

ORDINANCE NO. 2723
File Nos. Z090-8 and Z090-9

00143

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE, ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY DELETING SECTIONS 3-203A.074 AND .075 AND ADOPTING A REVISED SECTION 3-203A.074 AND .075, VETERINARY SERVICES/ANIMAL HOSPITALS AND OTHER ANIMAL SERVICES; REPEALING ALL ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

WHEREAS, through administration and experience, the Planning and Zoning Commission has determined that it is necessary to revise certain regulations so that the intended purposes of the Zoning Ordinance are best served;

WHEREAS, the Planning and Zoning Commission did give public notice and did hold public hearings regarding proposed revisions and has recommended amendment of the ordinance; and

WHEREAS, the City Council did give public notice and did hold public hearings regarding the proposed amendment;

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

SECTION 1. That the Mesquite Zoning Ordinance, adopted on September 4, 1973, and recodified on November 21, 1988, be and the same is hereby amended by deleting the existing Sections 3-203A.074 and .075, and adopting a new Section 3-203A.074 and .075, Veterinary Services/Animal Hospitals and Other Animal Services, as set out in Exhibit "A" attached hereto.

SECTION 2. 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 Mesquite Zoning Ordinance as a whole.

SECTION 3. 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 Mesquite Zoning Ordinance as amended, of the City of Mesquite, and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Thousand (\$2,000.00) Dollars for each offense.

SECTION 4. The fact that the present ordinances of the City of Mesquite do not adequately protect the public interest, comfort and welfare of the City of Mesquite, creates an urgency and emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

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DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 4th day of February, 1991.



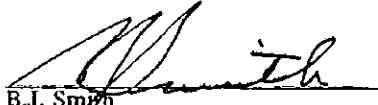
George A. Venner, Sr.
Mayor

ATTEST:



Lynn Prugel
City Secretary

APPROVED:



B.J. Smith
City Attorney

PART 3: NONRESIDENTIAL DISTRICTS
3-200 USE REGULATIONS

3-203 SCHEDULE OF PERMITTED USES

Ord. 2650/12-18-89

| SIC CODE | ZONING DISTRICTS | | | | | | | | PKNG STND | SPECIAL CONDITIONS | |
|--|------------------|----|----|----|----|----|---|---|--------------|--------------------|--|
| | O | GR | LC | MU | CB | SS | C | I | | | |
| 074 and 075 Veterinary Services/Animal Hospital and Other Animal Services | | | | | | | | | | | |
| a. Indoor Services to Household Pets, except Grooming (Veterinary Services, Animal Hospitals, Training, Breeding, and Indoor Boarding) | | C | P | P | P | | P | P | 3 | | Prohibits outdoor kennels; Requires location in freestanding building at least 10 feet from any other building and at least 100 feet from any property line in a residential district; See City Code for kennel requirements. |
| b. Grooming - Household Pets | | P | P | P | P | | P | P | 3 | | Prohibits location in a multiuse building adjacent to any use involved in sale or preparation of food items; prohibits keeping animals overnight. |
| c. Outdoor Services to Household Pets (Includes any service with outdoor kennels or activity) | | | | | | | C | C | 3 | | Requires location in freestanding building; Requires outdoor kennels to be at least 200 feet from any property line in a residential district and at least 100 feet from any property line; Requires outdoor kennels, runs, enclosures, etc. to be enclosed by a solid fence at least 6 feet in height; See City Code for kennel requirements. |
| d. Services to Livestock (Including Horses) | | | | | | | C | C | 3 | | Requires location in freestanding building; Requires outdoor kennels to be at least 200 feet from any property line in a residential district and at least 100 feet from any property line; Requires outdoor kennels, runs, enclosures, etc. to be enclosed by a solid fence at least 6 feet in height; See City Code for kennel requirements. |

P = Permitted (3-201A)
C = Conditional Use (3-201B)
S = Special Exception (3-201C)
NEC - Not Elsewhere Classified

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