

AN ORDINANCE OF THE CITY OF RICHARDSON, TEXAS

ORDINANCE NO. 2729-A

AN ORDINANCE OF THE CITY OF RICHARDSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF RICHARDSON, TEXAS, AS HERETOFORE AMENDED, SO AS TO GRANT A SPECIAL PERMIT FOR NIGHTTIME ONLY CHILD CARE IN AN O-M DISTRICT, ON A 0.9986 ACRE TRACT AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, WITH SPECIAL CONDITIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF ONE THOUSAND (\$1,000.00) DOLLARS FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Planning Commission of the City of Richardson and the governing body of the City of Richardson in compliance with the laws of the State of Texas, and the ordinances of the City of Richardson, have given requisite notice 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 affected area and in the vicinity thereof, and in the exercise of its legislative discretion have concluded that the Comprehensive Zoning Ordinance should be amended; now, therefore,

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

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Richardson, Texas, duly passed by the governing body of the City of Richardson on the 5th day of June, 1956, as heretofore amended, be, and the same is hereby, amended so as to grant a special permit for nighttime only child care in an O-M District, on a 0.9986 acre tract as described in Exhibit "A" attached hereto, with special conditions.

SECTION 2. That the above change in zoning classification is hereby granted subject to the following special conditions, to-wit:

1. The permit is to be issued to D. E. Stone only; and
2. City Staff will perform administrative review of the permit after two (2) years and four (4) years.
3. No outdoor play area shall be required.

SECTION 3. That all provisions of the ordinances of the City of Richardson in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Richardson not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That the above described tract shall be used only in the manner and for the purposes provided for by the Comprehensive Zoning Ordinance of the City of Richardson, as heretofore amended, and subject to the afore-mentioned special conditions.

SECTION 5. That should any sentence, paragraph, 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 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 of Richardson, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of One Thousand (\$1,000.00) Dollars for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 7. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provides.

DULY PASSED by the City Council of the City of Richardson, Texas, on the 12th day of June, 1989.

APPROVED:


MAYOR

DULY RECORDED:


CITY SECRETARY

APPROVED AS TO FORM:


CITY ATTORNEY

(/ar)

BEING a survey of a tract of land in the JOHN EDMONDS SURVEY, ABST. NO. 429, and also being in the City of Richardson, Dallas County, Texas, and being more particularly described as follows;

BEGINNING at a point in the North Line of Old Campbell Rd. (50.00 Ft. wide R.O.W.), that is N 89° 09' 00" W, 336.33 Ft., along the North Line of said Old Campbell Rd., from the Northwest Line of 50.00 Ft. wide dedicated street.

THENCE, N 89° 09' 00" W, along the North Line of said Old Campbell Rd., 348.00 Ft., to a point for a corner.

THENCE, N 00° 51' 00" E, 125.00 Ft., to a point for a corner, in the South Line of Safeway Tract (vol. 69002, pg. 1334),

THENCE, S 89° 09' 00" E, along the South Line of said Safeway Tract, 348.00 Ft. to a point for a Corner.

THENCE, S 00° 51' 00" W, 125.00 Ft., to THE POINT OF BEGINNING and containing 43,500 S.F. (0.9986 Ac) of land.