

ORDINANCE NO. 4324

AN ORDINANCE OF THE CITY OF RICHARDSON, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND ZONING MAP OF THE CITY OF RICHARDSON, AS HERETOFORE AMENDED, BY GRANTING A CHANGE IN ZONING BY APPROVING A SPECIAL DEVELOPMENT PLAN TO MODIFY THE DEVELOPMENT STANDARDS OF THE MAIN STREET/CENTRAL EXPRESSWAY FORM BASED CODE FOR THE USE OF ALTERNATIVE FENCING MATERIAL FOR THE PROPERTY LOCATED AT 728 LINGCO DRIVE, RICHARDSON, TEXAS, ZONED PLANNED DEVELOPMENT MAIN STREET/ CENTRAL EXPRESSWAY (RAILSIDE SUB—DISTRICT) AND BEING FURTHER DESCRIBED IN EXHIBIT "A"; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE. (ZONING FILE 19-24).

WHEREAS, the City Plan 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, the governing body, in the exercise of the legislative discretion, has concluded that the Comprehensive Zoning Ordinance and Zoning Map 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 and Zoning Map 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 further amended by granting a change in zoning by approving a Special Development Plan to modify the development standards of the Main Street/Central Expressway Form Based Code for the use of alternative fencing material for the property located at 728 Lingco Drive, Richardson, Texas, zoned Planned Development Main Street/Central Expressway more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes ("the Property").

SECTION 2. That a Special Development Plan to modify the development standards of the Main Street/Central Expressway Form Based Code (Railside Sub-District) is approved to allow the use of alternative fencing material as shown in the Zoning Exhibit Attached as Exhibit “B” and hereby incorporated herein subject to the following special conditions:

1. The property owner shall be responsible for the cost of any graffiti removal from the fence.

SECTION 3. That the above-described tract of land shall be used in the manner and for the purpose provided for by the Comprehensive Zoning Ordinance of the City of Richardson, Texas, as heretofore amended.

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.

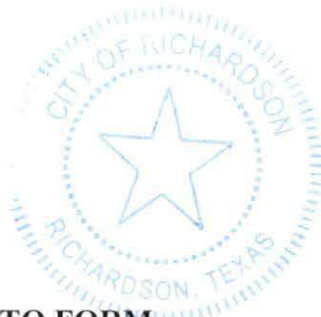
SECTION 5. That should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 6. That an offense committed before the effective date of this Ordinance is governed by prior law and the provisions of the Comprehensive Zoning Ordinance, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 7. 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 Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 8. That this Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such case provide.

DULY PASSED by the City Council of the City of Richardson, Texas, on the 16th day of December 2019.



APPROVED AS TO FORM:

Peter H. Smith

CITY ATTORNEY
(PGS:11-20-2019:TM 112307)

APPROVED:

[Signature]

MAYOR

CORRECTLY ENROLLED:

Aimee Neme

CITY SECRETARY

EXHIBIT "A"
LEGAL DESCRIPTION
ZF 19-24

BEING a 0.792-acre tract of land and being all of Lot 13R, Block B of Lingco Drive Subdivision 1, an addition to the City of Richardson, Texas, as filed in Volume 77068, Page 2236 of the Records of Dallas County, Texas.

