

ORDINANCE NO. 77-19

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 SPECIFIC USE PERMIT FOR AN AUTO LAUNDRY IN A "GR" GENERAL RETAIL DISTRICT CLASSIFICATION ON A TRACT OF LAND DESCRIBED MORE FULLY AS FOLLOWS: BEING A TRACT OF LAND SITUATED IN THE B. F. BOYDSTON SURVEY, ABSTRACT NO. 14, COUNTY OF ROCKWALL, TEXAS, AND FURTHER BEING THAT TRACT OF LAND AS CONVEYED TO GERALD BURGAMY, AS RECORDED IN VOL. 112, PG. 66, DEED RECORDS, ROCKWALL COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF WASHINGTON STREET WITH THE SOUTHERLY LINE OF U. S. HIGHWAY NO. 66 (RUSK ST.) AN IRON STAKE SET FOR CORNER; THENCE, S. 88° 12' 39" E. ALONG THE SOUTH LINE OF WASHINGTON STREET, A DISTANCE OF 200.00 FEET TO AN IRON STAKE SET FOR CORNER; THENCE, S. 0° 57' 56" W., LEAVING THE SAID SOUTH LINE OF WASHINGTON STREET, A DISTANCE OF 382.39 FEET TO AN IRON STAKE FOUND FOR CORNER; THENCE, N. 87° 46' 38" W., A DISTANCE OF 957.83 FEET TO AN IRON STAKE SET FOR CORNER; THENCE, N. 69° 15' 50" E. A DISTANCE OF 42.64 FEET TO AN IRON STAKE SET FOR CORNER; THENCE, N. 20° 44' 10" W., A DISTANCE OF 85.00 FEET TO AN IRON STAKE SET FOR CORNER; THENCE, N. 71° 11' 11" E., ALONG THE SOUTHERLY LINE OF U. S. HIGHWAY NO. 66, (RUSK STREET) A DISTANCE OF 796.42 FEET TO THE PLACE OF BEGINNING AND CONTAINING 5.812 ACRES OF LAND; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE, AND DECLARING AN EMERGENCY.

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 a joint public hearing 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, Texas, as heretofore amended, be and the same is hereby amended by amending the Zoning Map of the City of Rockwall so as to grant a specific use permit for an auto laundry in a "GR" General Retail District Classification for a tract of land described as follows:

BEING a tract of land situated in the B. F. Boydston Survey, Abstract No. 14, County of Rockwall, Texas, and further being that tract of land as conveyed to GERALD BURGAMY, as recorded in Vol. 112, Pg. 66, Deed Records, Rockwall County, Texas, and being more particularly described as follows:

BEGINNING at the point of intersection of the South line of Washington Street with the Southerly line of U. S. Highway No. 66 (Rusk St.), an iron stake set for corner;

THENCE, S. 88° 12' 39" E., along the South line of Washington Street, a distance of 200.00 feet to an iron stake set for corner;

THENCE, S. 0° 57' 56" W., leaving the said South line of Washington Street, a distance of 382.39 feet to an iron stake found for corner;

THENCE, N. 87° 46' 38" W., a distance of 957.83 feet to an iron stake set for corner;

THENCE, N. 69° 15' 50" E., a distance of 42.64 feet to an iron stake set for corner;

THENCE, N. 20° 44' 10" W., a distance of 85.00 feet to an iron stake set for corner;

THENCE, N. 71° 11' 11" E., along the Southerly line of U. S. Highway No. 66, (Rusk Street) a distance of 796.42 feet to the PLACE OF BEGINNING and containing 5.812 acres of land.

SECTION 2. That all ordinances of the City of Rockwall in conflict with the provisions of this ordinance 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 3. That the above-described tract of land shall be used only in the manner and for the purposes provided for by the Comprehensive Zoning Ordinance of the City of Rockwall, as heretofore amended, and as amended herein by the granting of this zoning change.

SECTION 4. Any person, firm or corporation violating any of the provisions of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Rockwall, as heretofore amended, and as amended hereby, and upon conviction shall be punished by a penalty of fine not to exceed the sum of Two Hundred Dollars (\$200.00) for each offense, and each and every day such offense shall continue shall be deemed to constitute a separate offense.

SECTION 5. Whereas, it appears that the above-described property requires classification so as to grant a specific use permit for an auto laundry in a "GR" General Retail District Classification in order to permit its proper development and in order to protect the public interest and general welfare of the City of Rockwall, such requirement creates an urgency and an emergency in the preservation of the public welfare and requires that this ordinance 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 by the City Council of the City of Rockwall, Texas, on the 3rd day of October, 1977.

APPROVED:


MAYOR

ATTEST:


CITY SECRETARY

APPROVED AS TO FORM:


ATTORNEY