

## **ORDINANCE NO. 1867**

**AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, GRANTING A SPECIFIC USE PERMIT ON PROPERTY LEGALLY DESCRIBED AS LOT 3D, BLOCK 111, MOORE-NASH (908 S. VIRGINIA), OF THE CITY OF TERRELL, KAUFMAN COUNTY, TEXAS, PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

### **SECTION I.**

**WHEREAS**, the City Council of the City of Terrell, held a public hearing at 7:00 p.m. on Tuesday, February 4, 1997, in the Council Chamber of the City Hall in Terrell, Texas to consider a request for a Specific Use Permit to locate a semi-trailer for the storage of junk tires at property legally described as Lot 3D, Block 111, Moore- Nash (908 S. Virginia), City of Terrell, Kaufman, County, Texas; and

**WHEREAS**, the City Council has the has determined the real property is located in a LI (Light Industrial) zoning district; and

**WHEREAS**, the City Council has determined that it would be in the best interest of the citizens of the City of Terrell to grant the specific use permit subject to certain stipulations.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Terrell, Texas, that:

A Specific Use Permit is granted to locate one (1) semi-trailer for the storage of junk tires on the property located at 908 S. Virginia, Lot 3D, Block 111, Moore-Nash, City of Terrell, Kaufman County, Texas with the following stipulations:

1. Specific Use Permit to be reviewed for compliance at least annually.
2. Specific Use Permit to be effective for a period not to exceed one (1) year from date of final approval.
3. Only one (1) semi-trailer to be allowed under this Specific Use Permit.
4. All trucks and/or trailers, loaded or unloaded, shall be contained within an eight foot (8') wooden privacy fence.
5. No advertisement shall be affixed to privacy fence or trailer.
6. The door to the trailer shall be closed except when loading.

This Specific Use Permit shall take effect immediately from and after its passage and be conditioned upon said operator to comply with all terms and conditions set forth herein.

### **SECTION II.**

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

### **SECTION III.**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionally shall not

affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the city council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraphs, or section.

**SECTION IV.**

This Ordinance will take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

**PASSED AND APPROVED ON THIS 4TH DAY OF FEBRUARY, 1997.**

**PASSED AND ADOPTED THIS 18TH DAY OF FEBRUARY, 1997.**

**APPROVED:**

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**DON L. LINDSEY, MAYOR**

**ATTEST:**

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**BOBBY BISHOP, CITY SECRETARY**

**APPROVED AS TO FORM:**

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**MARY GAYLE RAMSEY, CITY ATTORNEY**