

8-1-12

ORDINANCE NO. **28726**

An ordinance amending Ordinance No. 27570, passed by the Dallas City Council on June 24, 2009, as amended by Ordinance No. 27940, passed by the Dallas City Council on August 11, 2010, which amended the zoning ordinances of the City of Dallas, and granted Specific Use Permit No. 1765 for a recycling buy-back center for the collection of household metals, industrial metals, and recyclable materials; amending the conditions in Section 2 of that ordinance; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

WHEREAS, the city plan commission and the city council, in accordance with the Charter of the City of Dallas, the state law, and the ordinances of the City of Dallas, have given the required notices and have held the required public hearings regarding this amendment to Specific Use Permit No. 1765; and

WHEREAS, the city council finds that it is in the public interest to amend Specific Use Permit No. 1765; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the conditions in Section 2 of Ordinance No. 27570, as amended, are amended to read as follows:

- “1. USE: The only use authorized by this specific use permit is a recycling buy-back center for the collection of household metals, industrial metals, and recyclable materials. No other materials may be collected or recycled.
2. SITE PLAN: Use and development of the Property must comply with the attached site plan.
3. TIME LIMIT: This specific use permit automatically terminates on August 8, 2014 [~~August 11, 2012~~].

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4. GATE: The driveway gate adjacent to Hickory Street must remain open during the hours of operation.
5. HOURS OF OPERATION: The recycling buy-back center may only operate between 8:00 a.m. and 7:00 p.m., Monday through Sunday.
6. INGRESS-EGRESS: Ingress and egress must be provided in the location shown on the attached site plan. No other ingress or egress is permitted.
7. PARKING: Parking must be located as shown on the attached site plan.
8. REGULATED PROPERTY LICENSE: The operator of this use must have a secondary metal recyclers license under Dallas City Code Chapter 40B.
9. MAINTENANCE: The Property must be properly maintained in a state of good repair and neat appearance.
10. GENERAL REQUIREMENTS: Use of the Property must comply with all federal and state laws and regulations, and with all ordinances, rules, and regulations of the City of Dallas.”

SECTION 2. That a person who violates a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 3. That the zoning ordinances of the City of Dallas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 4. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

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SECTION 5. That this ordinance shall take effect immediately from and after its passage and publication, in accordance with the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

THOMAS P. PERKINS, JR., City Attorney

By

Assistant City Attorney

Passed AUG 08 2012

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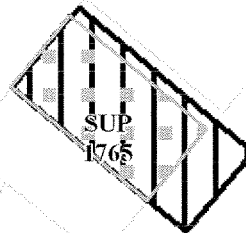
PD
841

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(Tract 1)

HICKORY ST

JEFFRIES ST



SUP
1765

IM

DAWSON ST

S MALCOLM X BLVD

MERLIN ST

SANTA FE AVE



1:1,200

ZONING AND LAND USE

Case no: Z112-222

Date: 5/3/2012