

ORDINANCE NO. 02-02

AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ROCKWALL AS HERETOFORE AMENDED SO AS TO GRANT A CONDITIONAL USE PERMIT TO ALLOW RESIDENTIAL USES INCORPORATED IN THE STRUCTURE AS AN ACCESSORY USE TO THE MAIN STRUCTURE WITHIN THE NEIGHBORHOOD SERVICE ("NS") ZONING DISTRICT, AS DESCRIBED IN EXHIBIT "A"; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an amendment to the City of Rockwall Comprehensive Zoning Ordinance has been requested by Corky Randolph for the general provision and requirements for a Conditional Use Permit to allow residential uses incorporated in the structure as an accessory use to the main structure within the "NS" Neighborhood Service Zoning District, on a 0.73-acre tract of land located at 603 South Goliad (Boydston Addition, Block 80A) and further described on Exhibit "A" attached hereto and made a part hereof; 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, 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, as heretofore amended, be and the same is hereby amended so as to grant a Conditional Use Permit to allow residential uses incorporated in the structure as an accessory use to the main structure within the "NS" Neighborhood Service Zoning District on a tract of land as further described on Exhibit "A" attached hereto and made a part hereof; and

Section 2. That the tract of land described on Exhibit "A" shall be used only in the manner and for the purposes provided for in the Comprehensive Zoning Ordinance of the City of Rockwall as heretofore amended, as amended herein by granting of this approval shall affect only the property as heretofore described and said property shall be limited to the uses, density, area, setback and other requirements set forth herein.

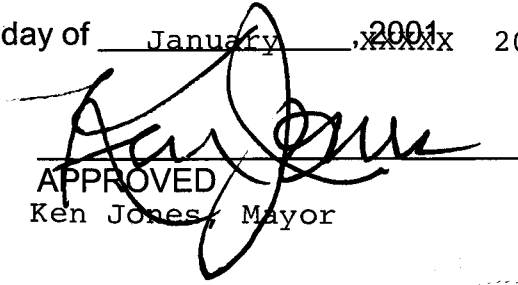
Section 3. That development on property described on Exhibit "A" shall be limited to the applicable and corresponding uses and requirements listed in **§ 2.10 (NS) Neighborhood Service District** of the City of Rockwall Comprehensive Zoning Ordinance (Ordinance No. 83-23).


Section 3. Any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a penalty of fine not to exceed the sum of TWO THOUSAND DOLLARS (\$2,000.00) for each offence and each and every day such offense shall continue shall be deemed to constitute a separate offense.

Section 4. If any section paragraph, or provision of this ordinance or the application of that section, paragraph, or provision to any person, firm, corporation or situation is for any reason judged invalid, the adjudication shall not affect any other section, paragraph, or provision of this ordinance or the application of any other section, paragraph or provision to any other person, firm, corporation or situation, nor shall adjudication affect any other section, paragraph, or provision of the Comprehensive Zoning Ordinance No. 83-23 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 for this ordinance are declared to be severable.

Section 5. 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 7 day of January, ~~2001~~ 2002.


APPROVED
Ken Jones, Mayor


ATTEST
Cheryl Austin, City Secretary
1st Reading 12/17/01
2nd Reading 1/7/02

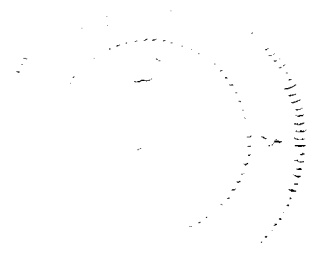
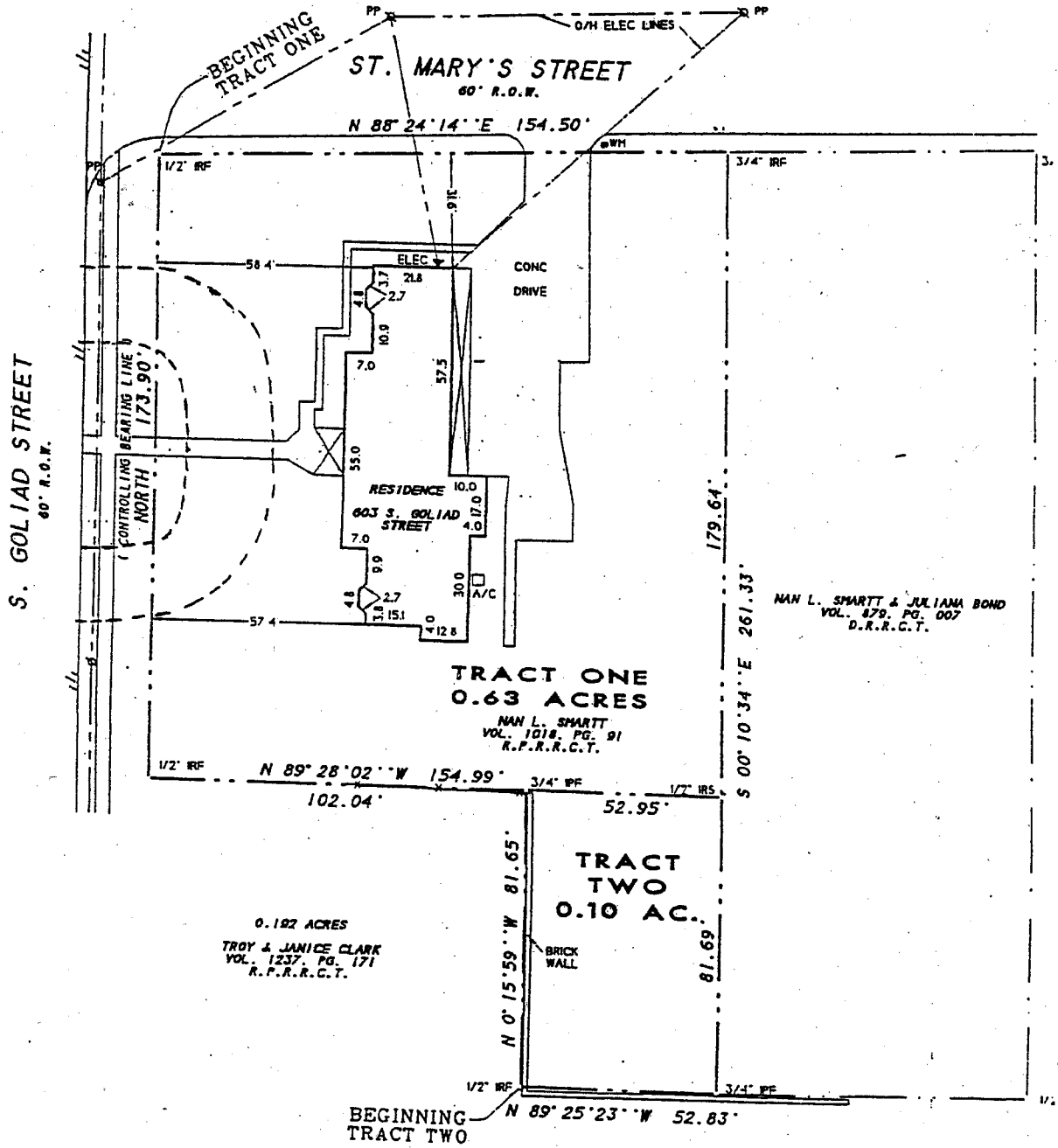
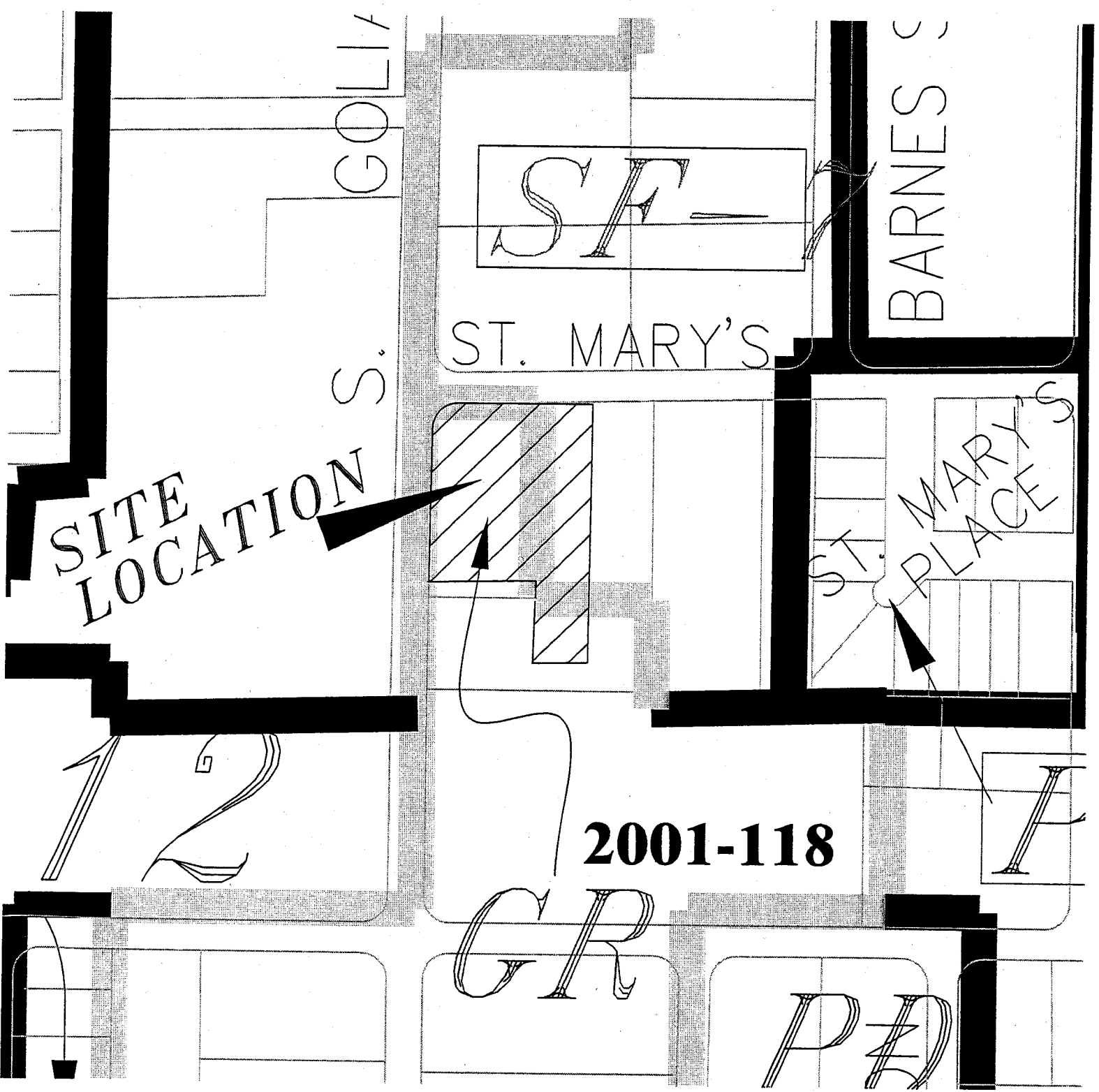


EXHIBIT "A"





S. GOLLA

BARNES S

ST

ST. MARY'S

SITE LOCATION

ST. MARY'S PLACE

2001-118

GR

PAD