

CITY OF ROCKWALL

ORDINANCE NO. 08-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF ROCKWALL, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A SPECIFIC USE PERMIT ALLOWING FOR A GENERAL RETAIL STORE, SPECIFICALLY AN EMBROIDERY AND GRAPHICS BUSINESS, WITHIN (PD-50) PLANNED DEVELOPMENT NO. 50 DISTRICT, ON A TRACT OF LAND KNOWN AS LOT 1, BLOCK A, MISTY ADDITION AND LOCATED AT 909 N. GOLIAD STREET; 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, a Specific Use Permit for a General Retail Store, specifically an embroidery and graphics business, within the (PD-50) Planned Development No. 50 District has been requested by Misty Phillips on the property known as Lot 1, Block A, Misty Addition and located at 909 N. Goliad Street; City and County of Rockwall, Texas; 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 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, as heretofore amended, be and the same is hereby amended so as to grant a Specific Use Permit for a General Retail Store, specifically an embroidery and graphics business, within the (PD-50) Planned Development No. 50 District on the property known as Lot 1, Block A, Misty Addition and located at 909 N. Goliad Street; City and County of Rockwall, Texas; and

Section 2. That the Specific Use Permit shall be subject to the conditions set forth in the City of Rockwall Unified Development Code (Ord. No. 04-38) as heretofore amended and as may be amended in the future, and shall be subject to the following additional conditions:

1. The specific use permit shall be limited to an embroidery and graphics design shop and any similar future use employing graphic design and specialized custom labeling of clothing and objects.
2. The business shall conform to the site plan attached hereto as Exhibit "A".
3. A shared parking agreement shall be required for 909 and 907 N. Goliad.
4. No parking will be allowed in the SH 205 right of way.

5. The hours of operation shall be limited to between 7:00 am and 7:00 pm.
6. No exterior venting of equipment shall be allowed.
7. The City Council reserves the right to review the Specific Use Permit granted herein upon the expiration of one (1) year from the date hereof.

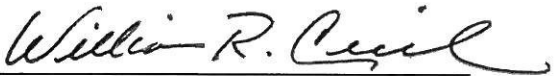
Section 3. That all ordinances of the City of Rockwall in conflict with the provisions of this ordinance be, and the same are hereby repealed to the extent of that conflict.

Section 4. 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 5. 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 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 for this ordinance are declared to be severable.

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.

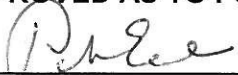
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, this 3rd day of March, 2008.


William R. Cecil, Mayor

ATTEST:


Kristy Ashberry, Interim City Secretary

APPROVED AS TO FORM:

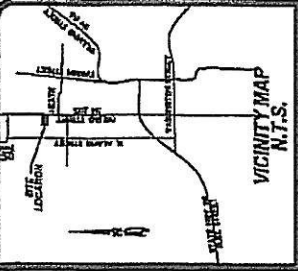

Pete Eckert, City Attorney

1st Reading: 02-18-08

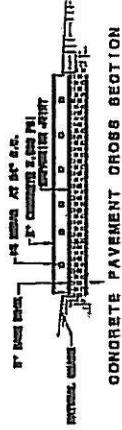
2nd Reading: 03-03-08



RECEIVED
 MAR 08 2007
 BY _____



2007 002

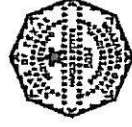


FILE COPY

SITE PLAN
LOT 1, BLOCK 1
MISTY ADDITION

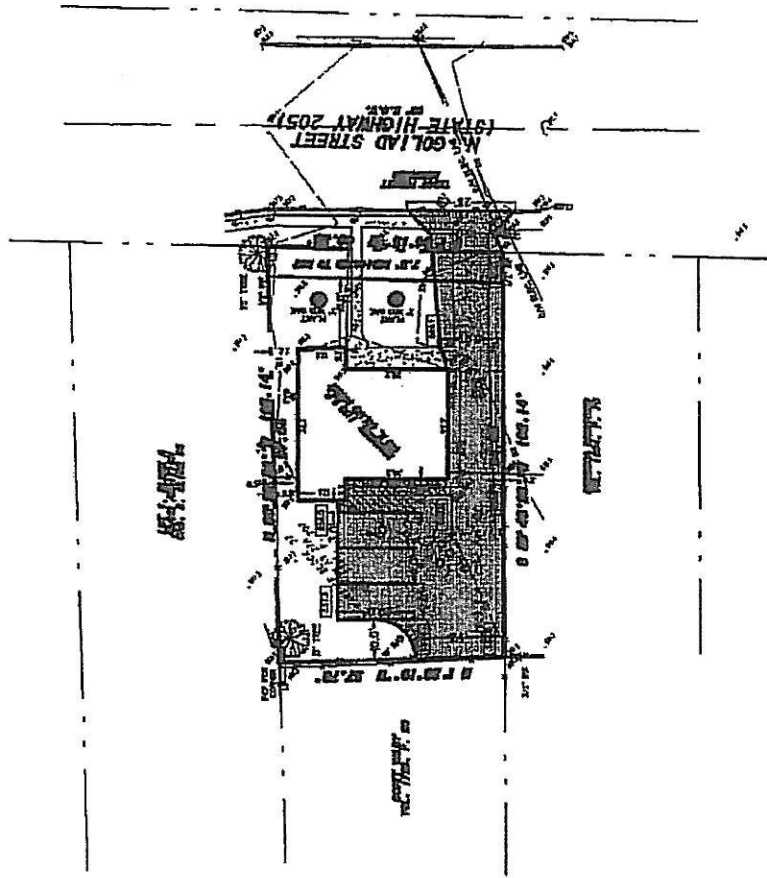
5855 S.F. OR 0.10 ACRES
 BEING A REPLAT OF
 PART OF BLOCK 27
 GARNER ADDITION

A PART OF THE S.S. McCURRY
 SURVEY, ABSTRACT NO. 148
 CITY OF ROCKWALL,
 ROCKWALL COUNTY, TEXAS



OWNER	PHILLIPS
ADDRESS	505 N. COLLIAD STREET
CITY	ROCKWALL, TEXAS 75087
PHONE	469-388-0008
DATE	MAR 08 2007
BY	_____

R.S.C.I. LAND SURVEYING
 1114 S. FM 111, ROSS, TEXAS 75087-1111
 409-388-0008



OWNER:
 MISTY PHILLIPS
 505 N. COLLIAD STREET
 ROCKWALL, TEXAS 75087
 469-388-0008

Advertising Receipt

MET PUBLISHING, INC.

P.O. BOX 669
Terrell, TX 75160

Phone: 972-563-6476

Fax: 972-563-0340

ROCKWALL, CITY OF- Kristy Ashb
KRISTY ASHBERRY
385 SOUTH GOLIAD
ROCKWALL , TX 75087

Acct #: 01100978

Ad #: 00008861

Phone: (972)771-7700

Date: 03/10/2008

Ad taker: 11

Salesperson: 6

Sort Line: LG#969671

03-14

Classification 001

Description	Total
02 ROCKWALL COUNTY NEWS 03/13/2008	60.00

Total: 60.00

Tax: 0.00

Net: 60.00

Prepaid: 0.00

Total Due: 60.00

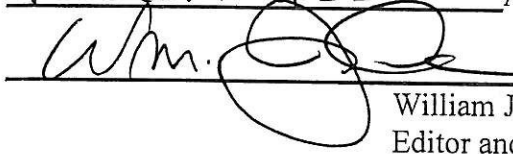
PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS
COUNTY OF ROCKWALL

Before me, the undersigned authority, on this day personally appeared William Jordan, who being by me duly sworn deposes and says that he is the Publisher of *The Rockwall County News* and the 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 Kaufman County.

Publisher further deposes and says that the attached notice was published in said news paper on the following date (s) to wit:
March 13th A.D. 2008


William Jordan
Editor and Publisher

SUSCRIBED AND SWORN BEFORE ME
By William Jordan who

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

on the 17th day of March, A.D. 2008
to certify which witness my hand and seal of office.


Notary Public, State of Texas

