

ORDINANCE NO. _____
Case No. 10-15SUP1 Dallas Autos Direct

PLANNING
City of Carrollton
Date: 12/01/15

SPECIAL USE PERMIT NO. 417

ORDINANCE NUMBER _____

ORDINANCE NO. _____ OF THE CITY OF CARROLLTON
AMENDING ITS COMPREHENSIVE ZONING ORDINANCE BY
AMENDING SPECIAL USE PERMIT NUMBER 417 PROVIDING FOR
A USED CAR DEALER UPON PROPERTY LOCATED AT 3228 AND
3232 SKYLANE DRIVE; AMENDING THE OFFICIAL ZONING MAP;
PROVIDING FOR PENALTY, REPEALER, SEVERABILITY, AND
SAVINGS CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE
ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, at a public hearing held on the Fifth day of November, 2015, the Planning & Zoning Commission considered and made recommendation on a request regarding a Special Use Permit (Case No. 10-15SUP1), 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.

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2.

Special Use Permit Number 417 (“SUP”) is hereby amended in its entirety for a certain approximately 3.0-acre tract of land located at 3228 Skylane Drive and 3232 Skylane Drive (“Property”) as more specifically described on the attached Exhibit A and generally located on the location map attached hereto as Exhibit B, providing for a change in zoning from “Used Car Dealers (indoors only or accessory to new car sales)” to the following use:

Used Car Dealer

Section 3.

Development of the Property shall be in accordance with the following special conditions, restrictions, and regulations:

1. A minimum of three shade trees shall be planted along Skylane Drive in front of 3232 Skylane Drive on or before April 30, 2016.
2. All vehicles on the Property shall be properly parked in designated parking spaces.
3. Exterior building lighting shall be brought into compliance with all current codes, including all ordinances regarding glare.
4. The SUP shall automatically expire on December 9, 2018, unless the applicant files a written request for extension of the SUP prior to the referenced expiration date and the City Council then determines upon notice and public hearing, as required by law, whether the SUP continues to be appropriate and should be extended, in perpetuity or for an additional defined period of time, or should be discontinued as being no longer appropriate.

Section 4.

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

Section 5.

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 6.

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

ORDINANCE NO. _____
Case No. 10-15SUP1 Dallas Autos Direct

the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 7.

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

Section 8.

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 9.

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

PASSED AND APPROVED this the First day of December, 2015.

CITY OF CARROLLTON

By: _____
Matthew Marchant, Mayor

ATTEST:

Krystle Nelinson
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Susan Keller
Assistant City Attorney

Christopher Barton
Chief Planner

EXHIBIT A
Legal Description

3228 Skylane Drive

Eastern one-half of
Lot 2, Block A
Beltwood North, Phase 4 Addition

3232 Skylane Drive

Northwestern one-quarter of
Lot 1, Block A
Beltwood North, Phase 4 Addition

EXHIBIT B
Location Map

