

**AN ORDINANCE OF THE CITY OF COPPELL, TEXAS**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF COPPELL, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE AND MAP OF THE CITY OF COPPELL, TEXAS, AS HERETOFORE AMENDED, BY GRANTING A CHANGE IN ZONING TO REPEAL ORDINANCE NO. 91500-A-393 AND ORDINANCE NO. 91500-A-555 TO REVOKE SPECIAL USE PERMITS 1220 AND 1220-REVISED – TOWN CENTER (S-1220-TC AND S-1220R-TC) WHICH PERMITTED TELECOMMUNICATION FACILITIES IN ANDY BROWN WEST, AND BEING MORE PARTICULARLY DESCRIBED IN EXHIBITS “A” AND “B” ATTACHED HERETO AND INCORPORATED HEREIN; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Planning and Zoning Commission and the governing body of the City of Coppel, Texas, in compliance with the laws of the State of Texas and pursuant to the Comprehensive Zoning Ordinance of the City of Coppel, have given 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 all persons interested and situated in the affected area and in the vicinity thereof, the said governing body is of the opinion that the revocation of Ordinance No. 91500-A-393 (S-1220-TC) and Ordinance No. 91500-A-555 (S-1220R-TC) should be approved, and in the exercise of legislative discretion have concluded that the Comprehensive Zoning Ordinance and Map should be amended.

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

**SECTION 1.** That the Comprehensive Zoning Ordinance and Map of the City of Coppel, Texas, duly passed by the governing body of the City of Coppel zoning to repeal Ordinance No. 91500-A-393 and Ordinance No. 91500-A-555 to hereby annul, repeal and revoke Special Use Permits 1220 and 1220-Revised-Town Center (S-1220-TC and S-1220R-TC), respectively which permitted telecommunication facilities in Andy Brown West attached hereto as Exhibit “A” and Exhibit “B” and made a part hereof for all purposes;

**SECTION 2.** That the above property shall be used only in the manner and for the purpose provided for by the Town Center District in the Comprehensive Zoning Ordinance of the City of Coppel, without such special use permits as heretofore amended, and as amended herein.

**SECTION 3.** That all provisions of the Ordinances of the City of Coppell, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 4.** That should any sentence, paragraph, 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 thereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

**SECTION 5.** An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Comprehensive Zoning Ordinance, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 6.** 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 Coppell, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand and No/100 Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

**SECTION 7.** That this ordinance shall take effect immediately from and after its passage and the publication of its caption, as the law and charter in such cases provide.

**DULY PASSED** by the City Council of the City of Coppell, Texas, this the \_\_\_\_\_ day of \_\_\_\_\_, 2016

**APPROVED:**

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KAREN SELBO HUNT, Mayor

**ATTEST:**

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CHRISTEL PETTINOS, City Secretary

**APPROVED AS TO FORM:**

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ROBERT E. HAGER, City Attorney