

AN ORDINANCE OF THE CITY OF RICHARDSON, TEXAS

ORDINANCE NO. 2783-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 TO ALLOW AN INDOOR CHILDREN'S AMUSEMENT CENTER ON A 3.1662 ACRE TRACT IN AN LR-M(2) LOCAL RETAIL DISTRICT, AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, WITH SPECIAL CONDITIONS; PROVIDING A REPEALING CLAUSE; PROVIDING 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 to allow an indoor children's amusement center on a 3.1662 acre tract in an LR-M(2) Local Retail District, 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 condition, to-wit:

1. The parking ratio shall be one (1) space per 190 square feet of the amusement center.

SECTION 3. 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 4. 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the ordinances of the City of Richardson in conflict with the provisions of this ordinance be, and the same are hereby, repealed,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 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 9th day of April, 1990.

APPROVED:


MAYOR

DULY RECORDED:


CITY SECRETARY

APPROVED AS TO FORM:


CITY ATTORNEY

(3-29-90/ar)

PROPERTY DESCRIPTION

BEING a tract of land out of the JOHN EDMONDS SURVEY, ABSTRACT NO. 429, in the City of Richardson, Dallas County, Texas, and being located within an Easement and Street Dedication Plat, as recorded in Volume 935, Page 895, Map Records, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point in the Southwesterly ROW line of New Campbell Road (a 300' ROW) said point also being the Northeast corner of the Revised Christon Addition, an Addition in the City of Dallas as recorded in Volume 78232, Page 2467, Plat Records, Dallas County, Texas, an iron rod for corner;

THENCE: Along the Southwesterly ROW line of New Campbell Road, being in a curve to the right, having a Central Angle of $4^{\circ} 19' 32''$, a Radius of 995.92 feet, a distance of 75.18 feet to the end of said curve;

THENCE: S $49^{\circ} 26'$ E, 375.27 feet along the said Southwesterly ROW line of New Campbell Road, to an iron rod for corner;

THENCE: S $00^{\circ} 51'$ W, 215.65 feet to an iron rod for corner;

THENCE: N $89^{\circ} 09'$ W, 348.25 feet to an iron rod for corner, said point being the Southeast corner of said Christon Addition;

THENCE: N $00^{\circ} 51'$ E, 537.26 feet along the East line of said Christon Addition to the PLACE OF BEGINNING and containing 137,935.44 square feet or 3.1662 acres of land.

PUBLIC HEARING DATE: Monday, March 26, 1990, 7:30 p. m.

PLACE: City Council Chambers, City Hall, 411 W. Arapaho Road, Richardson

PURPOSE OF THE HEARING: The Richardson City Council will consider an application for a special permit to allow an indoor children's amusement center (Jungle Jim's).

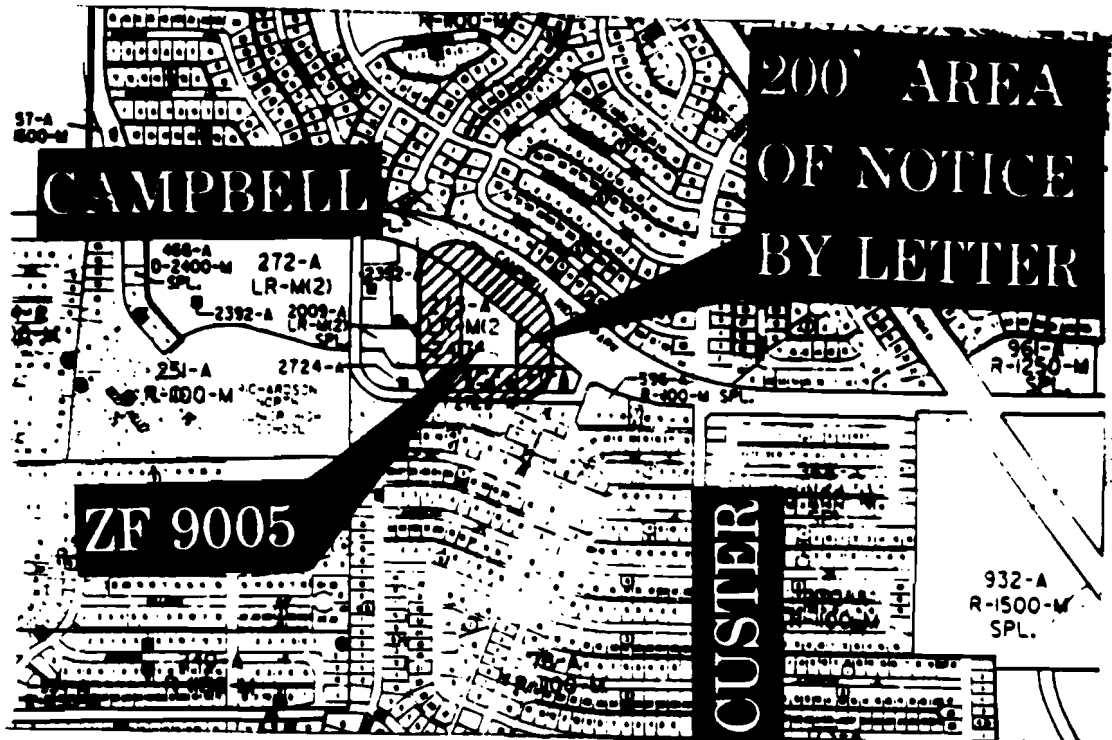
AREA OF REQUEST: 521 W. Campbell Road (formerly Safeway)

EXISTING ZONING: LR-M(2) Local Retail

OWNER: NCNB Texas

APPLICANT: Robert Lamse, Jr.

CITY PLAN COMMISSION RECOMMENDATION: Approval with condition



PROCEDURE: Testimony will be limited to 20 minutes for proponents and 20 minutes for opponents. The applicant may reserve any portion of the allotted time for rebuttal following the opposition. Time required to respond to questions by the City Council is excluded from the 20 minute limitation. The City Council may approve or disapprove the request or approve more restrictive classifications.

All interested property owners are encouraged to attend this hearing. Persons wishing their opinion to be part of the record who are unable to attend may send a written reply prior to the date of the hearing to Paula Miller, City Secretary, P. O. Box 830309, Richardson, Texas 75083.

I HEREBY CERTIFY THAT THIS NOTICE OF PUBLIC HEARING WAS POSTED ON THE CIVIC CENTER/CITY HALL BULLETIN BOARD AT 5:00 P.M., THURSDAY, MARCH 08, 1990.

THE CITY OF RICHARDSON

Paula Miller

Paula Miller
City Secretary