

ORDINANCE NUMBER \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_ OF THE CITY OF CARROLLTON AMENDING ITS COMPREHENSIVE ZONING ORDINANCE BY ESTABLISHING SPECIAL USE PERMIT NUMBER 422 FOR A USED CAR DEALER UPON PROPERTY LOCATED AT 1500 CRESCENT DRIVE, SUITE 400; AMENDING THE OFFICIAL ZONING MAP; AND PROVIDING FOR A PENALTY OF \$2,000 PER DAY, SAVINGS, SEVERABILITY AND AN EFFECTIVE DATE ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, at a public hearing held on the Fifth day of February, 2015, the Planning & Zoning Commission considered and made recommendation on a request regarding a Special Use Permit (Case No. 02-15SUP3); and

WHEREAS, this change of zoning is in accordance with the adopted Comprehensive Plan of the City of Carrollton, as amended; and

WHEREAS, the City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the zoning laws would provide for and would be in the best interest of the health, safety, morals and general welfare:

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

Section 1.

Special Use Permit Number 422 is hereby established for a certain approximately 1.8-acre tract of land located at 1500 Crescent Drive, Suite 400 (the "Property"), also known as Lot 3, Block 2, Capital Center Phase 2, and more specifically depicted on Exhibit A, attached hereto and incorporated herein by reference for all purposes allowed by law, providing for the following use:

Used Car Dealer (Indoors Only)

Section 2.

The development shall be in accordance with the following special conditions, restrictions and regulations:

1. No outdoor display of used vehicles for sale shall be permitted.

2. Shrubs, of a size and variety approved by the City Arborist, shall be added to the rear of the building where shrubs are currently missing.
3. A row of foundation shrubs, of a size and variety approved by the City Arborist, shall be added to the building facade where the building can be seen from the street.

Section 3.

The Comprehensive Zoning Ordinance and the Official Zoning Map are hereby amended to reflect the action taken herein.

Section 4.  
Penalty Clause

Any person, firm or corporation violating a provision of this ordinance, upon conviction, is guilty of an offense punishable as provided in Section 10.99 of the Carrollton City Code.

Section 5.  
Repealer Clause

This ordinance shall be cumulative of all provisions of ordinances of the City of Carrollton, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 6.  
Severability Clause

The provisions of this ordinance are severable in accordance with Section 10.07 of the Carrollton City Code.

Section 7.  
Savings Clause

Ordinance Number 1470, otherwise known as the Comprehensive Zoning Ordinance and the Official Zoning Map, as amended, shall remain in full force and effect.

Section 8.

This ordinance shall become and be effective on and after its adoption and publication.

ORDINANCE NO. \_\_\_\_\_  
Case No. 02-15SUP3 Car Experts Group

PASSED AND APPROVED this the Third day of March, 2015.

CITY OF CARROLLTON

By: \_\_\_\_\_  
Matthew Marchant, Mayor

ATTEST:

\_\_\_\_\_  
Krystle F. Nelinson  
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Susan Keller  
Assistant City Attorney

\_\_\_\_\_  
Michael McCauley  
Senior Planner

**EXHIBIT A**

