ORDINANCE NO. 0129-19-SUP

AN ORDINANCE OF THE LEWISVILLE CITY COUNCIL, AMENDING THE ZONING ORDINANCE BY GRANTING A SPECIAL USE PERMIT FOR MINOR AUTOMOBILE SERVICES INCLUDING TUNE-UP AND REPAIR SERVICES AND A CAR WASH FACILITY, ON APPROXIMATELY 1.22 ACRES, LEGALLY DESCRIBED AS LOT 3, BLOCK A, CORNERS AT VALLEY PARKWAY ADDITION, LOCATED AT 1111 ROUND GROVE ROAD (F.M. 3040), AND ZONED LOCAL COMMERCIAL DISTRICT (LC); PROVIDING FOR A REPEALER, SEVERABILITY, PENALTY, AND AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

WHEREAS, applications were made requesting approval of a Special Use Permit for a minor automobile services including tune-up and repair services and a car wash facility by making applications for same with the Planning and Zoning Commission of the City of Lewisville, Texas, as required by state statutes and the Zoning Ordinances of the City of Lewisville, Texas; and said Planning and Zoning Commission has recommended that the Special Use Permit on the 1.22-acre tract, as described in the attached Exhibit "A" (the "Property"), be approved; and

WHEREAS, this application for a Special Use Permit comes before the City Council of the City of Lewisville, Texas (the "City Council") after all legal notices, requirements, conditions and prerequisites have been met; and

WHEREAS, the City Council at a public hearing has determined that the proposed use, subject to the condition(s) stated herein: (1) complements or is compatible with the surrounding uses and community facilities; (2) contributes to, enhances, or promotes the welfare of the area of request and adjacent properties; (3) is not detrimental to the public health, safety, or general welfare; and (4) conforms in all other respects to all zoning regulations and standards.

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

SECTION 1. FINDINGS INCORPORATED. The findings set forth above are incorporated into the body of this ordinance as if fully set forth herein.

SECTION 2. SPECIAL USE PERMIT GRANTED. Subject to the conditions provided for herein, applicant is granted a Special Use Permit to allow a minor automobile services including tune-up and repair services and a car wash facility on the Property, which is zoned Local Commercial District (LC).

SECTION 3. CONDITIONS OF SPECIAL USE PERMIT. The Property shall be developed and maintained:

- 1. in compliance with the narrative, site plan, building elevations, and landscape plan, attached hereto as Exhibit "B"; and
- 2. in accordance with all federal, state, and local laws and regulations.

SECTION 4. CORRECTING OFFICIAL ZONING MAP. The City Manager, or her designee, is hereby directed to correct the official zoning map of the City of Lewisville, Texas, to reflect this Special Use Permit.

SECTION 5. COMPLIANCE WITH ALL OTHER MUNICIPAL REGULATIONS.

The Property shall comply with all applicable municipal ordinances, as amended. In no way shall this Special Use Permit be interpreted to be a variance to any municipal ordinance.

SECTION 6. RESCINDING AND TERMINATION. The City Council may rescind and terminate the Special Use Permit after a public hearing if any of the following occur:

- 1. One or more of the conditions imposed by the Special Use Permit have not been met or have been violated.
- 2. The Special Use Permit was obtained through fraud or deception.
- 3. Ad valorem taxes on the property are delinquent by six months or more.
- 4. Disconnection or discontinuance of water and/or electrical services to the property.
- 5. Abandonment of the structure, lease space, lot, or tract of land for 180 days or more.

SECTION 7. REPEALER. Every ordinance or parts of ordinances found to be in conflict herewith are here by repealed.

SECTION 8. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect.

SECTION 9. PENALTY. Any person, firm or corporation who violates any provisions of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof in the Municipal Court, shall be subject to a fine of not more than \$2,000.00 for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 10. EFFECTIVE DATE. This Ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

ORDINANCE NO. 0129-19-SUP

Page 4

SECTION 11. EMERGENCY. It being for the public welfare that this Ordinance be passed creates an emergency and public necessity and the rule requiring this Ordinance be read on three separate occasions be, and the same is hereby, waived and this Ordinance shall be in full force and effect from and after its passage and approval and publication, as the law in such cases provides.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, BY A VOTE OF _5_ TO _©_, ON THIS THE <u>15TH</u> DAY OF <u>JULY</u>, 2019.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Worster, CITY SECRETARY

APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY

ORDINANCE NO. $\underline{0129-19-SUP}$

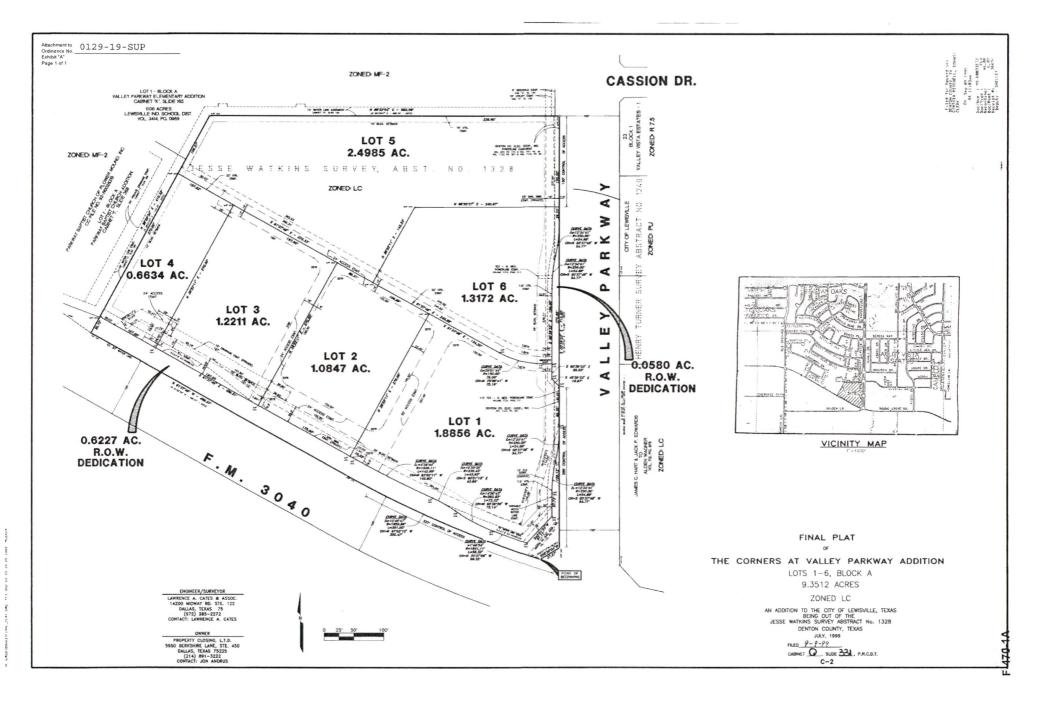
Page 5

Exhibit A
Property Description

ORDINANCE NO. <u>0129-19-SUP</u>

Page 6

Exhibit B
Narrative
Site Plan
Building Elevations
Landscape Plan



Attachment to 0129-19-SUP Ordinance No Exhibit "A"

VARIANCES (IF ANY) FROM THE GENERAL DEVELOPMENT ORDINANCE APPROVED BY CITY COUNCIL

MARK EDGREN, CHAIRMAN
PLANNING AND ZONNING COMMISSION
CITY OF LEWISVILLE, TEXAS

09-07-1999

THE UNCERSONED. THE CITY SECRETARY OF THE CITY OF LEWISVILLE TEAMS, HEREBY CERTIFIES TO THE CORNERS AT WALLEY PARKWAY TO THE 23-15-355. BLOOK AS, THE CORNERS AT WALLEY PARKWAY AND DOWN AN ARE CORNERS AT WALLEY PARKWAY AND DOWN AND TOWN COMMISSION OF CITY COUNTY, AS REQUIRED THE THE CORNERS OF THE CITY OF LEWISVILLE ON THE THE CORNERS OF THE CITY OF LEWISVILLE ON THE CORNERS AND THERE AND THE TABLE AND THE CORNERS OF THE CORNERS AND THE CORNERS AND THE CORNERS OF THE

WITNESS BY HAND THIS 900 DAY OF SLOT

WARTY HENDRIX, SITY SECRETARY
CITY OF LEWISVILLE, TEXAS



OWNER'S CERTIFICATE OF DEDICATION

NOW THEREFORE KNOW ALL MEN BY THESE DESCENTS.

NOW, THERETORE, KNOW ALL MEN BY THESE PRESENTS:

THAT PROPRIETY CLUSSES, CLUS

SERVICES, CLUSSES, CLUSSES

WE DO FURTHER DEDICATE, SUBJECT TO THE EXPECTATIONS AND RESERVATIONS SET FORTH HEREINAFTER, TO THE PUBLIC USE FOREYER, ALL PUBLIC USE SPACES SHOWN ON THE FACE OF THE PLAT.

ALL LOTS IN THE SUBDIVISION SHALL BE SOLD AND DEVELOPED SUBJECT TO THE BUILDING LINES SHOWN ON THE PLAT.

PROPERTY CLOSING, L.T.D. A TEXAS LIMITED PARTNERSHIP

BY STO HURLEY, PRESIDENT

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED SYD HURLEY, KNOWN TO ME TO BE THE PERSON WHOSE NAME ESSUBSCRIBED TO THE ABOVE AND FORECOME NETRALABLY, MAY OKNOWIEDED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION DESPRESSED AND IN THE CARACTUT THEREM STATE.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE 39 DAY OF 2001. 1999.

Narry Public in and for the state of the common com

SURVEYOR'S CERTIFICATION

LUMBENCE A CATES, A REGISTRED PROFESSIONAL LAND SUPNETOR IN THE STATE OF THE THREE PROFESSIONAL LAND SUPNETOR IN THE THREE PROFESSION OF THE THREE PROFESSION OF THE THREE PROFESSION OF THE THREE PROFESSION IN ACCORDANCE WITH THE PLATTING RULES AND REQUIATIONS OF THE CITY PLAN COMMISSION OF THE CITY OF LINEARIZED THREE PROFESSION.

Jana a. Cota

LAWRENCE A. CATES REGISTERED PROFESSIONAL LAND SURVEYOR NO. 3717

LECAL DESCRIPTION

Filed for Berord in Crystyla Mirdfall, CR CLER, Filed L. CR CLER, Filed L. CR CLER, Filed L. CR CR LIEBJAN Doc/Type 1997 Perceria 1997 Perceria 1997 Receria 1997

THENCE ALONG THE NORTH LINE OF SAID F.M. HIGHWAY NO. 3D40, THE FOLLOWING COURSES AND DISTANCES NUMBERED (1) AND (2):

THENCE ALONG THE WEST LINE OF SAID VALLEY PARKWAY, AS OCCUPIED UPON THE GROUND, THE FOLLOWING COURSES AND DISTANCES NUMBERED (S) AND DISTANCES NUMBER (S) AND DISTANCE NUMBER (S) AND DISTANCE NUMBER (S) AND DISTANCE NUMBER (S) AND

FINAL PLAT

OF

THE CORNERS AT VALLEY PARKWAY ADDITION

LOTS 1-6, BLOCK A 9.3512 ACRES

ZONED LC

AN ADDITION TO THE CITY OF LEWISVILLE, TEXAS BEING OUT OF THE JESSE WATKINS SURVEY ABSTRACT No. 1328 DENTON COUNTY, TEXAS ARY. 1999

FILED 9-9-99 CABNET Q. SLIDE 332, P.R.C.D.T. C-2A

ENGINEER/SURVEYOR LAWRENCE A. CATES & ASSOC. 14200 MIDWAY RD. STE. 122 DALLAS, TEXAS 75 (972) 385-2272 CONTACT: LAWRENCE A. CATES

OWNER OWNER
PROPERTY CLOSING, L.T.D.
50 BERKSHIRE LANE, STE. 450
DALLAS, TEXAS 75225
(214) 891-3222
CONTACT: JON ANDRUS

Attachment to Ordinance No. Exhibit 'A' Page 9 of 14

Attachment to Ordinance No. 0129-19-SUP Exhibit "B" Page 1 of 5

> THE CITY OF LEWISVILLE, TEXAS DEVELOPMENT PLAN FOR

KWIK KAR (SUP) SERVICE BAY EXPANSION

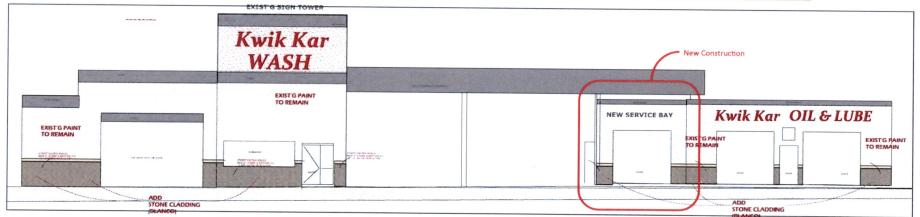
1111 W ROUND GROVE RD., LEWISVILLE, TX 75067







EXIST'G BUILDING



CONTRACTOR: LONE STAR CONSTRUCTION

CONTACT: GABRIEL SAID

Phone (469)-939-2020

DESIGN ENGINEER:

CHAUCER DESIGN STUDIO

CONTACT: CHAUCER CHERN, P.E. 949 SIMON DRIVE PLANO, TEXAS 75025-2500 Phone (972) 849-6848 chaucerdesign@gmail.com **TEXAS ENGINEER FIRM #12335**

PROPERTY OWNER: ROYSS, LLC

CONTACT: RYAN GHOUTIEMEH 4308 Glen Meadows Dr., Parker, TEXAS 75002 Phone (469) 444-1444

DRAWING INDEX:

C1 DEVELOPMENT PLAN L1 LANDSCAPE PLAN A1 BUILDING ELEVATIONS A2 BUILDING ELEVATIONS Attachment to Ordinance No. 0129-19-SUP Exhibit "B" Page 2 of 5

15' Drainage Esmt.

8' SS Esmt.

15' WL Esmt.

POINT OF 38

Proposed Scope:

- 1) Construction of new 980sf service bay finished to match existing
- New 2" stone cladding applied to 3'-6" above finished floor
- Remove existing pole sign
- Existing Monument sign to remain
- Existing dumpster to remain



PARKING CALCULATION

Existing

Lube Center 1146 SF @ 1/200 = 6 Spaces

Car Wash 1930 SF @ 1/200 = 10 Spaces

Parking Required = 16 spaces Parking Provided = 19 Spaces

Service Bay 980 SF @ 1/200 = 5 Spaces (2) spaces provided inside the new service bay Additional Parking required = 3

Total Parking Required = 19 Total Parking Provided = 19

KWIK KAR SERVICE BAY EXPANSION

1111 W ROUND GROVE RD. LEWISVILLE, TEXAS 75067

DRAFTER: CHEHSIANG CHEN DATE: 05/ 22/ 2019

W. F.M. 3040 100 ' R.O.W.

15' Drainge Esmt.

15' WL Esmt.

DEVELOPMENT PLAN SCALE 1'=20.0'

15' Drainage Esmt.

8' SS Esmt.

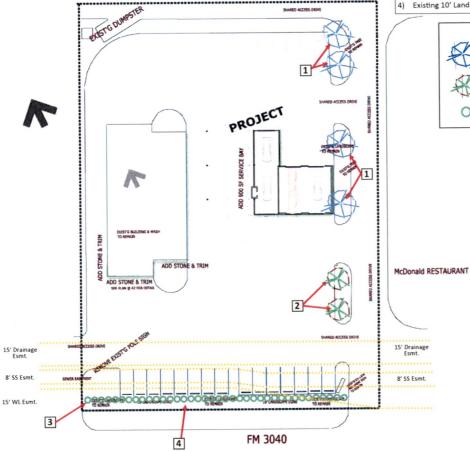
Existing Canopy LOT 4 2

S 61*37'49" E

CHAUCER DESIGN STUDIO

949 SIMON DRIVE, PLANO, TX. 75025 972.849.6848 E-MAIL: chaucerdesign/agn

Attachment to Ordinance No. 0129-19-SUP Exhibit "B" Page 3 of 5



LANDSCAPE PLAN

SCALE 1"=20.0"

Proposed Scope:

- 1) Existing shade trees to remain
- 2) Add new 2.5" shade trees
- Fill and maintain Existing landscape shrubs
- Existing 10' Landscape Buffer

LEGEND

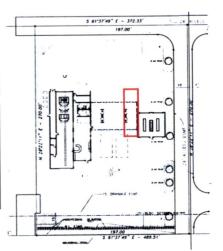


Existing Aristocrat



New 2.5" Red Oak

Ext. Dwarf **Burford Holly**



EXIST'G SITE INDEX PLAN

LANDSCAPE REQUIREMENTS

Landscape Strip:

A landscape strip shall be provided adjacent to all public and private streets. The Landscape strip shall be a minimum of 10 feet, exclusive of street right-of-way.

Required - minimum 10' width Provided - existing 10' landscape

Within the landscape strip, one shade tree (2.5" caliper minimum) shall be provided per five hundred square feet of required landscape strip.

Required - I.f. frontage (times) 10' (divided by) 500

FM 3040 - 197 l.f (10)/500 = 4 trees

Provided - no trees planted due to existing water easement along frontage

4 Shade trees (aristocrat pear) exist along the shared access drive

Interior Landscape Requirements: A Parking area of 1-32,639 s.f. is require to have 8% interior landscaping

Required - 32,639 s.f. (.08) = 2,611 s.f.

Provided - 4,505 s.f. *1,894 s.f. (72%) more than min.

Trees required spaced at a ratio of one shade trees (2.5" caliper min.) for each 15 parking spaces provided

Required - 2 Trees

Provided - 2 New Trees - 2.5" Red Oak

When parking lots and drives abut the landscape strip along street right-of-way, evergreen shrubs must be provided for screening. The screening must be a minimum of 2' high and extended along the entire street frontage of the parking lot. If a parking lot is located 50' from the street R.O.W line, no shrubs will be required.

Required - 197 l.f.

Provided - 197 l.f. landscape shrubs

* All landscape shall be 100% watered by underground automatic irrigation system. Irrigation system shall have a freeze sensor. Contractor to ensure that all existing irrigation is operable, restored and meets all of TCEQ requirements. Any new irrigation will be added to existing system if applicable.

949 SIMON DRIVE, PLANO, TX. 75025 972,849,6848 E-MAIL: chaucerdesign@gm CHAUCER DESIGN STUDIO

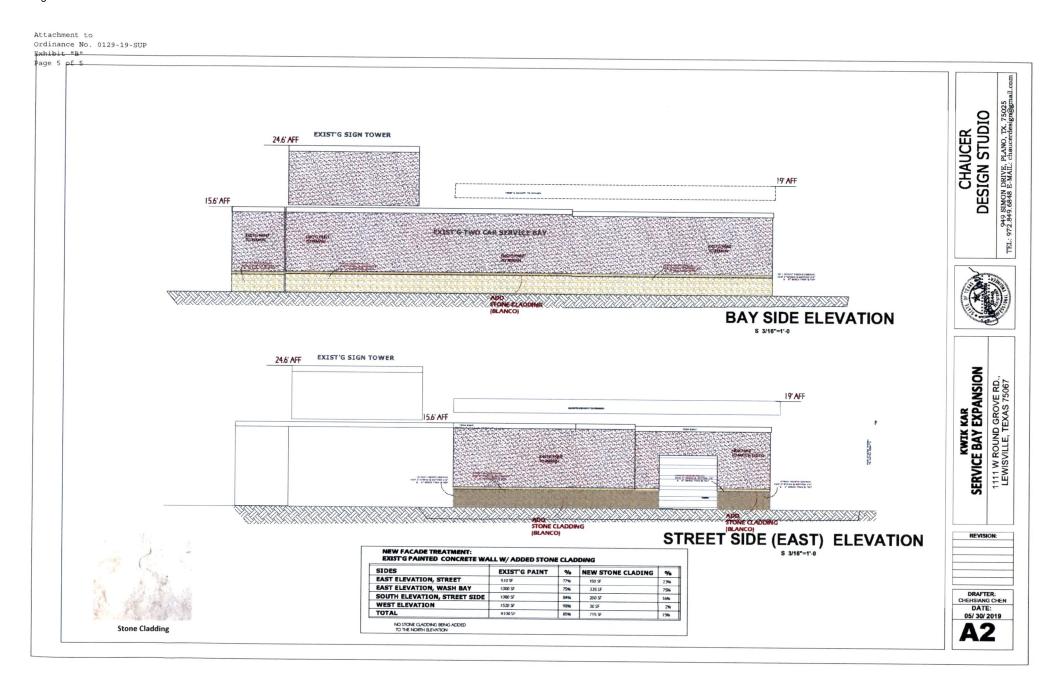


KWIK KAR SERVICE BAY EXPANSION 1111 W ROUND GROVE RD.. LEWISVILLE, TEXAS 75067

REVISION

DRAFTER: CHEHSIANG CHEN DATE: 05/ 22/ 2019

Attachment to Ordinance No. 0129-19-SUP Exhibit "B" Page 4 of 5 949 SIMON DRIVE, PLANO, TX. 75025 TEL: 972.849.6848 E-MAIL: chaucerdesign@gr CHAUCER DESIGN STUDIO EXIST'G SIGN TOWER 24.6' AFF 19' AFF TO BEHAVE 12'AFF 15.6' AFF EXISTS TWO CAR SERVICE SAY ENSTE BUN TO REMOVED WEST (SIDE) ELEVATION NEW FACADE TREATMENT:
EXIST'G PAINTED CONCRETE WALL W/ ADDED STONE CLADDING SIDES EXIST'G PAINT % NEW STONE CLADING % EAST ELEVATION, STREET 150 SF 23% EAST ELEVATION, WASH BAY 1000 SF 75% 335 SF 75% S 3/16"=1'-0 SOUTH ELEVATION, STREET SIDE 1080 SF 84% 200 SF 16% WEST ELEVATION 1520 SF 99% 30 SF 2% TOTAL 4100 SF 715 SF 15% KWIK KAR SERVICE BAY EXPANSION NO STONE CLADDING BEING ADDED TO THE NORTH ELEVATION 1111 W ROUND GROVE RD., LEWISVILLE, TEXAS 75067 EXIST'G SIGN TOWER 24.6' AFF EXIST G SIGN Kwik Kar WASH 19' AFF 15.6' AFF EXIST'G SIGN TO REMAIN 16'AFF Kwik Kar OIL & LUBE NEW SERVICE BAY THEST ANDREWALLS BW 2"STONE & BOTTON 3"V 6" 8" DESCETTED & TOP REVISION: EXIST'G WASH BAYS TO REMAIN ADD STONE CLADDING ADD STONE CLADDING (BLANCO) STONE CLADDING (BLANCO) DRAFTER: CHEHSIANG CHEN DATE: FRONT (S) ELEVATION
S 3/16**=1'-0 05/30/2019 Α1



PUBLIC NOTICES

/s/ Abraham Achar Secretary, Board of Super

drc 7/19 & 7/26/2019

s for the City of Lewisville be received on line at <u>sync.com</u> or at Finance Ad-istration, Purchasing Divisi I West Church St., Lewisvill Texas 75057 until 2:00 P.M. LO-CAL TIME, THURSDAY, AUG. 8, 2019 for the products/sen/

Specifications, bid forms and instructions to bidders are available: a) on Bidsync at www.bidsync.com; b) or you pick up a copy at the Purchar Office. The City of Lewisville reserves the right to waive a informalities in any bid and to a copy at the purchard of the city of the complete of the city of the complete of

Minority and Small Businesses are encouraged to submit a bid

PUBLIC NOTICES PUBLIC NOTICES

CITY OF LEWISVILLE PUBLIC NOTICE

Notice is hereby given that the

parties involved in this suit are plantly) and penalty properties involved in this suit are flower to the penalty.

A brief statement of the nature of this suit is as flows, to-wit Plantlin suit is as flows to the suit is suit is as flows, to-wit Plantlin suit is as flows to the suit is suit in the suit is as flows to the suit is suit in the suit is as flows the suit in the suit is suit in the suit in the suit is suit in the suit is suit in the suit in the suit in the suit is suit in the suit in the suit in the suit is suit in the suit is suit in the suit in th

ORDINANCE NO. 9131-19-ORD:
AN ORDINANCE OF THE CITY
COUNCIL OF THE CITY OF
LEWISVILLE TEXAS, AUTHORIZING THE ISSUANCE AND
SALE OF CITY OF LEWISVILLE, TEXAS, GENERAL OBLIGATION BONDS, SERIES 2019 NITHE AGGREGATE PRINCIPAL
AMOUNT OF \$10,735,000,
LEVYING A TAX IN PAYMENT THEREOF, AUTHORIZING THE
EXECUTION AND DELIVERY
OF A PAYING AGENTRICES;
TRAR AGREEMENT APPROVI

NO PR-2019-00578

IN THE PROBATE COUR

DENTON COUNTY TEXA

NOTICE TO PERSONS HAVING CLAIMS AGAINST THE ESTATE OF ANTHONY J. ZARVOU, DECEASED

PUBLIC NOTICES

IN THE ESTATE OF CAROL ANN PICKETT

NOTICE TO CREDITORS

NOTICE OF LETTERS TESTAMENTARY AND INDEPENDENT EXECUTOR

NOTICE TO BIDDERS

The City is not responsible for any costs associated with the preparation of proposals from any PROPOSER.

sal will be returned unopened. For proposal documents, go to warwalfache of contact the purchasing office at 97/2350 dense. Province of the purchasing office at 97/2350 dense of the purchasing office

drc 7/19 & 7/26/2019

QUALIFICATIONS #2608-19
Lawfsvills Independent School District will be accepting sealed proposals at the USD Administrative Center, Purchasing Department, 1565A W. Main Street, Room 220, Lewfsville, TX 75067 until Aggust 5, 2019 at 200 PM, for Geotechnical Engineering Services, Proposals will be opened at this time at the same address. This proposal is available to be submitted or-line or manually. Manual late proposals will be returned unopened. For proposal documents, go to www.lisch.nel or contact the purchasing office at \$72550-4743.

irc 7/19 & 7/26/2019

APPLICATION HAS BEEN MADE WITH THE TEXAS ALCO-HOLIC BEVERAGE COMMISSION FOR A MIXED BEVERAGE BELL, TO BE LOCAT-ED AT 101 S. LOCUST STREET, 8TH FLOOR, DENTON, DENTON COUNTY, TEXAS. OFFICERS OF SAID

Case No. SUP-2019-07-03

n accordance with Texas rooperly code, Chapter 59, sightSpace Storage, 1002 Dr. Denton TX 76205, Will onduct a public auction to s Landlord's lien. Units will b old to the highest bidder on to lockerfox com starting on at Lockerfox.com starting after 10:00AM on 1 Aug

PUBLIC NOTICES

JOHN PEARSON, MEMBER

drew McBride

Call RightSpace (940) 566-1356

rc 7/19 & 7/26/2019

NOTICE OF LIEN SALE

notifice or liter sale:

In accridance with Texas
property code, Chapter 59.
RightSpace Storage, 3919.
RightSpace Storage, 3919.
Will conduct a public auction to salisfy a Landford's lien. Units will be sold to the highest bioide online at www. Lockenfox.com starting on or after 10:00AM on d4 July 2019 and bioliding will close on or after 10:00AM on 08 August 2019. General description of contents: general householdpersonal goods/offen

aria Idarraga had Davis Fenants may redeem their goods or full payment in cash or mone order only up to time of auction. Call RightSpace Storage at 940) 382-1428

PERMIT AND CARTAGE PERMIT BY SUNAGO BELL, LLC D/B/A SUNAGO

PUBLIC NOTICES

Owner: Jose A. Salguero Applicant. Erick Cortez Gk

Present Zoning: Light Industrial District (LI)

Case No. SUP-2019-07-04

Present Zoning: Heavy Industrial District (HI)

Notice of Public Sale

about the time indicated at www.Selfstorageauction.com Property will be sold to highest bidder for cash. Deposit for removal and cleanup may be temporarily required. Seller reserves the right to reject any bid and to withdraw property fir

PUBLIC NOTICES

12:00 pm Frisco Self Storage (155 Old Newman Way Frisco, TX 75034 www.SelfStorageAuction.com Veronica Dennis: misc. items.

NOTICE OF PUBLIC SALE

Time: 11:15 AM

Kaiser, Candace; Smith, Edgar Hellman, Paula, McDaniel, Fred; Smith, Chase; WILSON, MELISSA; WALKER, WILLIAM; Birch, Macaiah; Edwards, Kelvin, Achuff, Ronald

PUBLIC NOTICES

irc 7/18 & 7/19/2019

IN THE ESTATE OF MARTHA M. DIMITRIADIS, DECEASED

IN THE PROBATE COURT
OF
DENTON COUNTY TEXAS

NOTICE TO CREDITORS

David Joe Rogers and Larry Dale Rogers. Independent Co-Executors c/o: Robert S. Morris Attorney at Law 2871 Lake Vista Drive, Sulte 100 Lewisville, Texas 75067

DATED the 17th day of July

/s/ Robert S. Morris Robert S. Morris

PUBLIC NOTICES

COUNTY OF DENTON

/s/ Sandra Tabacinic President, Board of Supervisors



The eEdition:

Your Newspaper Reinvented

Our eEdition is an exact replica of your printed paper, only better! Browse, save articles, or even check the archive for something you want to read again!





