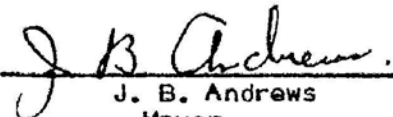


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Ordinance No. 128

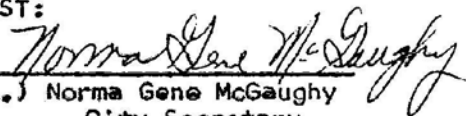
SECTION 3. That any person, firm or corporation violating any of the terms and provisions of this Ordinance shall be subject to the same penalties provided for in Ordinance No. 120.

SECTION 4. WHEREAS, it appears that the subject property of this Ordinance is to be used under a Special Permit for the construction and operation of a building supply house, subject to certain conditions and will serve the public interest, comfort and general welfare and requires that this Ordinance shall take effect immediately from and after its passage and it is accordingly so ordained.

PASSED AND APPROVED this 20th day of September, 1955.


J. B. Andrews
Mayor

ATTEST:


(Mrs.) Norma Gene McGaughy
City Secretary

ORDINANCE NO. 129

AN ORDINANCE AMENDING ORDINANCE NO. 120 ENACTED BY THE CITY COUNCIL ON MAY 3, 1955 BY PERMITTING THE FOLLOWING DESCRIBED PROPERTY WHICH IS PRESENTLY ZONED RESIDENTIAL, TO-WIT: BEING A TRACT OF LAND SITUATED IN DALLAS COUNTY, TEXAS, BEING A PART OF THE H. HARTER SURVEY, ABSTRACT 594, BEING A PART OF A FIVE ACRE TRACT COVEYED BY GEO. R. WALKER AND WIFE LUCY INEZ BY DEED TO RUCKLAND COMPANY, INC. DATED NOVEMBER 7, 1945, RECORDED IN VOLUME 2600, PAGE 630 DEED RECORDS, DALLAS COUNTY, TEXAS AND DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE SAID FIVE ACRE TRACT IN THE NORTH LINE OF U.S. HIGHWAY 80; THENCE NORTH 31 DEGREES 14 MINUTES WEST ALONG SOUTHWEST LINE OF SAID FIVE ACRE TRACT 1247 FEET TO POINT FOR CORNER; THENCE NORTH 89 DEGREES 30 MINUTES EAST ALONG THE NORTH LINE OF SAID FIVE ACRE TRACT 143 FEET TO A POINT FOR CORNER; THENCE SOUTHEASTERLY 1219 FEET TO POINT IN THE NORTH LINE OF SAID U. S. HIGHWAY 80, BEING THE SOUTH LINE OF SAID FIVE ACRE TRACT 68.5 FEET WEST FROM THE SOUTHEAST CORNER OF SAID FIVE ACRE TRACT; THENCE WEST ALONG THE SOUTH LINE OF SAID FIVE ACRE TRACT 68.5 FEET TO THE PLACE OF BEGINNING AND CONTAINING 2.5 ACRES OF LAND, MORE OR LESS, SAVE AND EXCEPT, HOWEVER, A STRIP OF LAND 20 FEET WIDE OFF THE ENTIRE SOUTH END OF SAID LAND CONVEYED TO E. D. COREY AND WIFE, CATHEY, TO THE STATE OF TEXAS BY RIGHT-OF-WAY DEED DATED JUNE 14, 1950, RECORDED IN VOLUME 3429, PAGE 93, DEED RECORDS, DALLAS COUNTY, TEXAS, SAVE AND EXCEPT THE PART THEREOF CONVEYED BY T. W. FAIN AND WIFE, FRANKIE FAIN, TO THE STATE OF TEXAS BY RIGHT-OF-WAY DEED DATED FEBRUARY 19, 1954, RECORDED IN VOLUME 4011, PAGE 47, DEED RECORDS, DALLAS COUNTY, TEXAS; TO BE USED AS A NURSERY AND LANDSCAPE BUSINESS; THAT THE PROPERTY SHALL BE IMPROVED ACCORDING TO THE PLANS AND SPECIFICATIONS SUBMITTED THEREFOR AND APPROVED BY THE CITY PLANNING AND ZONING COMMISSION AND THE CITY COUNCIL; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, the City Planning and Zoning Commission of the City of Mesquite and the Governing Body of the City of Mesquite in compliance with the Charter of the City of Mesquite and the State Law with reference to the granting of special permits under the Zoning Ordinance regulations and Zoning Map have given the requisite notices by publications and otherwise and after holding due hearing and affording a full and fair hearing to all property owners, generally, and to the persons interested situated in the affected area and in the vicinity thereof, the Governing Body of the City of Mesquite is of the opinion that said Special Permit should be granted, subject to the conditions set out herein.

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

SECTION 1. That Ordinance No. 120 enacted by the City Council on May 3, 1955 be and is hereby amended insofar as the property hereinafter described is concerned, which is presently zoned Residential, shall be used under a Special Permit for the operation of a nursery and landscape business.

Being a tract of land situated in Dallas County, Texas, being a part of the H. Harter Survey, Abstract 594, being a part of a five acre tract conveyed by Geo. R. Walker and wife Lucy Inez by deed to Ruckland Company, Inc. dated November 7, 1945, recorded in Volume 2600, page 630 Deed Records, Dallas County, Texas and described as follows: Beginning at the Southwest corner of the said five acre tract in the north line of U. S. Highway 80; thence North 31 degrees 14 minutes West along Southwest line of said five acre tract 1247 feet to point for corner; thence North 89 degrees 30 minutes East along the North line of said five acre tract 143 feet to a point for corner; thence Southeasterly 1219 feet to point in the north line of said U. S. Highway 80, being the South line of said five acre tract 68.5 feet West from the Southeast corner of said five acre tract; Thence West along the South line of said five acre tract 68.5 feet to the place of beginning and containing 2.5 acres of land, more or less, save and except, however, a strip of land 20 feet wide off the entire South end of said land conveyed to E. D. Corey and wife, Cathey, to the State of Texas by right-of-way deed dated June 14, 1950, recorded in Volume 3429, Page 93, Deed Records, Dallas County, Texas, save and except the part thereof conveyed by T. W. Fain and wife, Frankie Fain, to the State of Texas by right-of-way deed dated Feb. 19, 1954, recorded in Volume 4011, Page 47, Deed Records, Dallas County, Texas;

SECTION 2. That this Special Permit for the operation of a nursery and landscape business in the hereinabove described property is approved and granted upon the following express conditions and in accordance with Section 4 of the Zoning Ordinance.

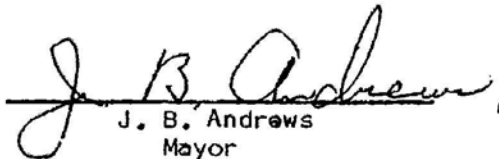
(1) That the site plan for proposed nursery and landscape business shall be approved by the City Planning and Zoning Commission and shall be generally in conformance therewith. Such approved site plan may be revised or amended if such revision or amendment thereof is first approved by the City Planning and Zoning Commission.

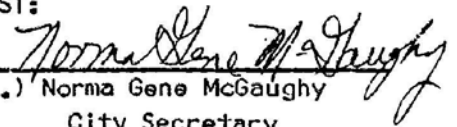
(2) That no signs or billboards other than those pertaining to the occupancy of the premises or commodities sold thereon shall be permitted.

(3) That any person, firm or corporation violating any of the terms and provisions of this Ordinance shall be subject to the same penalties provided for in Ordinance No. 120.

SECTION 4. WHEREAS, it appears that the subject property of this Ordinance is to be used under a Special Permit for the operation of a nursery and landscape business subject to certain conditions and will serve the public interest, comfort and general welfare and requires that this Ordinance shall take effect immediately from and after its passage and it is accordingly so ordained.

PASSED AND APPROVED, this 15th day of November, 1955.


J. B. Andrews
Mayor

ATTEST:

(Mrs.) Norma Gene McGaughy
City Secretary

ORDINANCE NO. 130

AN ORDINANCE AMENDING ORDINANCE NO. 120 ENACTED BY THE CITY COUNCIL ON MAY 3, 1955 BY PERMITTING THE FOLLOWING DESCRIBED PROPERTY WHICH IS PRESENTLY ZONED RESIDENTIAL, TO-WIT: SITUATED IN DALLAS COUNTY, TEXAS, BEING OUT OF THE WOODFIELD CASTEEL SURVEY IN THE TOWN OF MESQUITE, DESCRIBED AS FOLLOWS; BEGINNING IN THE INTERSECTION OF THE EAST LINE OF EBRITE STREET (FORMERLY CASTEBELLA AVENUE) IN THE SOUTH LINE OF GROSS STREET FOR A POINT OF BEGINNING; THENCE EAST ALONG THE SOUTH LINE OF GROSS STREET 231 FEET TO A STAKE FOR CORNER; THENCE SOUTH 1/2 DEGREE WEST 84 FEET TO A POINT FOR CORNER; THENCE NORTH 89 DEGREES 30 MINUTES WEST 228.5 FEET TO A POINT IN THE EAST LINE OF EBRITE STREET; THENCE NORTH 80 FEET TO THE PLACE OF BEGINNING, TO BE USED AS A DOCTOR'S OFFICE; THAT THE PROPERTY SHALL BE IMPROVED ACCORDING TO THE PLANS AND SPECIFICATIONS SUBMITTED THEREFOR AND APPROVED BY THE CITY PLANNING AND ZONING COMMISSION AND THE CITY COUNCIL; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, the City Planning and Zoning Commission of the City of Mesquite and the Governing Body of the City of Mesquite in compliance with the Charter of the City of Mesquite and the State Law with reference to the Granting of Special Permits under the Zoning Ordinance regulations and zoning map have given the requisite notices by publications and otherwise and after holding due hearing and affording a full and fair hearing to all property owners, generally, and to the persons interested situated in the affected area and in the vicinity thereof, the Governing Body of the City of Mesquite is of the opinion that said Special Permit should be granted, subject to the conditions set out herein.

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

SECTION 1. That Ordinance No. 120 enacted by the City Council on May 3, 1955 be and is hereby amended insofar as the property hereinafter described is concerned, which is presently zoned Residential, shall be used under a Special Permit for the establishing of a doctor's office.