

ORDINANCE NO. 16-3187

AN ORDINANCE TO AMEND THE CITY OF BEDFORD ZONING ORDINANCE, ORDINANCE NO. 2275, SPECIFIC TO SECTION 3.1.G. SCHEDULE OF PERMITTED USES, SERVICES, HEALTH AND ATHLETIC CLUBS, ALLOWING FOR THE USE TO BE ADDED TO THE INDUSTRIAL (I) ZONING CATEGORY AS A USE ALLOWED BY RIGHT; DECLARING THAT THIS ORDINANCE BE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY CLAUSE; AND DECLARING AN EFFECTIVE DATE. (A-042)

WHEREAS, the City is authorized by Section 211.005. "Districts" of the Texas Local Government Code to zone property into districts in accordance with a Comprehensive Plan; and,

WHEREAS, the City Council of Bedford, Texas deems it necessary in order to lessen the congestion on streets, to secure safety from fire, panic, and other dangers; to promote health and the general welfare; to provide adequate light and air; to prevent overcrowding of land; and avoid undue concentration of population; to facilitate the adequate provisions of transportation, water, sewers, schools, parks and other public requirements; to conserve the value of property and encourage the most appropriate use of land throughout the City, that the hereinafter contained provisions of this ordinance should be passed, promulgated and enforced; and,

WHEREAS, the Planning and Zoning Commission and the City Council of Bedford, Texas, have advertised notice of public hearings to receive comments on the proposed Zoning Ordinance amendments; and,

WHEREAS, the Planning and Zoning Commission and the City Council of Bedford, Texas have after thoughtful deliberation voted to approve this Zoning Ordinance amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.

SECTION 2. That *Section 3.1.G* shall include the use of Health and Athletic Clubs as a use allowed by right in industrial zoning as shown in Exhibit "A".

SECTION 3. That approval of this ordinance is subject to no stipulations.

SECTION 4. That this Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance.

SECTION 5. That if any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portion of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 6. That this Ordinance shall take effect from and after its date of passage in accordance with law, and it is so ordained.

SECTION 7. That any person, organization, corporation, partnership or entity that violates, disobeys, omits, neglects or fails to comply with the provisions of this ordinance shall be fined not more than two thousand dollars (\$2,000.00) for each offense or

violation. Each day that an offense or violation occurs shall constitute a separate offense.

**PRESENTED AND PASSED** this 15th day of November 2016, by a vote of 7 ayes, 0 nays, and 0 abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Griffin, Mayor

**ATTEST:**

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Michael Wells, City Secretary

**APPROVED AS TO FORM:**

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Stan Lowry, City Attorney

USE	Zoning Classifications										
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I
Motor Homes, Campers & Recreational Vehicles Sales / Service										S	
Mobile Home Sales / Service										S	
Gasoline Service Stations & Pump Islands, as principal, accessory or secondary use & excluding overhauls, body work, spray painting & steam cleaning									S	S	
Above, & Full Service Gasoline Service Stations									S	S	
Above, & Gasoline Service Station w/ Convenience Store									S	S	
Above, & Gasoline Service Station w/ Restaurant									S	S	
Automotive Repair Shops & Garages, as principal, accessory or secondary Use										S	
Automatic, Coin or Attendant Operated Car Wash Establishments										S	
Automotive Glass, Trim & Upholstery Shops										S	
<b>G. SERVICES</b>											
Barber & Beauty Shops & Salons											
Music, Dance, Art, Drama & Photographic Studios								S			
Laundry & Dry Cleaning Establishments: Self-service Laundromat & Pressing								S			
Laundry & Dry Cleaning Establishments: Pickup & Receiving Stations											
Laundry & Dry Cleaning Establishments: Laundry, Dry Cleaning & Dyeing Plants											
Massage Salon								S	S	S	
Health & Athletic Clubs								S			
Weight Reducing Studio / Salon											
Tanning Salon											
Tattoo & Body Piercing Shop										S	S
Funeral Homes & Mortuaries									S	S	
Private Ambulance Services									S	S	
Taxicab Dispatch Offices									S	S	
Travel Bureau Offices											