

ORDINANCE NO. 2205

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS,
AMENDING SECTION 1 OF ORDINANCE NO. 2153
ADOPTED BY THE CITY COUNCIL ON MARCH 18, 1985
BY DELETING VETERINARY CLINICS FROM ARTICLE
41.001; BY PROVIDING A SEVERABILITY CLAUSE;
BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO
HUNDRED (\$200.00) DOLLARS FOR EACH OFFENSE;
AND DECLARING AN EMERGENCY:

WHEREAS, the City Planning 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 State laws with reference to granting of zoning change under the Zoning Ordinance Regulations and Zoning Map, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally and to the persons interested and situated in the area, the City of Mesquite is of the opinion that the change of zoning may be granted herein:

WHEREAS, in the preparation of the ordinance, Article 41.001 retained the use "veterinary clinics" instead of deleting any reference to veterinary clinics in the General Retail District as determined by the Planning and Zoning Commission and the City Council after public hearings.

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

SECTION 1. That Ordinance No. 2153 adopted by the City Council on March 18, 1985, is hereby amended by amending Section 1 thereof to read as follows, in all other respects to remain in full force and effect: 41.001 RETAIL AND SERVICES: Groceries, Supermarkets, meat markets (sales inside permanent structures only); pharmacies, candy stores, drugstores, variety and apparel stores; barber and beauty shops; self-service laundries, clothes cleaning and laundry pick-up stations; shoe repair shops; tailor shops; indoor movie theaters; electricians' shops, plumbing and heating establishments; laundries, clothes cleaning or dye establishments; art or antique shops, artist supplies, interior decorating shops; furniture and appliance stores; department stores, mail order houses, discount stores; funeral homes, and similar stores or shops for the conduct of a retail business or personal services. Retail stores may be in the form of shopping centers.

SECTION 2. That all ordinances, or portions thereof, of the City of Mesquite in conflict with the provisions of this ordinance, to the extent of such conflict are hereby repealed. To the extent that such ordinances or portions thereof not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That the property described in Section 1 of this ordinance, shall be used only in the manner and for the purposes provided for by the Comprehensive Zoning Ordinance of 1973.


SECTION 4. That the foregoing change shall be, and it is, granted subject to any development of the land herein being developed in conformity with the requirements of current and/or future drainage improvement ordinances of the City of Mesquite, including Ordinance No. 1249 of the Mesquite City Code.

SECTION 5. That should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal, or unconstitutional and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 6. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of 1973, of the City of Mesquite, and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Hundred (\$200.00) Dollars for each offense.

SECTION 7. The fact that the present ordinances of the City of Mesquite are inadequate to protect the health and welfare the inhabitants of the City of Mesquite creates an urgency and an emergency and necessitates that this ordinance become effective immediately from and after its date of passage and the publication of its caption as the law in such cases provides.


DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas on the 5th day of August A.D., 1985.


Mrs. Brunhilde Nystrom
Mayor

ATTEST:

APPROVED AS TO FORM:


Lynn Prugel
City Secretary


Elland Archer
City Attorney