

ORDINANCE NO. _____
Case No. 01-16SUP3 Texas Legends Gun Range

PLANNING
City of Carrollton
Date: 02/02/16

SPECIAL USE PERMIT NO. 429

ORDINANCE NUMBER _____

ORDINANCE NO. _____ OF THE CITY OF CARROLLTON
AMENDING ITS COMPREHENSIVE ZONING ORDINANCE BY
ESTABLISHING SPECIAL USE PERMIT NUMBER 429 PROVIDING
FOR ALL OTHER AMUSEMENT AND RECREATION INDUSTRIES
(INDOOR GUN RANGE) UPON PROPERTY LOCATED AT 2317
MIDWAY ROAD; 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 Seventh day of January, 2016, the Planning & Zoning Commission considered and made recommendation on a request regarding a Special Use Permit (Case No. 01-16SUP3), 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 429 is hereby established for a certain approximately 4.3-acre tract of land located at 2317 Midway Road 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 to the following use:

All Other Amusement & Recreation Industries
(Indoor Gun Range)

Section 3.

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

1. The existing asphalt parking area on the north portion of the site shall be repaired or reconstructed to comply with current city standards, including standards for parking islands, paving, and landscaping.
2. Rooftop equipment shall be screened from view in accordance with current city standards.
3. Landscaping along Midway Road north of the existing driveway shall be brought into compliance with the current requirements of the Comprehensive Zoning Ordinance by installing new shrubs, ornamental trees, etc. in a landscape buffer.

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 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 Second day of February, 2015.

CITY OF CARROLLTON

By: _____
Matthew Marchant, Mayor

ATTEST:

Laurie Garber
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Susan Keller
Assistant City Attorney

Christopher Barton
Chief Planner

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EXHIBIT A
Legal Description

Lot 2, Block A
Toni & Guy, Phase 4 Addition

EXHIBIT B
Location Map

