

CITY OF ROCKWALL
ORDINANCE NO 05-11

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF ROCKWALL AND ORDINANCE NO 99-51 AS PREVIOUSLY AMENDED SO AS TO AMEND AND EXPAND THE CONDITIONAL USE PERMIT LOCATED AT 1990 I-30 EAST FOR A TRUCK STOP CORRECTING THE OFFICIAL ZONING MAP PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE, PROVIDING A SEVERABILITY CLAUSE, PROVIDING FOR A REPEALER CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS the City has received a request from Sam Ellis for an amendment to Ordinance No 99-51 to expand the Conditional Use Permit for a 'Truck Stop' and

WHEREAS the Planning and Zoning Commission of the City of Rockwall and the governing body of the City of Rockwall in compliance with the laws of the State of Texas and the ordinances of the City of Rockwall have given the requisite notices by publication and otherwise and have held public hearings and afforded a full and fair hearing to all property owners generally and to all persons interested in and situated in the affected area and in the vicinity thereof and the governing body in the exercise of its legislative discretion has concluded that the Unified Development Code of the City of Rockwall should be amended as follows

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

Section 1. That the Unified Development Code of the City of Rockwall and Ordinance No 99-51 as previously amended be and the same are hereby amended by amending the zoning map of the City of Rockwall so as to expand the Conditional Use Permit located at 1990 I-30 East for a 'Truck Stop

Section 2. That the property described herein shall be used only in the manner and for the purposes provided for in the Unified Development Code of the City of Rockwall as previously amended as amended herein by granting of this zoning change and as may be amended in the future and subject to the following additional conditions

- 1** The CUP is amended subject to the following conditions
 - a.** Any significant change in the approved site plan (Exhibit A') must be submitted for approval by the Commission and the City Council
 - b** TXDOT Permit shall be required for any driveway improvements

Section 3. That the official zoning map of the City be corrected to reflect the changes in zoning described herein

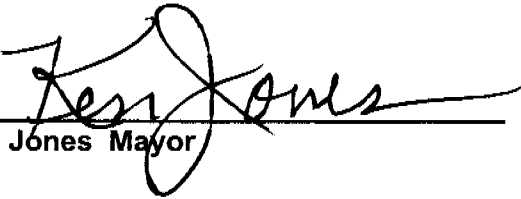
Section 4. Any person firm or corporation violating any of the provisions of this ordinance shall be punished by a penalty of fine not to exceed the sum of TWO THOUSAND DOLLARS (\$2 000 00) for each offense and each and every day such offense shall continue shall be deemed to constitute a separate offense

Section 5. If any section or provision of this ordinance or the application of that section or provision to any person firm corporation situation or circumstance is for any reason judged invalid the adjudication shall not affect any other section or provision of this ordinance or the application of any other section or provision to any other person firm corporation situation or circumstance nor shall adjudication affect any other section or provision of the Unified Development Code of the City of Rockwall Texas and the City Council declares that it would have adopted the valid portions and applications of the ordinance without the invalid parts and to this end the provisions of this ordinance shall remain in full force and effect.

Section 6. That all ordinances of the City of Rockwall in conflict with the provisions of this be and the same are hereby repealed and all other ordinances of the City of Rockwall not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 7. That this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance as the law in such cases provides

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS this 7th day of March 2005


Ken Jones Mayor

ATTEST


Dorothy Brooks, City Secretary

APPROVED AS TO FORM

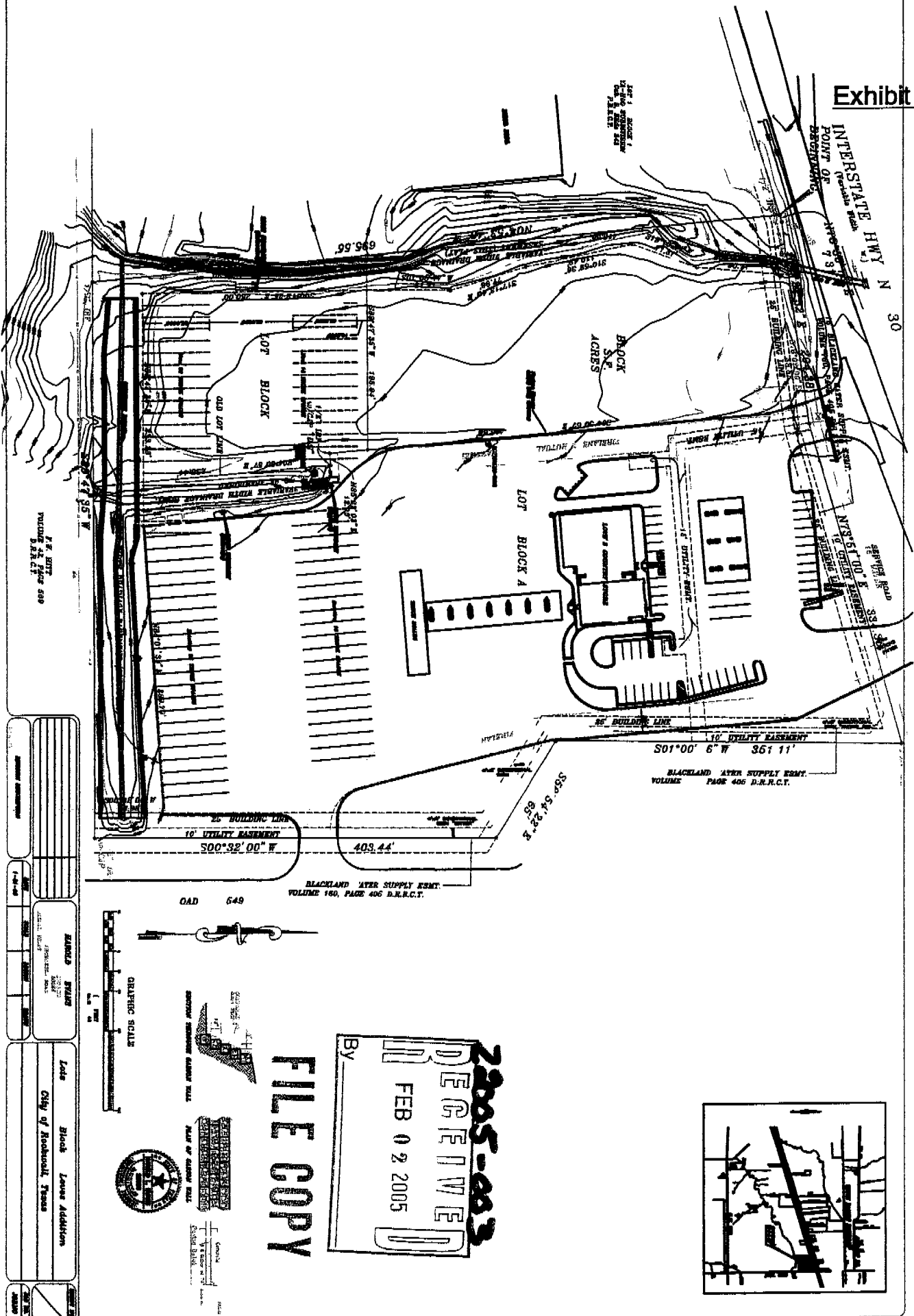

Pete Eckert, City Attorney



1 Reading February 21, 2005

2nd Reading March 7, 2005

Exhibit A



OAD 649

BLACKLAND WATER SUPPLY EMT.
VOLUME 160, PAGE 406 D.R.C.T.

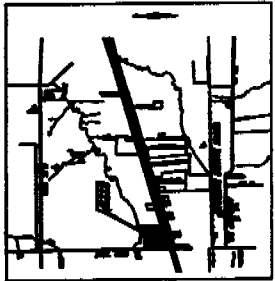
GRAPHIC SCALE



STATE OF TEXAS
 COUNTY CLERK
 OFFICE
 COUNTY CLERK
 COUNTY CLERK

FILE COPY

2005-003
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Advertising Receipt

Rockwall County News

316 S Goliad, Ste 107
PO BOX 819
Rockwall TX 75087
Phone: 972 722 3099
Fax: 972 722-3096

ROCKWALL, CITY OF-LEGALS ®
ATTN: DOROTHY BROOKS
385 SOUTH GOLIAD
ROCKWALL, TX 75087

Cust#: 01100978-000
Ad#: 17525369
Phone: (972)771 7700
Date: 03/11/05

Ad taker: 11 **Salesperson:** 6 **Classification:** 001

Description	Start	Stop	Ins.	Cost/Day	Surcharges	Total
09 ROCKWALL COUNTY NEWS	03/16/05	03/16/05	1	48.00		48.00

Payment Reference:

L # 380834 ORD 05-11

Total: 48.00
Tax: 0.00
Net: 48.00
Prepaid: 0.00

Total Due 48.00

PUBLISHER'S AFFIDAVIT


THE STATE OF TEXAS COUNTY OF ROCKWALL

Before me, the undersigned authority, on this day personally appeared Michael Gresham, who being by me duly sworn deposes and says that he is the Publisher of *Rockwall County News* and that said newspaper meets the requirements of Section 2051.044 of the Texas Government Code, to wit:

1. it devotes not less than twenty-five percent (25%) of its total column lineage to general interest items;
2. it is published at least once each week;
3. it is entered as second-class postal matter in the county where it is published;
4. it has been published regularly and continuously since 1985; and
5. it is generally circulated within Rockwall County.

Clipping (s)

Publisher further deposes and says that the attached notice was published in said newspaper on the following date(s) to wit:

March 16 A.D. 2005


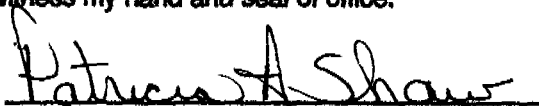
Michael Gresham
Editor and Publisher

SUBSCRIBED AND SWORN BEFORE ME

by Michael Gresham, who

a) is personally known to me, or
 b) provided the following evidence to establish his/her identity: _____

on the 25th day of March, A.D. 2005
to certify which witness my hand and seal of office.



Notary Public, State of Texas



Legal Notices

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/s/ Ken Jones, Mayor

/s/ Dorothy Brooks, City Secretary

1st Reading: February 21, 2005

2nd Reading: March 7, 2005