded in Volume 2004024, Page 9 Plat Records, Dallas County, Texas and a portion of a tract of land described in deed to Addison Quorum Partners, Ltd. as recorded in Instrument No. 200600031761 Official Public Records, Dallas County, Texas.


Home2 Suites proposes the addition of Three cantilever Shade Structures to the pool area using prefabricated steel framework with a High Density Polyethylene Cover. Drawings and engineering are included in the submittal. There are no proposed modifications to the existing structure, landscaping or open space with this request.

Tommy Davis
Director of Operations






#### Abstract

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE, APPENDIX A OF THE TOWN'S CODE OF ORDINANCES, SO AS TO GRANT A SPECIAL USE PERMIT FOR A HOTEL, ON APPLICATION FROM MAGNOLIA LODGING DEVELOPMENT, LLC, LOCATED ON 2.897 ACRES OF LAND GENERALLY AT THE NORTHEAST CORNER OF BELT LINE ROAD AND ADDISON ROAD, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE, PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A SEVERABILITY CLAUSE. PROVIDING FOR A REPEAL CLAUSE; AND PROVIDING FOR A PENALTY CLAUSE.


WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the Town of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the Town of Addison, Texas, as required by State Statutes and the zoning ordinance of the Town of Addison, Texas, and all the legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of Addison, Texas, after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the Town of Addison, Texas, does find that there is a public necessity for the zoning change, that the public demands it, that the public interest clearly requires the amendment, and it is in the best interest of the public at large, the citizens of the Town of Addison, and helps promote 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit to a hotel. Said zoning amendment shall be noted on the official zoning map of the Town of Addison, Texas, and is situated on the following described land:

BEING a tract of land situated in the G.W. Fisher Survey, Abstract No. 482, said tract being a portion of Lot 3, Block A, Beltway-Quorum Addition, an addition to the Town of Addison as recorded in Volume 2005102, Page 184 Plat Records, Dallas County, Texas, and a portion of Lot 2, Block A, Beltway-Quorum Addition, an addition to the Town of Addison as recorded in Volume 2004024, Page 9 Plat Records, Dallas County, Texas and also being a portion of a tract of land described in deed to Addison Southwest Ltd. as recorded in Volume 90128, Page 2666, Deed Records, Dallas County, Texas and a portion of a tract of land described in deed to Addison Quorum Partners, Ltd as recorded in Instrument No. 200600031761 Official Public Records, Dallas County, Texas, said tract being more particularly described as follows:

BEGINNING at a capped $1 / 2^{\prime \prime}$ iron rod found for corner, said rod being the northwest corner of said Lot 3 and the southwest corner of Lot 1, Block A, Summerfield $\backslash$ Arapaho\Addison Addition, an addition to the Town of Addison as recorded in Volume 95119, Page 4232 Plat Records, Dallas County, Texas;

THENCE South $89^{\circ} 43^{\prime} 00^{\prime \prime}$ East, along the common line between said Lot 3 and said Lot 1 (Summerfield), passing the northeast corner of said Lot 3 at 346.07 feet and continuing along the southerly line of said Lot 1 (Summerfield) and a northerly line of aforementioned Lot 2 (Beltway-Quorum) for a total distance of 354.95 feet to a $5 / 8$ inch iron rod found for corner;

THENCE North $00^{\circ} 17^{\prime} 00$ " East, along the easterly line of said Lot 1 (Summerfield) and a westerly line of said Lot 2 (Beltway-Quorum), for a distance of 31.40 feet to a $1 / 2$ inch iron rod found for corner, said rod being a northwest corner of said Lot 2 (Beltway-Quorum) and the southwest corner of Lot 1, Quorum Centre - East No. 2, an addition to the Town of Addison as recorded in Volume 2001188, Page 145 Plat Records, Dallas County, Texas;

THENCE South $89^{\circ} 57^{\prime} 28^{\prime \prime}$ East, along the common line between said Lot 2 (Beltway-Quorum) and said Lot 1 (Quorum Centre-East No. 2), for a distance of 52.76 feet to a $1 / 2$ inch iron rod with a plastic orange cap stamped "PIBURN PARTNERS" set for corner, said rod being a northeast corner of said Lot 2 (Beltway-Quorum) and a northwest corner of Quorum Centre-East No. 1, an addition to the Town of Addison as recorded in Volume 95100, Page 3266 Plat Records, Dallas County, Texas;

THENCE South $00^{\circ} 15^{\prime} 05^{\prime \prime}$ East, along the common line between said Lot 2 (Beltway-Quorum) and said Quorum Centre East-No. 1, for a distance of 175.00 feet to an " $X$ " cut in concrete found for corner, said " X " being the southwest corner of said Quorum Centre-East No 1;

THENCE South $89^{\circ} 57^{\prime} 28^{\prime \prime}$ East, along the common line between said Lot 2 (Beltway-Quorum) and said Quorum Centre East-No. 1, for a distance of 9.91 feet to an "X" cut in concrete set for corner, said "X" being a northwest corner of Lot 1, Belt Line-Quorum Addition, an addition to the Town of Addison as recorded in Volume 91077, Page 4068 Plat Records, Dallas County, Texas;

THENCE South $00^{\circ} 15^{\prime} 05^{\prime \prime}$ East, along the common line between said Lot 2 (Beltway-Quorum) and said Lot 1 (Belt Line-Quorum), for a distance of 137.67 feet to an "X" cut in concrete set for corner;

THENCE North $89^{\circ} 57^{\prime} 28^{\prime \prime}$ West, along said common line, for a distance of 30.00 feet to an " X " cut in concrete set for corner;

THENCE South $00^{\circ} 15^{\prime} 05^{\prime \prime}$ East, continuing along said common line, for a distance of 18.67 feet to an "X" cut in concrete set for corner;

THENCE West, through said Lot 2 (Beltway-Quorum), passing an easterly line of aforementioned Lot 3 at 33.20 feet and continuing through said Lot 3 for a total distance of 385.71 feet to a $1 / 2$ inch iron rod with a plastic orange cap stamped "PIBURN PARTNERS" set for corner;

THENCE North $00^{\circ} 17^{\prime} 00^{\prime \prime}$ East, for a distance of 33.41 feet to a $1 / 2$ inch iron rod with a plastic orange cap stamped "PIBURN PARTNERS" set for corner;

THENCE North $89^{\circ} 43^{\prime} 00^{\prime \prime}$ West, for a distance of 25.29 feet to a $1 / 2$ inch iron rod with a plastic orange cap stamped "PIBURN PARTNERS" set for corner;

THENCE North, for a distance of 30.00 feet to a $1 / 2$ inch iron rod with a plastic orange cap stamped "PIBURN PARTNERS" set for corner in a northerly line of aforementioned Lot 3 and the southerly line of Lot 1, Addison Road-Quorum Addition, an addition to the Town of Addison as recorded in Volume 93041, Page 2824 Plat Records, Dallas County, Texas;

THENCE South $89^{\circ} 43^{\prime} 00^{\prime \prime}$ East, along the common line between said Lot 3 and said Lot 1 (AddisonQuorum) for a distance of 20.43 feet to a $5 / 8$ inch iron rod found for corner, said rod being the southeast corner of said Lot 1 (Addison-Quorum);

THENCE North $00^{\circ} 17^{\prime} 00^{\prime \prime}$ East, along said common line, passing the northeast corner of said Lot 1 (Addison-Quorum) at a distance of 220.98 feet and continuing for a total distance of 238.29 feet to the POINT OF BEGINNING and containing 126,211 square feet or 2.897 acres of land, more or less.

SECTION 2. That the special use permit for a hotel is granted to the specific development plans proposed, and the above-described property shall be developed in accordance with the plans attached hereto and a part hereof for all purposes.

SECTION 3. That the special use permit for the hotel shall be granted subject to the following special conditions:

- The applicant shall provide the Town official height determination from the FAA (form 7460-1) before a building permit is issued.
- The property owner shall provide an Avigation Easement to the Town prior to the issuance of a building permit for the project.
- The applicant shall confirm where the future water/sewer/drainage connections are going to be made to this site, and clarify whether they will be in the proposed parking lot or on the hotel site. The applicant must submit drainage calculations and drawings to "prove up" the detention requirements.
- This site and the retail building site for Potbelly/Taco Diner must be replatted to accommodate the moved property lines and moving of parking areas between this site and the retail building site. This replat shall be completed prior to the issuance of a building permit for the hotel.

SECTION 4. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance as a whole.

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 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.

## DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,

 TEXAS, on this the 10th day of December, 2013.
## ATTEST:



MAYOR, Todd Meier


CITY SECRETARY, Matt McCombs
CASE NO. 1677-SUP/Home2 Suites by Hilton
APPROVED AS TO FORM:

## DIRECTOR OF DEVELOPMENT SERVICES















# TOWN OF ADDISON, TEXAS 

ORDINANCE NO.

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE TO GRANT A SPECIAL USE PERMIT FOR THE SALE OF BEER AND WINE FOR OFF-PREMISES CONSUMPTION ONLY, ON APPLICATION FROM HOME 2 SUITES BY HIILTON, FOR PROPERTY LOCATED AT 4875 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 COMIMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; SAVINGS, NO SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the property located at 4875 Belt Line Road is zoned C-2, Commercial-2, with a Special Use Permit for a hotel; 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 a Special Use Permit authorizing the sale of beer and wine for off-premises consumption only, on the property located 4875 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 floor plan attached hereto as Exhibit A and made a part hereof for all purposes.
(b) The sale of beer and wine shall be limited to the area indicated on the floor plan.

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.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 11th day of October, 2016.


CASE NO: 1745-SUP/Home2 Suites by Hilton


Brenda N. McDonald, City Attorney

PUBLISHED ON: $\qquad$

Ordinance No. 016-038

## EXHIBIT A



## Agenda Caption:

Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. 098-022, for property located at 4960 Arapaho Road, that is currently zoned Planned Development (PD), Ordinance No 004-048, to allow modifications to the development plan. Case 1893-SUP/4960 Arapaho Road (Radisson Hotel).

Recommendation:
Administration recommends approval.

## Attachments

1893-SUP Staff Report
1893-SUP Letter of Intent
1893-SUP Plans
Ordinance No. 098-022
Ordinance No. 004-048

## 1893-SUP

PUBLIC HEARING Case 1893-SUP/4960 Arapaho Road (Radisson Hotel). Hold a public hearing, present, discuss, and consider action on a request to amend Special Use Permit (SUP), Ordinance No. 098-022, for property located at 4960 Arapaho Road, that is currently zoned Planned Development (PD), Ordinance No 004-048, to allow modifications to the development plan.

LOCATION MAP


October 17, 2023

## STAFF REPORT

RE:
LOCATION:
REQUEST:

APPLICANT:

1893-SUP/4960 Arapaho Road (Radisson Hotel)
4960 Arapaho Road
Approval of a request to amend Special Use Permit, Ordinance No. 098-022, to modify the development plan. (Application Date: 08/17/2023)

Fidelina Ramirez, Legacy ADPR

## DISCUSSION:

Background: The subject property is located at 4960 Arapaho Road. A hotel has been operating on the site since 2000. The subject property is zoned Planned Development (PD), Ordinance No. 004-048, with Special Use Permits (SUP) to allow a restaurant and the sale of alcohol for onpremises consumption, and SUP, Ordinance No. 098-022, to allow a hotel.

The Radisson Hotel is an existing hotel with 101 guest rooms. The hotel offers various guest amenities including a fitness center, meeting space, business center, restaurant, and outdoor pool. The hotel requested an amendment to the existing SUP, Ordinance No. 098-022, to update the development plan to allow updates to the building façade and floor plan. The building modifications are proposed in order to meet the Hampton by Hilton design brand standards. There are no proposed modifications to existing services offered on site.

Proposed Plan: With this request, the Radisson Hotel is proposing an exterior and interior remodel to rebrand to a Hampton by Hilton. The improvements include a modernized building entry and updated materials throughout the façade. The interior remodel will modify the first floor to provide an enhanced lobby, restaurant/bar, and fitness areas. The proposal does not include changes to the gross floor area or the number of guest rooms.

Parking: No modifications are proposed to the existing parking. The development plan approved by Ordinance No. 098-022 identified 101 parking spaces on site. The property currently has 97 spaces. It appears the parking deficit was created due to the construction of an outdoor pool at the southeast corner of the building in 2004. Staff has no knowledge of issues related to lack of parking on the subject property.

Exterior Facades: An exterior remodel is proposed with this request. The changes will include a new porte cochere on the north façade, new awnings on the east and west façades, a new fin wall and windows at the entrance, and updated exterior materials. The updated façade materials include brick, EFIS, and wood paneling. The new fin wall will increase the maximum height of the building by 3.5 feet, for an overall maximum height of 50 feet.

Landscaping and Open Space: No modifications are proposed to the existing landscaping and open space approved by Ordinance No. 098-022.

## RECOMMENDATION: APPROVAL

Approval of this request will allow reinvestment in the existing hotel site. The proposed modifications will provide enhanced accommodations and amenities for hotel guests and an updated exterior appearance. The improvements will not negatively impact the existing site conditions, including parking, landscaping, or open space.

Staff recommends approval of the request.

ATTN: Lesley Nyp, AICP, CNU-A
Planning \& Development Manager
Town of Addison Planning Department
16801 Westgrove Drive
Addison, Texas 75001

## RE: Hotel Conversion - SUP Letter of Intent <br> 4960 Arapaho Road <br> Lot 2, Block A <br> Wingate Inn of Addison Addition <br> Addison, TX. 75001

Legacy ADPR in conjunction with Paras "Max" Bhagat of J-Idol Hotels, LLC. request a Special Use Permit Amendment to allow for the exterior and interior remodel of the existing 16,635 square foot Radisson Hotel. The property is located on Arapaho Rd. just west of Quorum Dr.

The building's exterior façade will be composed of a combination of brick, EIFS, and the addition of Nichiha Architectural Wood Panel which still conforms with $90 \%$ masonry requirements set forth by the existing SUP Amendment. The interior changes will require minimal wall demolition and construction.

Mr. Bhagat of J-Idol Hotels, LLC. is requesting the SUP Amendment to make the necessary building upgrades to meet the Hamptons Inn by Hilton Desing Brand Standards in addition to fulfilling the existing Town of Addison ordinances. J-Idol Hotels, LLC. greatly appreciates your consideration for this SUP Amendment.

If you have any questions, comments, or concerns please feel free to contact us at any time for assistance.

Sincerely,


Fidelina E. Ramirez, R.A. Legacy ADPR
Texas Architect Registration No. 26463
August 18, 2023
Date





(02)

(02)






#### Abstract

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE TOWN OF ADDISON, TEXAS, SO AS TO GRANT A SPECIAL USE PERMIT FOR A HOTEL/MOTEL, ON APPLICATION WITH WINGATE INNS, LOCATED ON 2.788 ACRES AT THE NORTHWEST CORNER OF QUORUM DRIVE AND ARAPAHO ROAD (FUTURE EDWIN LEWIS DRIVE); PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A REPEAL CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR A SEVERABILITY CLAUSE.


WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the Town of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the Town of Addison, Texas, as required by State Statutes and the zoning ordinance of the Town of Addison, Texas, and all the legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of Addison, Texas, after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the Town of Addison, Texas, does find that there is a public necessity for the zoning change, that the public demands it, that the public interest clearly requires the amendment, and it is in the best interest of the public at large, the citizens of the Town of Addison, and helps promote 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, as heretofore amended, is hereby amended so as to grant a special use permit
to a hotel/motel. Said zoning amendment shall be noted on the official zoning map of the Town of Addison, Texas, and is situated on the following described land:

WHEREAS, MCM Company are the owners of a 2.788 acres tract of land situated in the G.W. Fisher Survey, Abstract no. 482, Town of Addison, Dallas County, Texas and being a portion of five tracts of land described in instruments to MCM Company as recorded in Volume 78212, page 3704; Volume 83179, page 1556; Volume 82179; page 1559 and Volume 84004, page 1944 of the deed of records, Dallas County, Texas, and being more particularly described as follows:

COMMENCING at a $5 / 8$ inch iron for found at the Southwest corner of the tract of land described in said instrument recorded in Volume 84133, page 0532 of the deed of records of Dallas County, Texas, said point also being the Southwest corner of a tract of land described in instrument to Southwestern Bell Telephone Company as recorded in Volume 86207, page 3192 of the deed of records, Dallas County, Texas, said point also being on the North right-of-way line;

THENCE South 89 degrees 35 minutes 00 seconds East along the said North right-of-way line of Arapaho Road and the North right-of-way line of Arapaho Road as established by instrument to the city of Addison, Texas as recorded in Volume 84075, page 4952 of the deed of records of Dallas County, Texas and along the South line of said Southwestern Bell Telephone Company (SWBT) tract a distance of 79.64 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the POINT OF BEGINNING;

THENCE North 00 degrees 16 minutes 34 seconds East parallel with and 20 Easterly from the East line of said SWBT tract a distance of 157.20 feet to a 1/2 inch iron rod found with "Huitt-Zollars" cap on the Southerly line of a 168,918 square foot tract of land as described in instrument to the town of Addison as recorded in Volume 86009, page 00027, deed records, Dallas County, Texas said point being the beginning of a non-tangent curve to the right having a central angle of 4 degrees 47 minutes 46 seconds, a radius of 778.00 feet, and being subtended by a 65.11 foot chord bearing North 63 degrees 57 minutes 20 seconds East;

THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract a distance of 65.12 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE North 66 degrees 21 minutes 13 seconds East along the Southerly line of said town of Addison tract a distance of 299.54 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the right, having a
central angle of 11 degrees 28 minutes 42 seconds, a radius of 240.00 feet, and being subtended by a 48.00 foot chord bearing North 72 degrees 05 minutes 34 seconds East;

THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract an arc distance of 48.08 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of reverse curvature of a curve to the left, having a central angle of 11 degrees 28 minutes 42 seconds, a radius of 260.00 feet, and being subtended by a 52.00 foot chord bearing North 72 degrees 05 minutes 34 seconds East;

THENCE Northeasterly along said curve to the left, along the Southerly line of said town of Addison tract an arc distance of 52.09 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE North 66 degrees 21 minutes 13 seconds East along the Southerly line of said town of Addison tract a distance of 60.80 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the right, having a central angle of 3 degrees 29 minutes 00 seconds, a radius of 848.00 feet, and being subtended by a 51.55 foot chord bearing North 68 degrees 05 minutes 43 seconds East;

THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract an arc distance of 51.55 feet to a $1 / 2$ in h iron rod found with "Huitt-Zollars" cap for the end of said curve;

THENCE South 54 degrees 50 minutes 08 seconds East along the Southerly line of said town of Addison tract a distance of 23.14 feet to a $1 / 2$ inch iron rod fund with "Huitt-Zollars" cap for a corner on the West right-of-way line of Quorum Drive ( 80 foot wide right-of-way) as established by the instrument to the town of Addison, Texas as recorded in Volume 82149, page 0240 of the deed of records of Dallas County, Texas;

THENCE South 00 degrees 11 minutes 10 seconds East along the west right-ofway line of Quorum Drive a distance of 86.14 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the right, having a central angle of 18 degrees 40 minutes 18 seconds, a radius of 380.00 feet, and being subtended by a 123.29 foot chord bearing South 09 degrees 08 minutes 59 seconds West;

THENCE Southerly along said curve to the right and West right-of-way line of Quorum Drive an arc distance of 123.83 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of reverse curvature of a curve to the left, having a central angle of 18 degrees 40 minutes 18 seconds, a radius of 190.00 feet, and being subtended by a 61.65 foot chord bearing South 09 degrees 08 minutes 59 seconds West;

THENCE Southerly along said curve to the left and West right-of-way line of Quorum Drive an arc distance of 123.83 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE South 00 degrees 11 minutes 10 seconds East along the west right-ofway line of Quorum Drive a distance of 26.09 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for a corner;

THENCE South 45 degrees 42 minutes 50 seconds West along the Westerly right-of-way line of Quorum Drive a distance of 24.00 feet to an " $X$ " cut found I concrete for a corner on the North right-of-way line of Arapaho Road as established by instrument to city of Addison, Texas as recorded in Volume 82117, Page 1657 of the Deed records of Dallas County, Texas;

THENCE North 89 degrees 46 minutes 10 seconds West along the North right-of-way line of Arapaho Road a distance of 267.99 feet to a $1 / 0$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the left, having a central angle of 13 degrees 35 minutes 07 seconds, a radius of 359.31 feet, and being subtended by a 85.00 foot chord bearing South 83 degrees 26 minutes 16 seconds West;

THENCE Westerly along said curve to the left and North right-of-way line of Arapaho Road an arc distance of 85.20 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap on the North line of an easement for the street purposes granted to the city of Addison, Texas described in instrument recorded in Volume 78212, page 3699 of the deed records of Dallas County, Texas;

THENCE South 76 degrees 05 minutes 32 seconds West a distance of 43.41 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the Southeast corner of that tract of land described in instruments to MCM Company as recorded in Volume 82179, Page 1559 of the deed records of Dallas County, Texas said point also being on the North right-of-way line of Arapaho Road as established by instrument to the city of Addison, Texas as recorded in Volume 82117, Page 4654 of the deed records of Dallas County, Texas, said point being the beginning of a non-tangent curve to the right, having g central angle of 12 degrees 31 minutes 42 seconds, a radius of 299.31 feet, and being subtended by a 65.32 foot chord bearing south 84 degrees 09 minutes 00 seconds West;

THENCE Westerly along said curve to the right and said North right-of-way line of Arapaho Road an arc distance of 65.45 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE North 89 degrees 35 minutes 00 seconds West along the North right-of-way line of Arapaho Road as per last mentioned instrument and an instrument to the city of Addison, Texas as recorded n Volume 84075, Page 4952 of the deed records of Dallas County, Texas for a distance of 45.33 feet to the POINT OF BEGINNING.

CONTAINING 2.788 acres of land, more or less.

SECTION 2. That the Special Use Permit for a hotel/motel is approved subject to the following special conditions:
-The facades for the building shall be constructed of $90 \%$ brick or a combination of brick and E.I.F.S. (rendering \#3, as presented by the applicant).
-The applicant/developer shall provide on-site detention storage for storm water runoff.
-This property is located within the 70 to 75 Idn noise contours. In accordance with the adopted airport master plan, an avigation easement is required, (form is attached).
-Prior to any development the applicant shall submit plans to the FAA for review/approval to determine compliance with Addison's height hazard zoning.
-Prior to acquiring a building permit, and upon completion of the building, the applicant/developer shall provide verification from a certified acoustical expert that the structure, outside to inside, meets sound attenuation of 30 dB .
-The entrance on the north side must match up with the median opening in the proposed Arapaho Road, and should be a minimum of 36 -feet wide.
-At the time of subdivision platting, the applicant shall dedicate a landscape, sidewalk, and utility easement on the northeast corner of the property for the Arapaho/Quorum streetscape improvements.
-At the time of platting, the applicant shall dedicate a 16-foot landscape, sidewalk, and utility easement from back of the curb along Quorum Drive for future Quorum streetscape improvements. The width of the property required to be dedicated by the applicant will vary from approximately one foot to eight feet from the right-of-way line.
-Placement of trees along the Arapaho and Quorum Drive frontages shall be coordinated with the Town's streetscape plan for tree spacing.
-The undeveloped open space shown west of the building shall be irrigated and maintained with the rest of the site.
-A detailed landscape and irrigation plan shall be submitted for review and approval before a building permit is issued.
-The dumpster enclosure shall be constructed out of the same material as the building and shall be large enough to hold all dumpsters on the site.
-All mechanical equipment shall be screened by either a parapet wall or screening device. The screening shall be architecturally compatible with the building, and the Staff shall make the determination as to what is "architecturally compatible."
-The building and site must meet all requirements of the fire code.

SECTION 3. 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 $f$ fect.

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 should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provisions thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of this ordinance as a whole.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, on this the 14th day of April, 1998.


## ATTEST:



CASE NO. 1325-SUP

APPROVED AS TO FORM:


PUBLISHED ON: $\quad 7 / 1 / 98$



SOUTH ELEVATION



WINGATE INN
ROBERT BOYD ARCHITECTS


BUILDING PLAN 2nd FLOOR




#### Abstract

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING FROM COMMERCIAL-1 (C-1) TO PLANNED DEVELOPMENT (PD), TO APPROVE A SPECIAL USE PERMIT FOR A RESTAURANT, AND TO APPROVE A SPECIAL USE PERMIT FOR THE SALE OF ALCOHOLIC BEVERAGES FOR ONPREMISES CONSUMPTION ONLY, ON APPLICATION FROM WINGATE INN, LOCATED AT 4960 ARAPAHO ROAD, AND BEING MORE PARTICULARLY DESCRIBED IN THE BODY OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A NO SEVERABILITY CLAUSE; AND PROVIDING FOR A REPEAL CLAUSE.


WHEREAS, application was made to amend the Comprehensive Zoning Ordinance of the Town of Addison, Texas, by making application for the same with the Planning and Zoning Commission of the Town of Addison, Texas, as required by State Statutes and the zoning ordinance of the Town of Addison, Texas, and all the legal requirements, conditions and prerequisites having been complied with, the case having come before the City Council of Addison, Texas, after all legal notices, requirements, conditions and prerequisites having been complied with; and

WHEREAS, the City Council of the Town of Addison, Texas, does find that there is a public necessity for the zoning change, that the public demands it, that the public interest clearly requires the amendment, and it is in the best interest of the public at large, the citizens of the Town of Addison, Texas, and helps promote 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 Comprehensive Zoning Ordinance of the Town of Addison, Texas, be, and the same is hereby amended by amending the zoning map of the Town of Addison, Texas, so as to give the hereinafter described property the zoning district classification, to-wit: Planned Development. Said property being in the Town of Addison, Texas, and being described as follows:

WHEREAS, MCM Company are the owners of a 2.788 acres tract of land situated in the G.W. Fisher Survey, Abstract no. 482, Town of Addison, Dallas County, Texas and being a portion of five tracts of land described in instruments to MCM Company as recorded in Volume 78212, page 3704; Volume 83179, page 1556; Volume 82179; page 1559 and Volume 84004, page 1944 of the deed of records, Dallas County, Texas, and being more particularly described as follows:

COMMENCING at a $5 / 8$ inch iron for found at the Southwest corner of the tract of land described in said instrument recorded in Volume 84133, page 0532 of the deed of records of Dallas County, Texas, said point also being the Southwest corner of a tract of land described in instrument to Southwestern Bell Telephone Company as recorded in Volume 86207, page 3192 of the deed of records, Dallas County, Texas, said point also being on the North right-of-way line;

THENCE South 89 degrees 35 minutes 00 seconds East along the said North right-of-way line of Arapaho Road and the North right-of-way line of Arapaho Road as established by instrument to the city of Addison, Texas as recorded in Volume 84075, page 4952 of the deed of records of Dallas County, Texas and along the South line of said Southwestern Bell Telephone Company (SWBT) tract a distance of 79.64 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the POINT OF BEGINNING;

THENCE North 00 degrees 16 minutes 34 seconds East parallel with and 20 Easterly from the East line of said SWBT tract a distance of 157.20 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap on the Southerly line of a 168,918 square foot tract of land as described in instrument to the town of Addison as recorded in Volume 86009, page 00027, deed records, Dallas County, Texas said point being the beginning of a non-tangent curve to the right having a central angle of 4 degrees 47 minutes 46 seconds, a radius of 778.00 feet, and being subtended by a 65.11 foot chord bearing North 63 degrees 57 minutes 20 seconds East;

THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract a distance of 65.12 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE North 66 degrees 21 minutes 13 seconds East along the Southerly line of said town of Addison tract a distance of 299.54 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the right, having a central angle of 11 degrees 28 minutes 42 seconds, a radius of 240.00 feet, and being subtended by a 48.00 foot chord bearing North 72 degrees 05 minutes 34 seconds East;

THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract an arc distance of 48.08 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of reverse curvature of a curve to the left, having a central angle of 11 degrees 28 minutes 42 seconds, a radius of 260.00 feet, and being subtended by a 52.00 foot chord bearing North 72 degrees 05 minutes 34 seconds East;

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THENCE Northeasterly along said curve to the right, along the Southerly line of said town of Addison tract an arc distance of 51.55 feet to a $1 / 2$ in $h$ iron rod found with "Huitt-Zollars" cap for the end of said curve;

THENCE South 54 degrees 50 minutes 08 seconds East along the Southerly line of said town of Addison tract a distance of 23.14 feet to a $1 / 2$ inch iron rod fund with "Huitt-Zollars" cap for a corner on the West right-ofway line of Quorum Drive ( 80 foot wide right-of-way) as established by the instrument to the town of Addison, Texas as recorded in Volume 82149, page 0240 of the deed of records of Dallas County, Texas;

THENCE South 00 degrees 11 minutes 10 seconds East along the west right-of-way line of Quorum Drive a distance of 86.14 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the right, having a central angle of 18 degrees 40 minutes 18 seconds, a radius of 380.00 feet, and being subtended by a 123.29 foot chord bearing South 09 degrees 08 minutes 59 seconds West;

THENCE Southerly along said curve to the right and West right-of-way line of Quorum Drive an arc distance of 123.83 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of reverse curvature of a curve to the left, having a central angle of 18 degrees 40 minutes 18 seconds, a radius of 190.00 feet, and being subtended by a 61.65 foot chord bearing South 09 degrees 08 minutes 59 seconds West;

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THENCE South 45 degrees 42 minutes 50 seconds West along the Westerly right-of-way line of Quorum Drive a distance of 24.00 feet to an " $X$ " cut found I concrete for a corner on the North right-of-way line of Arapaho Road as established by instrument to city of Addison, Texas as recorded in Volume 82117, Page 1657 of the Deed records of Dallas County, Texas;

THENCE North 89 degrees 46 minutes 10 seconds West along the North right-of-way line of Arapaho Road a distance of 267.99 feet to a $1 / 0$ inch iron rod found with "Huitt-Zollars" cap for the point of curvature of a curve to the left, having a central angle of 13 degrees 35 minutes 07 seconds, a radius of 359.31 feet, and being subtended by a 85.00 foot chord bearing South 83 degrees 26 minutes 16 seconds West;

THENCE Westerly along said curve to the left and North right-of-way line of Arapaho Road an arc distance of 85.20 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap on the North line of an easement for the street purposes granted to the city of Addison, Texas described in instrument recorded in Volume 78212, page 3699 of the deed records of Dallas County, Texas;

THENCE South 76 degrees 05 minutes 32 seconds West a distance of 43.41 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the Southeast corner of that tract of land described in instruments to MCM Company as recorded in Volume 82179, Page 1559 of the deed records of Dallas County, Texas said point also being on the North right-of-way line of Arapaho Road as established by instrument to the city of Addison, Texas as recorded in Volume 82117, Page 4654 of the deed records of Dallas County, Texas, said point being the beginning of a non-tangent curve to the right, having g central angle of 12 degrees 31 minutes 42 seconds, a radius of 299.31 feet, and being subtended by a 65.32 foot chord bearing south 84 degrees 09 minutes 00 seconds West;

THENCE Westerly along said curve to the right and said North right-of-way line of Arapaho Road an arc distance of 65.45 feet to a $1 / 2$ inch iron rod found with "Huitt-Zollars" cap for the point of tangency of said curve;

THENCE North 89 degrees 35 minutes 00 seconds West along the North right-of-way line of Arapaho Road as per last mentioned instrument and an
instrument to the city of Addison, Texas as recorded $n$ Volume 84075, Page 4952 of the deed records of Dallas County, Texas for a distance of 45.33 feet to the POINT OF BEGINNING.

CONTAINING 2.788 acres of land, more or less.

SECTION 2. As provided in Planned Development District Article of the Comprehensive Zoning Ordinance, said property shall be improved in accordance with the development plans which are attached hereto and made a part hereof for all purposes.

SECTION 3. The following special conditions are placed on the above described property:

1. The facades for the building shall be constructed of $90 \%$ brick or a combination of brick and E.I.F.S. (rendering \#3, as presented by the applicant).
2. The applicant/developer shall provide on-site detention storage for storm water runoff.
3. This property is located within the 70 to 75 Idn noise contours. In accordance with the adopted airport master plan, an avigation easement is required.
4. Prior to any development the applicant shall submit plans to the FAA for review/approval to determine compliance with Addison's height hazard zoning.
5. Prior to acquiring a building permit, and upon completion of the building, the applicant/developer shall provide verification from a certified acoustical expert that the structure, outside to inside, meets sound attenuation of 30 dB.
6. The entrance on the north side must match up with the median opening in the proposed Arapaho Road, and should be a minimum of 36 -feet wide.
7. Placement of trees along the Arapaho and Quorum Drive frontages shall be coordinated with the Town's streetscape plan for tree spacing.
8. The undeveloped open space shown west of the building shall be irrigated and maintained with the rest of the site.
9. A detailed landscape and irrigation plan shall be submitted for review and approval before a building permit is issued.
10. The dumpster enclosure shall be constructed out of the same material as the building and shall be large enough to hold all dumpsters on the site.
11. All mechanical equipment shall be screened by either a parapet wall or screening device. The screening shall be architecturally compatible with the building, and the Staff shall make the determination as to what is "architecturally compatible."
12. The building and site must meet all requirements of the fire code.
13. No signs advertising the 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. No terms such as "bar", "tavern" or any terms or graphic depictions that relate to the sale of alcoholic beverages shall be used in exterior signs
14. That the sale of alcoholic beverages under this special use permit shall be Permitted in restaurants. Restaurants are hereby defined as establishments that receive at least sixty percent ( $60 \%$ ) of their gross revenues from the sale of food.
15. 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 insure that the conditions of Paragraph 4 are being met.
16. If a license or permit to sell alcoholic beverages on property covered by this special use permit is revoked, terminated, or canceled by proper authorities, the City Council may authorize hearings to be held for the purpose for considering a change of zoning.
17. The term "bar", "tavern", or any equivalent term, or graphic depiction, associated with alcoholic beverages shall not be used in exterior signs.

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. 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.

## DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON,

 TEXAS, on this the $9^{\text {th }}$ day of November, 2004.

ATTEST:


CITY SECRETARY
CASE NO: 1473-SUP
APPROVED AS TO FORM:


PUBLISHED ON:



## Agenda Caption:

Hold a public hearing, present, discuss, and consider action on a request for a Special Use Permit (SUP) for property located at 4006 Belt Line Road, Suite 100, that is currently zoned Planned Development (PD), through Ordinance No. 460, and amended by Ordinance No. 085-003, to allow an educational institution. 1897-SUP/4006 Belt Line Road, Suite 100 (Montessori Institute of North Texas).

## Recommendation:

Administration recommends approval.
1897-SUP Staff Report
1897-SUP Letter of Intent
1897-SUP Plans
Ordinance No. 460

## 1897-SUP

PUBLIC HEARING 1897-SUP/4006 Belt Line Road, Suite 100 (Montessori Institute of North Texas). Hold a public hearing, present, discuss, and consider action on a request for a Special Use Permit (SUP) for property located at 4006 Belt Line Road, Suite 100, that is currently zoned Planned Development (PD), through Ordinance No. 460, and amended by Ordinance No. 085-003, to allow an educational institution.

LOCATION MAP


October 17, 2023

## STAFF REPORT

RE:

LOCATION:
REQUEST:

## APPLICANT:

> 1897-SUP/4006 Belt Line Road, Suite 100 (Montessori Institute of North Texas)

4006 Belt Line Road, Suite 100
Approval of a Special Use Permit for an educational institution. (Application Date: 08/31/2023)

Virginia Wannamaker Brooks, Montessori Institute of North Texas

## DISCUSSION:

Background: The subject property is located at 4006 Belt Line Road. The proposed business, Montessori Institute of North Texas, would be located within Suite 100, which is within the southernmost building. The subject property is zoned Planned Development (PD), Ordinance No. 460, as amended by Ordinance No. 085-003.

The Montessori Institute of North Texas (MINT) is requesting a Special Use Permit (SUP) to allow a Montessori training center for teachers. This program will provide Montessori certification for teachers and serve as a resource for professional development. This institute is the only Montessori teacher training center in Texas that is affiliated with the Association Montessori Internationale (AMI). MINT will not provide schooling for children.

MINT is proposed to be open 8:00 AM - 5:00 PM Monday through Friday. The anticipated class size will vary between 6-30 adults. Approximately $50 \%$ of the training takes place virtually. Courses are offered year-round; however, a majority of the classes are offered during the summer months while teachers are on summer vacation.

The zoning ordinance allows educational institutions through the approval of an SUP within any zoning district. The proposed use complies with the ordinance.

Proposed Plan: With this request, MINT would utilize an existing 14,742 square foot suite to conduct training. The space will offer offices, classrooms, breakrooms, and a reception area. The classrooms are furnished with tables and chairs of various configurations for learning and as a mock classroom.

Parking: PD, Ordinance No. 460, specifies the following parking ratios for the site:

| Land Use | Parking Ratio |
| :--- | :--- |
| Retail | 1 space for each 200 SF |
| Restaurant | 1 space for each 100 SF |


| Movie Theater | 1 space for each 4 seats |
| :--- | :--- |
| All Other Uses | 1 space for each 300 SF |

The site was originally approved with 678 spaces in 1983. Currently, the site plan identifies 621 parking spaces to serve 206,303 square feet of office and restaurant space. The deficit appears to have been created due to the removal of parking spaces to accommodate accessible spaces and to provide driveway connections to the parking lot that is situated on the adjacent Texas power and light right-of-way. Staff has no knowledge of issues related to lack of parking on the subject property.

Exterior Facades: No modifications are proposed to the existing facades on the subject property.
Landscaping and Open Space: No modifications are proposed to the existing landscaping and open space

Code Violations: Currently, there is one outstanding code violation on the subject property. Town staff identified that the existing monument sign is in disrepair and is proceeding with standing enforcement processes. Staff does not believe this should delay consideration of this request as they are unrelated to the applicant.

## RECOMMENDATION: APPROVAL

As proposed, this training center will function similarly to an office setting and will operate during typical business hours. The classes will be small and operate in a hybrid capacity, both on site and virtually, which is unlikely to create conditions that would affect adjacent businesses.

Staff recommends approval of this request.

## EXECUTIVE DIRECTOR

Virginia Wannamaker Brooks

## BOARD OF DIRECTORS

August 30, 2023

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Sara Brady, M.Ed.
Uma Ramani, M.A.
BethAnn Slater, M.Ed.
Chris Trostel, M.S.Ed.
Virginia Viscovic, M.A.
Zoning Commission Town of Addison
16801 Westgrove Drive
Addison, TX 75001
To whom it may concern, requesting a Special Use Permit to allow a Montessori teacher training center. the only Montessori teacher training center in the state of Texas affiliated with the Association Montessori Internationale (AMI), the organization founded by Dr. Maria Montessori in 1929 to preserve the authenticity and integrity of her work. teacher training. Its deep roots in the community and commitment to serving the private schools. learners. support for MINT graduates, educational opportunities for Montessori teachers and administrators throughout the community.

This letter of intent is in reference to Montessori Institute of North Texas's request for a special use permit. The property is currently zoned as Planned Development, Ordinance No. 460, as amended by Ordinance No. 085-003, which allows offices uses. We are

History: The Montessori Institute of North Texas (MINT) was founded in 2003 as a Texas nonprofit corporation under the name Montessori Training and Research Center of Dallas. The product of a collaborative effort among local Montessori schools, MINT is

MINT was created by community collaboration, out of a strong community need for AMI community remain its most striking characteristics. MINT has developed a reputation for training teachers who will serve ALL children - the children of the most vulnerable and at-risk families, as well as children from affluent families who can afford to pay tuition at

Description: MINT's purpose is to meet a critical need for children and families - to provide qualified, highly trained Montessori teachers certified by AMI - MINT is not a school for children. We offer AMI teacher training for adult learners on a year-round basis. The majority of our training courses take place during the summer months when teachers are out of school and free to take courses. Approximately $50 \%$ of training takes place online with adult learners working remotely. Class sizes range from 6-30 adult

MINT also serves as a resource center for the Montessori community, offering continuing

Location/Hours: The Montessori Institute of North Texas is located at 4006 Belt Line Road, Suite 100, Addison, TX 75001. The office will be open Monday-Friday 8:00am5:00pm as classes are scheduled.

Services: AMI Montessori teacher training, professional development and mentoring for teachers and consulting for Montessori schools.

We thank all involved for your time and consideration in this matter.

Sincerely,


Virginia Wannamaker Brooks, M.Ed.
Executive Director




AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, AMENDIng the Comprehensive zoning ordinance no. 66 of THE CITY OF ADDISON, TEXAS, AS HERETOFORE AMENDED SO AS TO CHANGE THE HEREINAFTER DESCRIBED PROPERTY being Situated in dallas county, texas, and GENERALLY LOCATED WEST OF MIDWAY ROAD AND SOUTH OF belt line road, being in the thomas l. ChenWETH SURVEY, ABSTRACT NO. 273, AND CONTAINING 31.6016 ACRES OF LAND, WHICH IS PRESENTLY ZONED RESIDENTIAL TO BE USED UNDER PLANNED DEVELOPMENTNO. 5 SHALL BE GRANTED WITH REFERENCE TO THE HEREIN DESCRIBED PROPERTY SUBJECT, HOWEVER, TO THE SPECIAL CONDITIONS HEREINAFTER MORE FULLY EXPRESSED; PROVIDING FOR A PENALTY NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH Offense; providing for a severability clause; and declaring an emergency.

WHEREAS, the City Zoning Commission of the City of Addison, Texas, and the City Council of the City of Addison, Texas, in compliance with the laws of the State of Texas with reference to the granting of zoning changes under the zoning ordinance and zoning map, have given requisite notices by publication and otherwise, and, after holding due hearings and affording a full and fair hearing to all property owners generally and to all persons interested and situated in the area, the City of Addison, Texas, is of the opinion that the said change of zoning on application of Corporate Realty No. 71 , Case \#362, should be granted and the Comprehensive Zoning
should be amended in the exercise of its legislative direction:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance No. 66 of the City of Addison, Texas, be, and the same is hereby amended so as to give the hereinafter described property the following zoning district classification, to-wit: Planned Development District No. 5. Said property being in the City of Addison, Dallas County, Texas, and being described as follows:

Being several tracts of land situated in the Thomas $L$. Chenoweth Survey, Abstract No. 273 in the City of Addison, Dallas County, Texas and being more particularly described as follows:

FROM a point in the south line of Belt Line Road (a 100' R.O.W.), said point being $N 89^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{W}, 60.00$ feet and south 50.00 feet from the intersection of the centerline of Belt Line Road with the centerline of Midway Road (a $100^{\prime}$ R.O.W.); thence, $\mathrm{N} 89^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{W}$, with the south line of Belt LIne Road, 1254.41 feet to the POINT OF BEGINNING:

THENCE, S $00^{\circ} 01^{\prime} 18^{\prime \prime} \mathrm{W}, 997.88$ feet to a point, said point being the beginning of a curve to the left having a back tangent bearing of $N 70^{\circ} 32^{\prime} 41^{\prime \prime} \mathrm{E}$, a central angle of $07^{\circ} 37^{\prime} 01^{\prime \prime}$, a radius of 1050.00 feet, and a tangent length of 69.90 feet;

THENCE, along said curve to the left an arc distance of 139.59 feet to the beginning of a reverse curve to the right having a central angle of $26^{\circ} 56^{\prime} 39^{\prime \prime}$, a radius of 480.00 feet, and a tangent length of 114.99 feet;

THENCE, along said curve to the right an arc distance of 225.73 feet to its point of tangency;

THENCE S $89^{\circ} 52^{\prime} 20^{\prime \prime} \mathrm{W}, 478.72$ feet to a point;
THENCE S $00^{\circ} 11^{\prime} 34^{\prime \prime} \mathrm{W}, 30.00$ feet to a point;
THENCE S $89^{\circ} 52^{\prime} 20^{\prime \prime} \mathrm{W}, 500.00$ feet to a point;
THENCE N $00^{\circ} 11^{\prime} 34^{\prime \prime} \mathrm{E}, 863.90$ feet to a point on the south right of way of Belt Line Road, said point also being the beginning of a curve to the left having a back tangent bearing of $\mathrm{S} 64^{\circ} 36^{\prime} 37^{\prime \prime} \mathrm{W}$, a central angle of $01^{\circ} 30^{\prime} 27^{\prime \prime}$, a radius of 1960.08 feet, and a tangent length of 25.79 feet;

THENCE, along said curve to the left, and with the south right of way of Belt Line Road, an arc distance of 51.57 feet to its point of tangency;

THENCE, N $63^{\circ} 06^{\prime} 10^{\prime \prime} \mathrm{E}, 117.50$ feet along the south right of way of Belt Line Road to a point, said point being the beginning of a curve to the right having a central angle of $27^{\circ} 28^{\prime} 50^{\prime \prime}$, a radius of 1860.08 feet, and a tangent length of 454.82 feet;

THENCE, along said curve to the right and with the south right of way, an arc distance of 892.14 feet to its point of tangency;

THENCE, $S 88^{\circ} 25^{\prime} 00^{\prime \prime} \mathrm{E}, 310.33$ feet along the south right of way of Belt Line Road to the POINT OF BEGINNING and containing 31.6016 acres ( $1,376.565$ square feet) of 1 and, more or less.

SECTION 2. In the herein above described 1and or building, no 1 and shall be used, erected or converted to any $\& 00$ other than:

1. Antique shop;
2. Aquarium;
3. Art gallery;
4. Bakery, retail sales only;
5. Bank, office, wholesale sales office or sample room, barber or beauty shops;
6. Bird and pet shops, retail;
7. Book or stationery store;
8. Cafeteria;
9. Camera shop;
10. Candy, cigars and tobaccos, retail sales only;
11. Caterer and wedding service;
12. Cleaning, dyeing and laundry pick-up station for receiving and delivery of articles to be cleaned;
13. Cleaning and pressing shops having an area of not more than 6000 square feet;
14. Curtain cleaning shop having an area of not more than 6000 square feet;
15. Department store, novelty or variety shop, retail sales only;
16. Drug store, retail sales only;
17. Florist, retail sales only;
18. Furniture store, retail only;
19. Grocery store, retail sales only;
20. Hardware, sporting goods, toys, paints, wall paper, clothing, retail sales only;
21. Household and office furniture, furnishings and appliances, retail;
22. Job printing;
23. Jewelry, optical goods, photographic supplies, retail sales only in the home where custom laundering and finishing may be done. The shop shall not exceed 6000 square feet
in area and no pick-up and delivery shall be operated;
24. Letter and mimeograph shop;
25. Library, retail;
26. Meat market, retail sales only;
27. Moving picture theater;
28. Nursery, retail sale of plants and trees;
29. Office building;
30. Photographers or artists studio;
31. Parking lot without public garage or automobile facilities for the parking of passenger cars and trucks of less than one (1) ton capacity only;
32. Professional offices for architect, attorney, engineer and real estate;
33. Public garage, parking, no repairs;
34. Piano and musical instruments, retail sales only;
35. Restaurant without curb or drive-in service (service to be entirely within the building);
36. Retail store or shop for custom work or the making of articles to be sold for retail on the premises;
37. Seamstress, dressmaker or tailor;
38. Shoe repair shop, retail sales only;
39. Studios, dance, music, drama, health, massage, and reducing;
40. Studio for the display and sale of glass, china, art objects, cloth and draperies;
41. Taxi stand;
42. Washateria, equipped with automatic washing machines of the type customarily found in a home and where the customers may personally supervise the washing and handing of his 1aundry;
43. Wearing apparel, including clothing, shoes, hats, millinery and accessories;
44. Accessory buildings and uses customarily incident to the above uses;

SECTION 3. The following special conditions are placed upon the above described property:
(a) As provided in Planned Development Article of the Comprehensive Zoning Ordinance, said property shall be improved in accordance with the development plans which are attached hereto and made a part hereof for all purposes.
(b) No building shall exceed two stories of thirty-five (35) feet in height.
(c) No building within 100 feet of a residential area shall exceed one story or twenty-five (25) feet in height.
(d) All general retail businesses shall provide off-street parking at a ratio of one (1) space for each 200 square feet of floor area. Establishments for the sale and consumption on the premises of food and refreshments shall provide off-street parking at a ratio of one (1) space for each one hundred (100) square feet of floor area.

Motion picture theaters shall provide off-street parking at a ratio of one space for each four (4) seats based on maximum occupancy load. All other businesses shall provide off-street parking at a ratio of one space for each three hundred (300) feet of floor area.
(e) All yard, set-back, parking, service and recreational area shall be landscaped and maintained in a neat and orderly manner.
(f) At least eighty percent ( $80 \%$ ) of the exterior walls of all structures shall be of masonry construction. The front and side walls shall be brick or stone veneer, tilt wall or stucco finish to blend with the adjacent structure. Wood-frame construction of exterior walls shall be prohibited, although wood veneer placed over will be allowed.
(g) All outside lighting features shall be placed and reflected in such a manner so as not to create annoyance, nuisances or hazards.
(h) Lighting shall be provided along all driveways and emergency access easements and parking areas.
(i) Mechanical equipment shall be constructed, located, and screened so as not to interfere with the peace, comfort and response of the occupants of any adjoining building or residence.
(j) A11 refuse and refuse containers shall be screened from the view of all public streets adjacent to the property by a solid fence or wall of at least six (6) feet in height.
(k) No accessory use shall be constructed to permit the keeping of articles, goods, or materials in the open or exposed to public view.
(1) A minimum of eight (8) feet in height solid masonry site-barring wall or better shall be constructed and maintained between retail and residential area.
(m) No more than twenty-five percent (25\%) of the land described herein and property as zoned through Ordinance No. 459 shall be developed until at least one-third of the land contained in Tract III as zoned through Ordinance No. $46 /$ has a bona fide contract between the developer and contractors, approved by the city, providing for the installation of street paving, sanitary sewer, and storm sewer conforming to the requirements therefore of the City of Addison.

SECTION 4. All paved areas, permanent drives, streets and drainage structures shall be constructed in accordance with standard City of Addison specifications adopted for such purpose, and the same shall be done to the satisfaction of the Director of Public Works.

SECTION 5. This Planned Development District is established pursuant to the Comprehensive Zoning Ordinance of the City of Addison as amended, and the provisions thereof unless directly conflict herewith, shall be applicable to the Planned Devlopment District No. 5.

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 should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 8. 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 not to exceed the sum of Two Hundred

Dollars (\$200.00) for each offense and that each day such violation sha11 continue to exist shall contitute a separate offense.

SECTION 9. Whereas, the above described property requires that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare of the City and creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of the caption as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF ADDISON,



ATTEST:


## Agenda Caption:

Hold a public hearing, present, discuss, and consider action on a request to amend the development standards and approve a development plan for Phase II, for a $12.22 \pm$ acre property located at 16675 Addison Road, currently zoned Planned Development (PD) Ordinance Nos. 023-32, to allow for the construction of an office/warehouse development with associated site improvements. Case 1900-Z/16675 Addison Road (Phase II).

## Recommendation:

Administration recommends approval, subject to the use and site development conditions and development plans presented by the applicant.

[^0]
## 1900-Z

PUBLIC HEARING Case 1900-Z/16675 Addison Road (Phase II). Hold a public hearing, present, discuss, and consider action on a request to amend the development standards and approve a development plan for Phase II, for a 12.22 $\pm$ acre property located at 16675 Addison Road, currently zoned Planned Development (PD) Ordinance Nos. 023-32, to allow for the construction of an office/warehouse development with associated site improvements.

LOCATION MAP


October 17, 2023

## STAFF REPORT

RE:

## LOCATION:

REQUEST:
1900-Z/16675 Addison Road (Phase II)
16675 Addison Road
Approval of a request to amend Planned Development (PD) District Ordinance No. 023-32, to modify development standards and development plans. (Application Date: 09/15/2023)

Ronald Loken, Winkelmann \& Associates, Inc. on behalf of Lovett Industrial

DISCUSSION:
Background: This request is specific to the former call center site located at 16675 Addison Road. The site is 12.22 acres, located at the southwest corner of Addison Road and Excel Parkway, approximately 600 feet west of the Dallas North Tollway. On July 11, 2023, the City Council approved Planned Development (PD), Ordinance No. 023-32, which provided permitted uses, development standards, a development plan for Phase I, and a concept plan for Phase II to allow the redevelopment of the site.

It was the intent of the previous applicant for Ordinance No. 023-32, Brockett Street Capital, to develop the property in two phases. The first phase would include the conversion of the existing 138,000 square foot call center into a multi-tenant office/warehouse structure. Phase II proposed a second 97,000 square foot multi-tenant office/warehouse structure within the existing concrete parking area.

Lovett Industrial is currently in the process of acquiring the subject property and intends to complete the project in one phase. Lovett Industrial is a Houston based real estate developer with a local office in Dallas.

This request will amend the existing PD to allow minor modifications to the development standards and adopt an updated development plan for the entire site (Phases I and II). Tenants for this site have not yet been identified.

Permitted Use and Development Standards: Minor modifications are proposed to the Permitted Use and Development Standards approved via Ordinance No. 023-32. The following modifications are specific to the floor plan development standards:

- A 495 square foot increase to the maximum tenant occupancy within Building 2; and
- To allow doors or windows, which can provide access or visibility into an interior lobby or office space, on the north façade of Building 2.

The remaining use and development standards are proposed to remain as previously approved.
Development Plan: The development plan includes a site plan, landscape plan, tree survey, façade plan, and floor plan for the western half of the site to allow a new 100,990 square foot office/warehouse structure and associated site improvements. This area has previously been referred to as Phase II of the project and is identified as Building 2 on the development plan.

Uses: The site is being constructed for speculative office/warehouse space. All tenants must comply with the Permitted Use and Development Standards.

Parking: A minimum of 1 space for each 1,000 square feet of gross floor area is proposed for the site. Building 2 is a 100,990 square foot structure, requiring 101 spaces. The site is exceeding this requirement by providing 144 spaces.

Exterior Facades: The east elevation will be used as the service area and truck courtyard, providing thirteen loading dock doors. A proposed masonry screening wall at the northeast corner of the building, landscaping, and Building 1 will provide screening for the service area. Primary entrances will be situated on the north, west, and south facades. The building will be concrete tilt wall construction and be aesthetically compatible with Building 1.

Landscape and Open Space: The site will meet the minimum landscaping requirements requested by staff, including open space, landscape buffers along Addison Road and Excel Parkway, and parking lot landscaping. An enhanced landscaping treatment is proposed at the northeast corner of the building and along Excel Parkway to provide screening for the service area.

With the development of Building 2, the applicant has proposed to remove 20 trees, or 304 caliper inches. Mitigation has been proposed through 20 replacement trees and providing fee in lieu of to the Town's tree mitigation fund. Tree mitigation on site was challenging due to several existing utility easements and an increase in the density. 80 caliper inches will be mitigated on site and 228 caliper inches will be mitigated at $\$ 192.00$ per caliper inch, resulting in a \$43,776 fee.

Staff Review: The development plan is generally consistent with the concept plan approved via PD, Ordinance No. 023-32. The structure increased by 3,990 square feet, however, the site still meets the intent and character of the concept plan, as well as all Town requirements and the Permitted Use and Development Standards.

## RECOMMENDATION: APPROVAL

This request is consistent with the previously approved development standards and concept plan approved with PD, Ordinance No, 023-32. This project will provide increased density through the redevelopment of an underutilized and aesthetically challenged surface parking lot. The development plan for the site is compatible with the development pattern in the area.

Staff recommends approval of the Planned Development Amendment, to include the Use and Development Conditions and Development Plans.

Lesley Nyp<br>Town of Addison<br>16801 Westgrove Dr<br>Addison, TX 75001

Dear Ms. Lesley Nyp:
Lovett Industrial is acquiring the property at 16675 Addison Rd and is requesting an amendment to the Planned Development site plan. The original submittal provided the zoning needs and development plan for the existing building. The current submittal provides an updated conceptual site plan, elevations for the proposed building, and preliminary engineering plans.

Lovett Industrial has been one of the most active developers in Texas. We have over 5 million square feet of industrial buildings built or under construction in the Dallas-Fort Worth area. We have a strong team locally, and several offices across the United States with a proven track record.

We believe this property is a desirable site with a central location and access off the Dallas North Tollway. We have seen meaningful tenant demand in the area, supporting the continued need for developments like this one within the urban core. Our plan for the site embraces the approved planned development to provide an opportunity for nearby businesses, an expansion opportunity and an option for new tenants looking to capitalize on Addison's talented labor force.

Request: We are seeking approval of the updated development plan for a 100,990 SF industrial building adjacent to the existing building. The proposed development will meet the requirements set forth in the previously approved Planned Development zoning ordinance.

We look forward to working with town staff on a successful project. Thank you for your consideration.

Sincerely,

James Yu, P.E.
Development Manager
James.Yu@lovettindustrial.com



(01) $\frac{\text { TREE PROTECTION FENCE A }}{\text { NOTTOSCCALE }}$

 (02) ${ }^{\text {TREE PROTECTION FENCE B }} \frac{\text { nOTTOSCALE }}{}$

## 

 ReFER To SHEETLL. FOREXSTING TREELIST|  | TREE SURVEY |
| :---: | :---: |
| EXISTING TREE LEGEND <br> (Q) $\begin{aligned} & \text { EXISTING TREE } \\ & \text { TO REMAIN }\end{aligned}$ <br> EXISTING TREE TO BE REMOVED TO BE REMOVED | PROJECT ADDRESS: <br> 16675 ADDISON ROAD |
|  | EXCEL-PHASE 1 LOT 1, BLOCK A 12.220 ACRES OR 532.404 SQFT |
|  | WILLIAM LOMAX SURVEY ABSTRACT NO. 792 TOWN OF ADDISON, DALLAS COUNTY |





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TREE SURVEY LISTS






## 16675 Addison Road

Permitted Uses Development Standards

1. USE.
a. All buildings and uses permitted in the C-1 (Commercial-1) district as set forth in the Addison Zoning Ordinance, and all distribution and warehouse uses related to the production, light assembly, or research and development of paper goods, technology products, medical devices, design services, or similar materials. For the purposes of this ordinance, light assembly shall be defined as the process and procedures for the assimilation, packaging, and distribution of finished goods and materials.
2. SITE PLAN.
a. The development of the Property shall comply with the attached Site Plan.

## 3. LANDSCAPE PLAN.

a. The development of the Property shall comply with the attached Landscape Plan.

## 4. FAÇADE PLAN.

a. The development of the Property shall comply with the attached Façade Plans.

## 5. FLOOR PLAN.

a. The development of the Property shall comply with the attached Floor Plans for Building 1 and Building 2. Modifications to the interior floor plans may be approved by the Director of Development Services, or designee, as long as the building footprint does not change, and all conditions of this ordinance are met.
b. Tenant occupancy greater than 50,495 square feet within Building 2 (as depicted on the Site Plan) shall require approval of a Special Use Permit (SUP), unless one of the following conditions are met:
i. Greater than $35 \%$ of the total floor area is utilized as office, showroom, or lab space; or
ii. A minimum of $75 \%$ of the total floor area is climate controlled.
c. Building 2 (as depicted on the Site Plan) shall have doors and/or windows, which provide access and/or visibility into an interior lobby or office space along the north façade.

## 6. PARKING.

a. A minimum of 1 space per 1,000 square feet of floor area shall be provided on site.
7. OUTSIDE STORAGE.
a. Except for equipment or materials stored on a construction site or used for a temporary construction project, long term outside storage of goods or materials is prohibited.
b. The overnight storage of trailers may only be permitted if it is screened from all public rights-of-way. All trailers stored on site shall be registered and operable.

## 8. LOADING AND UNLOADING.

a. All loading and unloading facilities shall be screened from all public rights-ofway by a screening wall and landscaping, as depicted on the attached Landscape Plan.
b. There shall be a maximum of ten (10) dock doors permitted within Phase I.
c. There shall be a maximum of thirteen (13) dock doors permitted within Phase II.

## 9. AMENITY AREA.

a. A minimum of 200 square feet of usable amenity area shall be provided for Phase I , as depicted on the Concept Plan.
b. A minimum of 400 square feet of amenity area shall be provided for Phase II, as depicted on the Concept Plan.
c. The amenity areas on the Property shall include improvements defined at the time of submittal of a Building Permit. Improvements may include recreation or fitness facilities, shade structure(s) with seating area(s), or similar enhancements.

## ORDINANCE NO. O23-32


#### Abstract

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE BY AMENDING PLANNED DEVELOPMENT (PD) DISTRICT ORDINANCE NOS. O85-093, 095-054, AND O96-006, FOR A 12.22土 ACRE PROPERTY LOCATED AT THE SOUTHWEST CORNER OF ADDISON ROAD AND EXCEL PARKWAY, AND ADDRESSED AS 16675 ADDISON ROAD, BY PROVIDING FOR ADOPTION OF AMENDED PERMITTED USES, DEVELOPMENT STANDARDS, DEVELOPMENT PLANS, AND A CONCEPT PLAN FOR THE CONVERSION OF AN EXISTING CALL CENTER SITE TO A MULTI- BUILDING OFFICE/WAREHOUSE DEVELOPMENT AND ASSOCIATED SITE IMPROVEMENTS; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND AND NO/100 DOLLARS ( $\$ 2,000.00$ ); PROVIDING FOR SAVINGS, NO SEVERABILITY AND AN EFFECTIVE DATE.


WHEREAS, on December 10, 1985, the City Council for the Town of Addison, Texas adopted Planned Development (PD) District Ordinance O85-093 ("PD O85-093") for a $50.1 \pm$ acre property generally located at the north and south sides of Excel Parkway, between Addison Road and Westgrove Drive; and

WHEREAS, on November 14, 1995, the City Council for the Town of Addison, Texas adopted Planned Development (PD) District Ordinance O95-054 ("PD O95-054"), amending PD O85-093 to adopt special conditions and a development plan for an $18.2 \pm$ acre property generally located at the southwest corner of Addison Road and Excel Parkway; and

WHEREAS, on February 13, 1996, the City Council for the Town of Addison, Texas adopted PD District Ordinance 096-006 ("PD 096-006"), amending PD 095-054 and PD O85093, to revise special conditions and adopt a development plan, for an $18.2 \pm$ acre property generally located at the southwest corner of Addison Road and Excel Parkway, as described therein (Ordinances PD 085-093, PD O95-054 and PD O96-006 are collectively referred to herein as the "PD Ordinances"); and

WHEREAS, at its regular meeting held on June 20, 2023, the Planning \& Zoning Commission considered and made recommendations on a request to amend the PD Ordinances for a $12.22 \pm$ acre property generally located at 16675 Addison Road and being further described within Exhibit A attached hereto (the "Subject Property") to provide for adoption of amended permitted uses, development standards, development plans, and a concept plan for the conversion of an existing call center site to a multi-building office/warehouse development and associated site improvements (Case No. 1886-Z); and

WHEREAS, the City Council desires to amend and restate the PD Ordinances, in their entirety with regard to the Subject Property, to provide for adoption of the amended permitted uses, development standards, development plans, and a concept plan for the conversion of an existing call center site to a multi-building office/warehouse development and associated site improvements as set forth in this ordinance; 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 approval ofthis 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. The Zoning Ordinance and official zoning map shall be amended for the Subject Property so as to repeal the previous regulations established by the PD Ordinances for the Subject Property and replace said regulations with the following:
(a) Prior to issuance of a Certificate of Occupancy, said Subject Property shall comply with the Permitted Uses and Development Standards (the "Development Standards"), which area attached hereto as Exhibit B, and made a part hereof for all purposes.
(b) Phase I of the Subject Property shall be improved in accordance with the site plan, landscape plan, floor plan, and façade plans, which are attached hereto as Exhibit C, and made a part hereof for all purposes.
(c) Phase II of the Subject Property shall be developed in accordance with the concept plan, which is attached hereto as Exhibit D, 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 $\underline{11^{T H}}$ day of JULY 2023.


## TOWN OF ADDISON, TEXAS



## APPROVED AS TO FORM:

Wocuitt Wyatt
Whitt E. Wyatt, City Attorney

## EXHIBIT A

## LEGAL DESCRIPTION OF THE PROPERTY



## EXHIBIT A

Being a 12.22 acre tract of land out of the William Lomax Survey, Abstract No. 792, situated in the Town of Addison, Dallas County, Texas and being a portion of that tract conveyed to FM Properties Operating Co. by Deed of Record in Volume 92115, Page 4018 of the Deed Records of Dallas County, Texas, also being all of Lot 21, Block "B"; and portions of Lots 3, 4, and 20, Block "B" of Carroll Estates, a subdivision of record in Volume 10, Page 473 of the map records of Dallas County, Texas; said 12.22 acres being more particularly described as follows:

BEGINNING, at an " X " cut in concrete found at the intersection of the west line of Addison Road ( 60 ' r.o.w.) and the south line of Bent Tree Plaza Parkway (80' R.O.W.) for the northeast corner of said FM Properties tract and the northeast corner hereof, and from which an $1 / 2$-inch iron rod foundin the east line of Addison Road bears N89 ${ }^{\circ} 55^{\prime} 18$ " E , a distance of 60.17 feet;

THENCE, $\mathrm{S} 00^{\circ} 15^{\prime} 15^{\prime \prime} \mathrm{E}$, along the west line of Addison Road, same being the east line of said FM Properties tract, a distance of 625.34 feet to a $1 / 2$ inch iron rod found for the southeast corner of said FM Properties tract and hereof, same being the northeast corner of that certain tract conveyed to Addison and Sunbelt Joint Venture I by Deed of Record in Volume 83201, Page 3218of said Deed Records;

THENCE, $889^{\circ} 50^{\prime} 00{ }^{\prime \prime} \mathrm{W}$, leaving the west line of Addison Road, along the south line of said FM Properties tract, same being the north line of said Addison and Sunbelt Joint Venture I tract, Sunbelt Business Park Subdivision, a Subdivision of Record in Volume 77215, Page 2834 of said Map Records, and Tract 13, Block "B" Sunbelt Business Park - Tract 13, a Subdivision of Record in Volume 79227, Page 1510 of said Map Records, passing at a distance of 630.96 feet a $3 / 4$ inch iron pipe found for the common southerly corner of said Lot 3, Block "B" and said Lot 21, Block "B" and continuing for a total distance of 864.42 feet to a $1 / 2$ inch iron rod set for the southwest corner hereof, and from which $1 / 2$ inch iron rod found for the common northerly corner of said Tract 13 and Tract 8, Block "B" Sunbelt Business Park - Tract 8, a Subdivision of Record in Volume 79179, Page 1478 of said Map Records bears $\mathrm{N} 89^{\circ} 59^{\prime} 000^{\prime \prime} \mathrm{W}$, a distance of 26.95 feet;

THENCE, $N 00^{\circ} 15^{\prime} 15^{\prime \prime} \mathrm{W}$, leaving the south line of said FM Properties tract, over and across said FM Properties tract, a distance of 611.44 feet to a $1 / 2$ inch iron rod set in the curving south line of Bent Tree Plaza Parkway, same being the north line of said FM Properties tract for the northwest corner hereof, and from which a $1 / 2$ inch iron rod found for the point of reverse curvature of a curve to the right bears $\mathrm{S} 65^{\circ} 51^{\prime} 32^{\prime \prime} \mathrm{W}$, a chord distance of 139.91 feet;

THENCE, along the south line of Bent Tree Plaza Parkway, same being the north line of said FMProperties tract, the following two (2) courses and distances:

1) Along said curve to the right having a radius of 460.00 feet, a central angle of $15^{\circ} 36^{\prime} 54^{\prime \prime}$, an arc distance of 125.37 feet, and a chord which bears N82 ${ }^{\circ} 24^{\prime} 49^{\prime \prime} \mathrm{E}$, a distance of 124.98 feet to a $1 / 2$ inch iron rod found for the point of tangency;
2) $\quad \mathrm{S} 89^{\circ} 46^{\prime} 45^{\prime \prime} \mathrm{E}$, a distance of 740.48 feet to the point of beginning. Containing 12.22 acres of land, more or less, with these metes and bounds.

## EXHIBIT A



## EXHIBIT B

## 16675 Addison Road Permitted Uses Development Standards

1. USE.
a. All buildings and uses permitted in the C-1 (Commercial-1) district as set forth in the Addison Zoning Ordinance, and all distribution and warehouse uses related to the production, light assembly, or research and development of paper goods, technology products, medical devices, design services, or similar materials. For the purposes of this ordinance, light assembly shall be defined as the process and procedures for the assimilation, packaging, and distribution of finished goods and materials.
2. SITE PLAN.
a. The development of Phase I of the Property shall comply with the attached SitePlan.
3. LANDSCAPE PLAN.
a. The development of Phase I of the Property shall comply with the attached Landscape Plan.
4. FAÇADE PLAN.
a. The development of Phase I of the Property shall comply with the attached FaçadePlan.

## 5. CONCEPT PLAN.

a. The development of Phase II of the Property shall comply with the attachedConcept Plan.

## 6. FLOOR PLAN.

a. The development of Phase I of the Property shall comply with the attached Floor Plan. Modifications to the interior floor plan may be approved by the Director of Development Services, or designee, as long as the building footprint does not change, and all conditions of this ordinance are met.
b. Tenant occupancy greater than 50,000 square feet within Phase II (as depicted on the Concept Plan) shall require approval of a Special Use Permit (SUP), unless oneof the following conditions are met:
i. Greater than $35 \%$ of the total floor area is utilized as office,

## EXHIBIT B

showroom, orlab space; or
ii. A minimum of $75 \%$ of the total floor area is climate controlled.
c. Phase II (as depicted on the Concept Plan) shall have a building entrance on thenorth façade, which provides access to an interior lobby or office space.
7. PARKING.
a. A minimum of 1 space per 1,000 square feet of floor area shall be provided on site.

## 8. OUTSIDE STORAGE.

a. Except for equipment or materials stored on a construction site or used for a temporary construction project, long term outside storage of goods or materials is prohibited.
b. The overnight storage of trailers may only be permitted if it is screened from all public rights-of-way. All trailers stored on site shall be registered and operable.

## 9. LOADING AND UNLOADING.

a. All loading and unloading facilities shall be screened from all public rights-ofwayby a screening wall and landscaping, as depicted on the attached Landscape Plan.
b. There shall be a maximum of ten (10) dock doors permitted within Phase I.
c. There shall be a maximum of thirteen (13) dock doors permitted within Phase II.

## 10. AMENITY AREA.

a. A minimum of 200 square feet of usable amenity area shall be provided for Phase I, as depicted on the Concept Plan.
b. A minimum of 400 square feet of amenity area shall be provided for Phase II, as depicted on the Concept Plan.
c. The amenity areas on the Property shall include improvements defined at the time of submittal of a Building Permit. Improvements may include recreation or fitness facilities, shade structure(s) with seating area(s), or similar enhancements.




## EXHIBIT C




16675 ADDISON ROAD
ADDISON, TEXAS





EXHIBIT C


## EXHIBIT C




## Certificate Of Completion

Envelope Id: 3C7DA8885F8D4773A64A7CE9874B57C2
Subject: Complete with DocuSign: Ordinance 32_FINAL.pdf
Source Envelope:
Document Pages: 17
Certificate Pages: 4
AutoNav: Enabled
Envelopeld Stamping: Enabled
Time Zone: (UTC-06:00) Central Time (US \& Canada)
Signatures: 1

Status: Completed

Envelope Originator:
Irma Parker
16801 Westgrove Drive
Addison, TX 75001
iparker@addisontx.gov
IP Address: 12.54.128.133

## Record Tracking

| Status: Original 7/12/2023 4:23:58 PM | Holder: Irma Parker iparker@addisontx.gov | Location: DocuSign |
| :---: | :---: | :---: |
| Security Appliance Status: Connected | Pool: StateLocal |  |
| Storage Appliance Status: Connected | Pool: Town of Addison | Location: DocuSign |
| Signer Events | Signature | Timestamp |
| Whitt Wyatt <br> whitt@whflegal.com <br> Security Level: Email, Account Authentication (None) | Whitt Wyatt BCBCE4D8115D4 1 A <br> Signature Adoption: Pre-selected Style Using IP Address: 76.130.148.236 | Sent: 7/12/2023 4:24:55 PM Viewed: 7/12/2023 4:33:07 PM Signed: 7/12/2023 4:33:17 PM |
| Electronic Record and Signature Disclosure: Accepted: 7/12/2023 4:33:07 PM ID: 4846118c-fc2b-4b57-a11d-c49b3d863a3e |  |  |
| 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 | 7/12/2023 4:24:55 PM |
| Certified Delivered | Security Checked | 7/12/2023 4:33:07 PM |
| Signing Complete | Security Checked | 7/12/2023 4:33:17 PM |
| Completed | Security Checked | 7/12/2023 4:33:17 PM |
| Payment Events | Status | Timestamps |
| Electronic Record and Signature Disclosure |  |  |


[^0]:    Attachments
    1900-Z Staff Report
    1900-Z Letter of Intent
    1900-Z Plans
    1900-Z Use and Development Standards
    Ordinance No. O23-32

