AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE AND ZONING MAP, AS PREVIOUSLY AMENDED, BY CHANGING THE ZONING OF LOT 1A1 AND LOT 2, BLOCK 2, MILLENIUM BUSINESS PARK, CITY OF ALLEN, COLLIN COUNTY, TEXAS FROM LIGHT INDUSTRIAL (CONDITIONAL) "LI(C)" TO PLANNED DEVEOPMENT NO. 117 WITH A BASE ZONING OF LIGHT INDUSTRIAL "LI"; ADOPTING A CONCEPT PLAN, DEVELOPMENT REGULATIONS, AND BUILDING ELEVATIONS; PROVIDING FOR A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS,** the Planning and Zoning Commission and the governing body of the City of Allen, Texas, in compliance with the laws of the State of Texas and the ordinances of the City of Allen, Texas, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally and to all persons interested and situated in the affected area, and in the vicinity thereof, and in the exercise of its legislative discretion, have concluded that Allen Land Development Code Zoning Regulations and Zoning Map of the City of Allen, Texas, as previously amended, should be amended.

## NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, THAT:

**SECTION 1.** The Allen Land Development Code Zoning Regulations and the Zoning Map of the City of Allen, Collin County, Texas, as previously amended, be further amended by changing the zoning of the property described Lot 1A1 and Lot 2, Block 2, Millennium Business Park, City of Allen, Collin County, Texas ("the Property"), from Light Industrial (Conditional) "LI (C)" to Planned Development No. 117 with a base zoning of Light Industrial "LI."

**SECTION 2.** The Property shall be developed and used in accordance with the applicable provisions of the Allen Land Development Code, as amended, except to the extent modified by the Development Regulations set forth below:

- A. **BASE ZONING DISTRICT**: The Property shall be developed and used only in accordance with the Light Industrial (LI) standards of the Allen Land Development Code ("ALDC"), except as otherwise provided herein.
- **B. CONCEPT PLAN**: The Property shall be developed in general conformance with the Concept Plan attached hereto as Exhibit "A" and incorporated herein by reference. Minor modifications to streets that do not alter the general alignment shown on the Concept Plan may be made at the time of Site Plan approval.
- **C. BUILDING ELEVATIONS**: The Property shall be developed in general conformance with the Building Elevations attached hereto as Exhibit "B," and incorporated herein by reference.
- **D. LANDSCAPING**: The landscape easement along Century Parkway shall be a variable width, measured from the property line, as shown on the Concept Plan.

- **E. STREET STANDARDS**: The driveway throat lengths shall be permitted at the distances shown on the Concept Plan.
- **F. BUILDING HEIGHT**: The maximum building height shall be 128 feet and/or seven (7) stories. Minor modifications to the building height that do not alter the general architectural style shown on the Building Elevations may be made at the time of Site Plan approval by the Director of Community Development.
- G. **BUILDING SETBACKS**: The building setbacks for the Property shall be as follows:

Front Yard Setback:	Lot 1 - 25 feet Lot 2 - 10 feet Lot 3 - 25 feet Lot 4 - 25 feet along Century Parkway 100 feet along US 75
Side Yard Setback:	Lot 1 - 10 feet Lot 2 - 0 feet Lot 3 - 25 feet Lot 4 - 10 feet
Rear Yard Setback:	Lot 1 - 10 feet Lot 2 - 5 feet Lot 3 - 10 feet Lot 4 - 10 feet

**SECTION 3.** To the extent of any irreconcilable conflict with the provisions of this Ordinance and other ordinances of the City of Allen governing the use and development of the Property and which are not expressly amended by this Ordinance, the provisions of this Ordinance shall be controlling.

**SECTION 4.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this Ordinance, or of the Allen Land Development Code Zoning Regulations, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Allen Land Development Code Zoning Regulations, as amended hereby, which shall remain in full force and effect.

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

**SECTION 6.** 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 Allen Land Development Code Zoning Regulations of the City of Allen, as previously amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000) for each offense.

**SECTION 7.** This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Allen, and it is accordingly so ordained.

## DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, ON THIS THE 26<sup>TH</sup> DAY OF AUGUST, 2014.

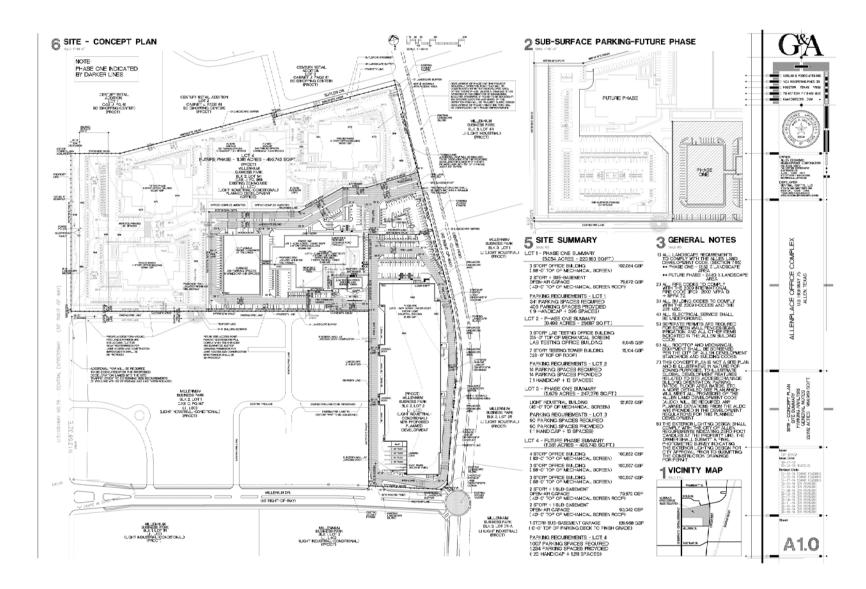
## **APPROVED:**

Stephen Terrell, MAYOR

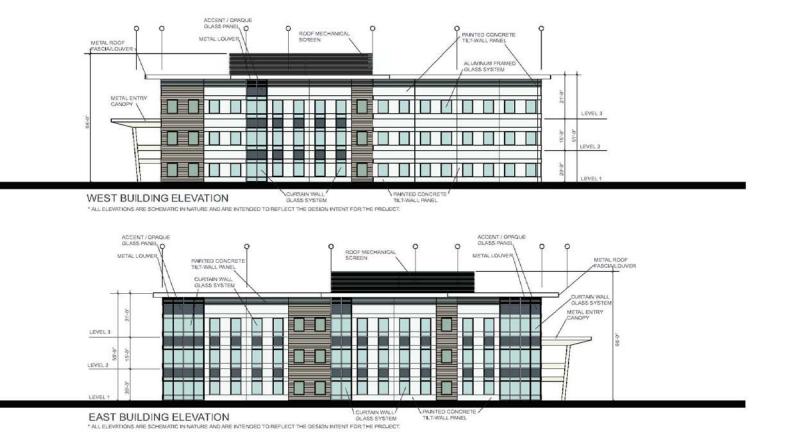
**APPROVED AS TO FORM:** 

ATTEST:

Peter G. Smith, CITY ATTORNEY (kbl:8/20/14:67700) Shelley B. George, TRMC, CITY SECRETARY









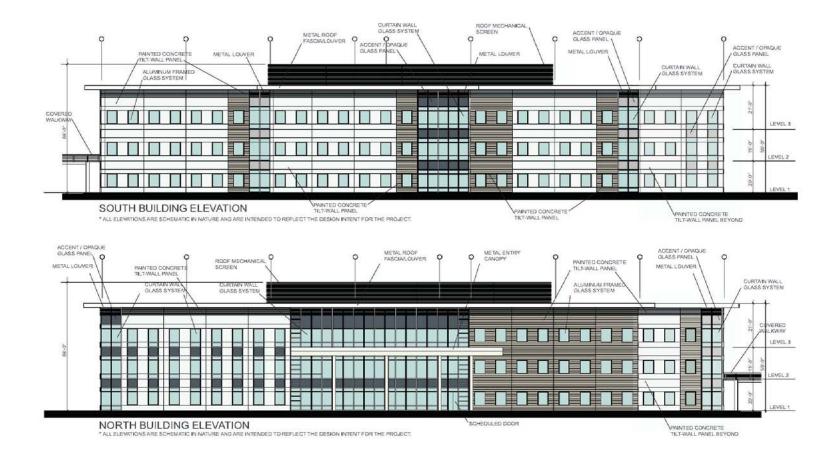
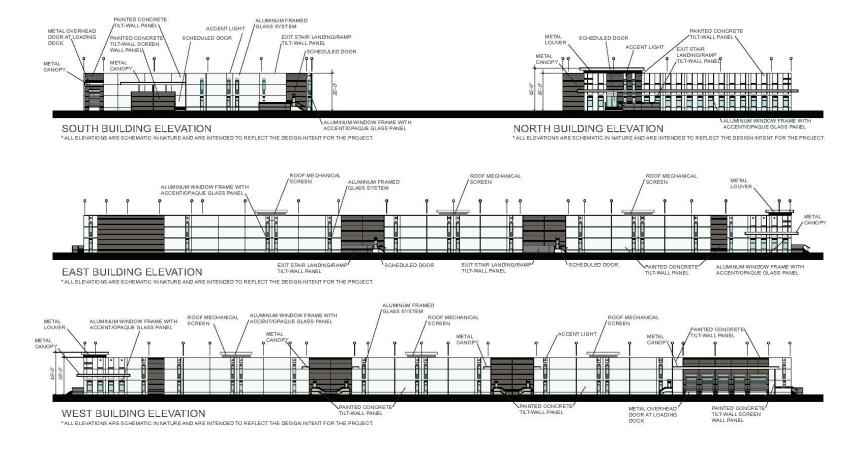
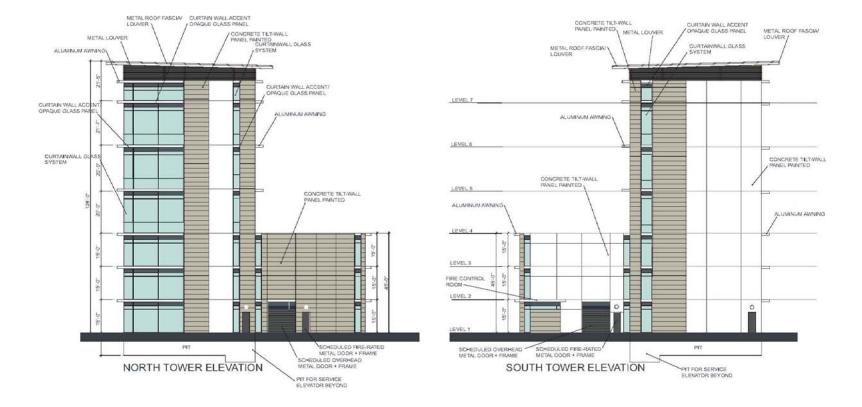


EXHIBIT "B" BUILDING ELEVATIONS cont.

GOULAS & ASSOCIATES, INC.







\* ALL ELEVATIONS ARE SCHEMATIC IN NATURE AND ARE INTENDED TO REFLECT THE DESIGN INTENT FOR THE PROJECT.



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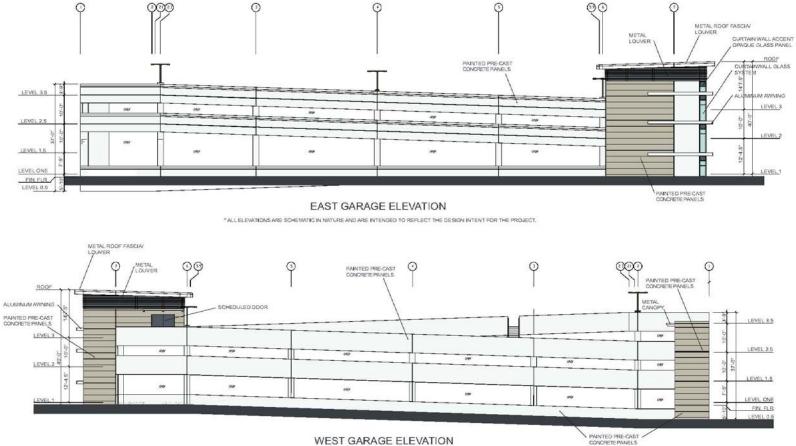


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