

**FARMERS
BRANCH**

ORDINANCE NO. 2030

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 INDICATE "NON-PROFIT THRIFT STORE" AS AN ALLOWED USE REQUIRING A SPECIFIC USE PERMIT IN THE PLANNED DEVELOPMENT NUMBER 7 (PD-7) ZONING DISTRICT AND BY ESTABLISHING THE MAXIMUM AREA WHICH MAY BE DEVOTED TO SUCH USE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF, AND DECLARING AN EFFECTIVE DATE.

Whereas, the 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 amendments to 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 affected area and in the vicinity thereof, the governing body of the City of Farmers Branch is of the opinion that said change in zoning use 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 the addition of "Non-Profit Thrift Store", as hereinafter defined, as an allowed use requiring a Specific Use Permit within the Planned Development Number 7 (PD-7) zoning district.

SECTION 2. That "Non-Profit Thrift Store" shall mean a private corporation formed and operating pursuant to the Texas Non-Profit Corporation Act which is engaged primarily in the sale of donated goods or merchandise and which is authorized as a tax exempt organization under Section 501 (C)(3) of the Internal Revenue Code.

SECTION 3. That no more than one (1) "Non-Profit Thrift Store" shall be permitted to operate within the PD-7 zoning district at any time.

SECTION 4. That the maximum area within the PD-7 zoning district which may be devoted to said "Non-Profit Thrift Store" use shall be five thousand five hundred square feet (5,500).

SECTION 5. If any section, paragraph, subdivision, clause, phrase, provision or word of this ordinance shall be judged invalid or unconstitutional such judgement shall not affect the remainder of this ordinance.

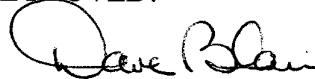
SECTION 6. In addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

SECTION 7. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty 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 8. This ordinance shall take effect immediately from and after its passage and publication of the caption of said ordinance, as the law in such cases provides.

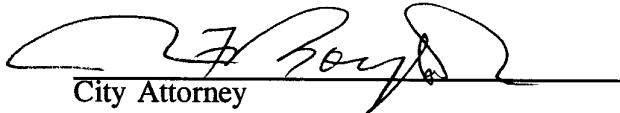
DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, on this the 17th day of May, 1993.

APPROVED:



Mayor

APPROVED AS TO FORM:



City Attorney

ATTEST



City Secretary