FARMERS BRANCH

ORDINANCE NO. 2252

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AS HERETOFORE AMENDED; SO AS TO GRANT A SPECIFIC USE PERMIT FOR AN AM RADIO ANTENNA, A MAXIMUM OF TWENTY-FIVE (25) FEET IN LENGTH, TO BE ATTACHED TO AN EXISTING THIRTY-FIVE (35) FOOT TALL WOODEN POLE WITH AN OVERALL HEIGHT OF THE POLE AND ANTENNA NOT TO EXCEED FORTY-NINE (49) FEET, TWO (2) INCHES ABOVE GRADE AND LOCATED AT 14032 HEARTSIDE PLACE AND WITHIN THE ONE-FAMILY RESIDENCE SIX (R-6) ZONING DISTRICT; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED TWO THOUSAND DOLLARS ($2,000.00); PROVIDING FOR INJUNCTIVE RELIEF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Planning and Zoning Commission of the City of Farmers Branch and the governing body of the City of Farmers Branch, in compliance with the Charter of the City of Farmers Branch, and the State Law with reference to changes to zoning classifications under the Zoning Ordinance Regulations and Zoning Map, having given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Farmers Branch is of the opinion that a change in such zoning should be made.

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

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Farmers Branch, Texas, be, and the same is hereby amended by amending the zoning map of the City of Farmers Branch so as to grant a Specific Use Permit for an AM radio antenna, a maximum of twenty-five (25) feet in length, to be attached to an existing thirty-five (35) foot tall wooden pole with an overall height of the pole and antenna not to exceed forty-nine (49) feet, two (2) inches above grade and located at 14032 Heartside Place and within the One-Family Residence Six (R-6) zoning district.

SECTION 2. That the cellular communications antenna shall be constructed and specifically located in accordance with the approved site plan attached as Exhibit "A".

City of Farmers Branch P.O. Box 819010 Farmers Branch, Texas 75381-9010 214/247-3131
Linked in Friendship with District of Bassetlaw, Nottinghamshire, Great Britain and Garbsen, Germany.
Joined in an Economic Alliance with Markham, Canada and Guadalupe, Mexico.

SECTION 3. That the above described property shall be used only in the manner and for the purpose provided by the Comprehensive Zoning Ordinance of the City of Farmers Branch as herein amended and by the granting of a specific use permit for an AM radio antenna.

SECTION 4. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Farmers Branch, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars ($2,000.00) for each offense.

SECTION 5. If any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

SECTION 6. In addition to, and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

SECTION 7. This ordinance shall take effect immediately from and after its passage and publication of the caption of said ordinance, as the law in such case provides.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, on this the 19th day of February, 1996.

APPROVED:

Mayor

APPROVED AS TO FORM:

City Attorney

ATTEST

City Secretary

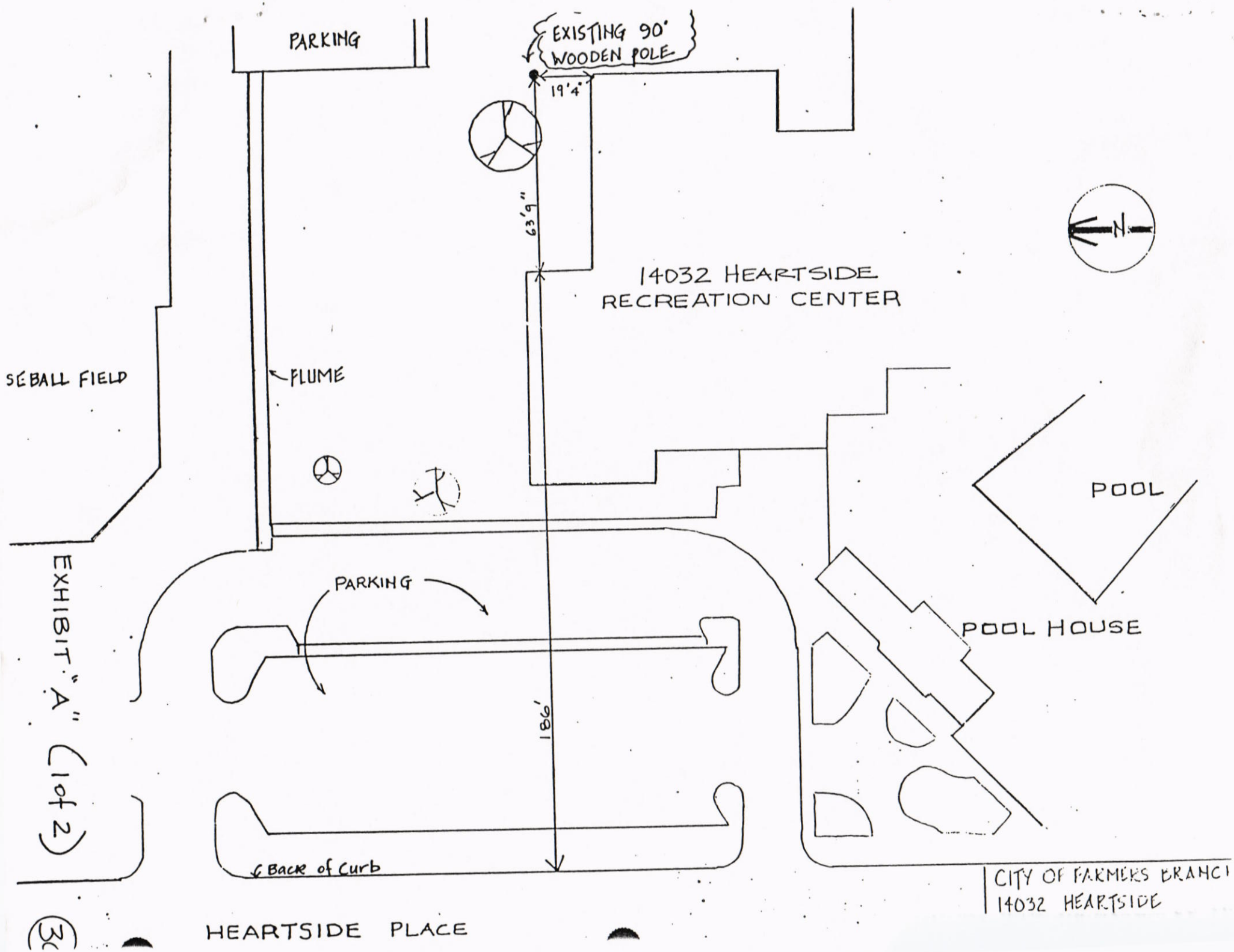


EXHIBIT "A" (1 of 2)

(3c)

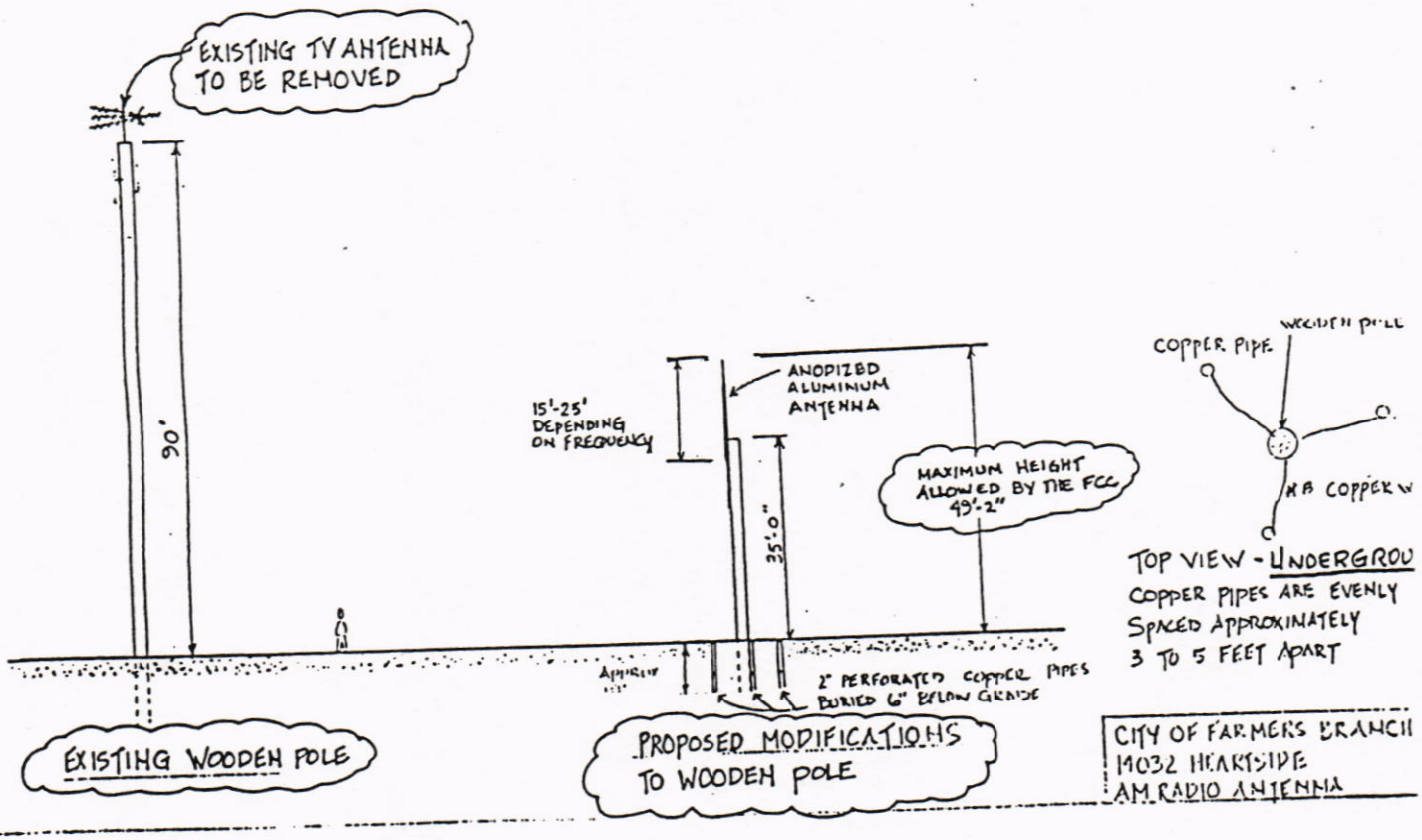


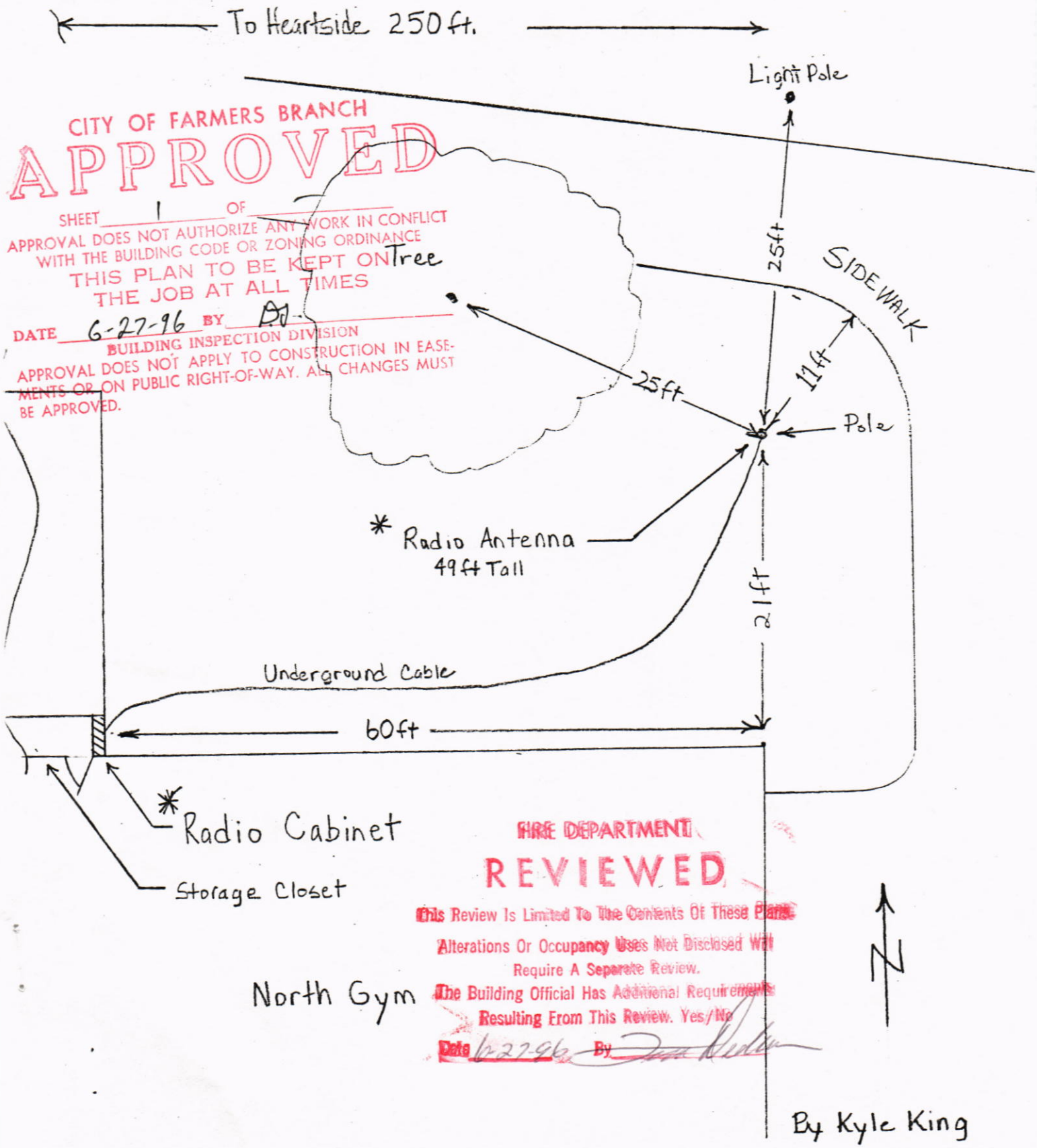
EXHIBIT "A" (2 of 2)

3D

CITY OF FARMERS BRANCH RADIO STATION

Don Showman Recreation Center

14032 Heartside Pl.



CITY OF FARMERS BRANCH
APPROVED
SHEET 1 OF
APPROVAL DOES NOT AUTHORIZE ANY WORK IN CONFLICT WITH THE BUILDING CODE OR ZONING ORDINANCE
THIS PLAN TO BE KEPT ON THE JOB AT ALL TIMES
DATE 6-27-96 BY
BUILDING INSPECTION DIVISION
APPROVAL DOES NOT APPLY TO CONSTRUCTION IN EASEMENTS OR ON PUBLIC RIGHT-OF-WAY. ALL CHANGES MUST BE APPROVED.

FIRE DEPARTMENT
REVIEWED
This Review Is Limited To The Contents Of These Plans.
Alterations Or Occupancy Uses Not Disclosed Will Require A Separate Review.
The Building Official Has Additional Requirements Resulting From This Review. Yes/No
Date 6-27-96 By

By Kyle King