



ORDINANCE NO. 1294

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AS HERETOFORE AMENDED, SO AS TO DELETE A SPECIFIC USE PERMIT FOR THE EXCAVATION OF NATURAL RESOURCES IN AN AREA PRESENTLY ZONED PD-22 (LI) AND LOCATED ON THE WEST SIDE OF LUNA ROAD APPROXIMATELY 574 FEET SOUTH OF VALLEY VIEW LANE; REPEALING ORDINANCE NO. 1058; PROVIDING A PENALTY OF FINE NOT TO EXCEED TWO HUNDRED DOLLARS (200.00) FOR EACH OFFENSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS the City Plan Commission of the City of Farmers Branch, and the governing body of the City of Farmers Branch, in compliance with the Charter of the City of Farmers Branch, and the State law with reference to the granting of changes of zoning under the Zoning Ordinance regulations and Zoning Map, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Farmers Branch is of the opinion that said change in zoning uses should be made; NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Farmers Branch, be, and the same is hereby amended by amending the Zoning Map of the City of Farmers Branch so as to delete a specific

use permit for the excavation of natural resources in an area presently zoned PD-22 (LI) and located on the 15.1 acre tract of land on the west side of Luna Road approximately 574 feet south of Valley View Lane and more specifically described as follows:

Being a tract of land situated in the City of Farmers Branch, Dallas County, Texas, out of the James F. Chenoeth Survey, Abstract No. 267 and being a part of a tract conveyed by C. A. Good to Mrs. May A. Good by deed filed April 25, 1933, and recorded May 2, 1933, in Volume 1792, Page 226, of the Deed Records, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point in the west right-of-way line of Luna Road, said point being 920.9 feet south of Valley View Lane:

THENCE, along the west line of Luna Road S 02o E 317.60 feet to a corner;

THENCE, N 89o W 2274.0 feet to a point for corner;

THENCE, N53o E 566.25 feet to a point for corner;

THENCE, S85o 15' E 471.77 feet to a point for corner;

THENCE, S 89o 25' E 1340.49 feet to a place of Beginning and containing 15.10 acres of land more or less:

SECTION 2. That the above described tract of land and as shown on Exhibits "A1 & A2", shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Farmers Branch, as amended.

SECTION 3. That Ordinance No. 1058 is hereby repealed.

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 of Farmers Branch, and upon conviction shall be punished by a fine not to exceed the sum of Two Hundred Dollars (200.00) for each offense.

SECTION 5. If any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.


SECTION 6. Whereas, it appears that the above described property requires that it be given the above zoning classification in order to permit its proper use and development, and in order to protect the public interest, comfort and general welfare of the City of Farmers Branch, 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 of said ordinance, as the law in such cases provides.

DULY PASSED BY THE CITY COUNCIL of the City of Farmers Branch, Texas, on this the 21 day of January, 1980.

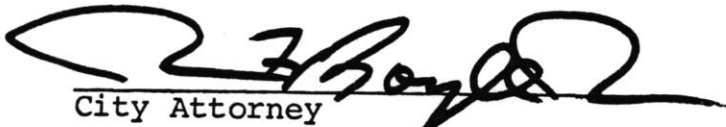
APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney