

ORDINANCE NO. 00-07

AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, AS HERETOFORE AMENDED, SO AS TO GRANT A CONDITIONAL USE PERMIT FOR A VETERINARIAN CLINIC FOR THE TREATMENT OF LARGE OR SMALL ANIMALS, EXCLUDING LIVESTOCK, WITHOUT OUTSIDE STORAGE WITH NO OUTDOOR PEN OR RUNS WITHIN THE COMMERCIAL-ZONED DISTRICT; PROVIDING SPECIAL CONDITIONS; 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, a request from Dr. Keith Webb for a Conditional Use Permit for a veterinarian clinic for treatment of large or small animals, excluding livestock, without outside storage with no outdoor pens or runs in a commercial-zoned district within the Market Center Addition located on Interstate 30 and further described in Exhibit "A"; 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 Comprehensive Zoning Ordinance 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 Comprehensive Zoning Ordinance of the City of Rockwall, Texas, as heretofore amended, be and the same are hereby amended so as to grant a Conditional Use Permit for a veterinarian clinic for treatment of large or small animals without outside storage with no outdoor pens or runs in a commercial-zoned district on the property described on Exhibit "A", attached hereto and made a part hereof.

Section 2. That the Conditional Use Permit shall be subject to the following special conditions:

1. The boarding of "well" animals overnight shall not be permitted.

2. The treatment and/or boarding of livestock shall not be permitted.
3. The Conditional Use Permit for a veterinarian clinic for treatment of large or small animals without outside storage with no outdoor pens or runs in a commercial-zoned district located at the premises, as described above and/or in Exhibit "A", shall be subject to review within twelve (12) months of the date of approval as indicated herein.

Section 3. 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 4. 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 Comprehensive Zoning Ordinance 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 5. That all ordinances of the City of Rockwall in conflict with the provisions of this be and the same are hereby repealed to the extent of that conflict.

Section 6. 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.

DULY PASSED AND APPROVED this 3rd day of April, 2000.

APPROVED:

Scott L. Self

Mayor

ATTEST:

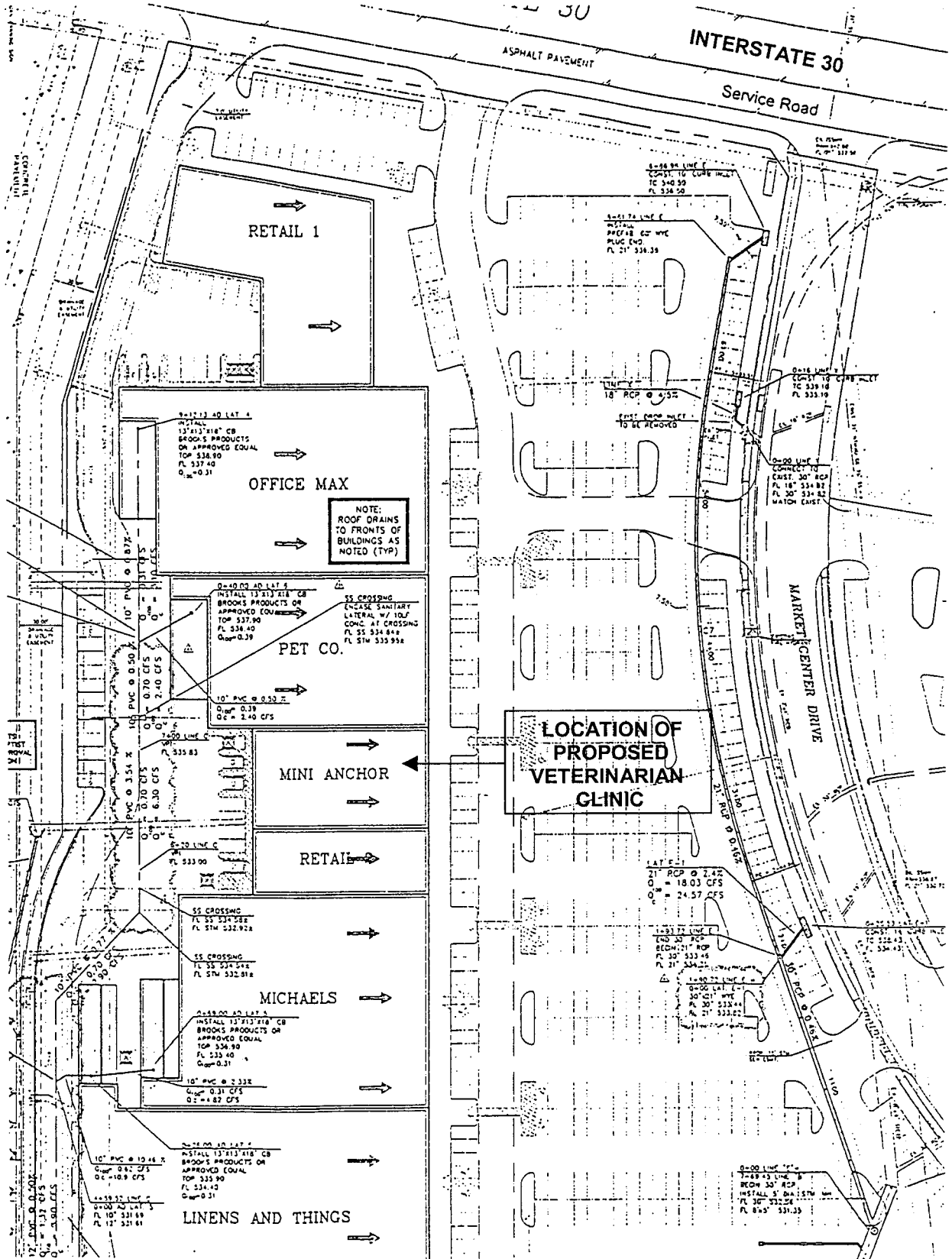
Belinda Page
City Secretary

1st reading: 03-20-00

2nd reading: 04-03-00



Exhibit "A"



Legal Description:
 BEING Lot 1A, Block B of the R W Market center Addition, an addition to the City of Rockwall, Texas, according to the plat thereof recorded in Cabinet D, Slide 134, Plat of Records of Rockwall County, Texas.