



ORDINANCE NO. 1825

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AS HERETOFORE AMENDED; SO AS TO INDICATE AN AUTOMOTIVE LEASING FACILITY WITH STORAGE AS A PERMITTED USE REQUIRING A SPECIFIC USE PERMIT IN THE PLANNED DEVELOPMENT NO. 31 ZONING DISTRICT; BY GRANTING A SPECIFIC USE PERMIT FOR SUCH USE ON PROPERTY DESIGNATED AS 12800 HARRY HINES BOULEVARD; ESTABLISHING CONDITIONS OF OPERATION; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; 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 State Law with reference to amendments to the Zoning Ordinance Regulations and Zoning Map, have given the 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 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 zoning amendment 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, Texas, be, and the same is hereby amended, by amending Ordinance No. 1388 as heretofore amended, so as to indicate an Automotive Leasing Facility with Storage as a permitted use requiring a specific use permit in the use chart of the Planned Development No. 31 Zoning District.

SECTION 2. That the Comprehensive Zoning Ordinance of the City of Farmers Branch, Texas, be, and the same is hereby amended, by amending the Zoning Map of the City of Farmers branch so as to grant a specific use permit for an Automotive Leasing Facility with Storage on the property designated as 12800 Harry Hines Boulevard and within the Planned Development No. 31 Zoning District.

SECTION 3. That the above described automotive Leasing Facility with Storage located at 12800 Harry Hines Boulevard shall be operated in accordance with the following provisions:

- (a) The number of vehicles for lease which may be stored on site shall be limited in number to seven and in location to that shown on the site plan attached as Exhibit "A".
- (b) That the landscaping shall be brought into conformance with the approved landscape plan attached as Exhibit "B" within 30 days of the approval of this ordinance.
- (c) That no vehicle shall be maintained, repaired or cleaned on site.

SECTION 4. That the above described property shall be used only in the manner and for the purpose provided by the Comprehensive Zoning Ordinance of the City of Farmers Branch as herein amended and by the granting of a specific use permit for an automotive leasing facility with storage on the property designated as 12800 Harry Hines Boulevard and within the Planned Development No. 31 Zoning District.

SECTION 5. 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 Thousand Dollars (\$2,000.00) for each offense.

SECTION 6. 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 7. In addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this Ordinance.

SECTION 8. Whereas, it appears that the above described property requires that it be given the specific use permit 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 in 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 case provides.