



TO: Mayor and Councilmembers
FROM:
DATE: April 12, 2011
SUBJECT: PUBLIC HEARING – Public Hearing to consider, discuss and act upon a request for a Special Use Permit for Triple Crazy Game Room located at 865 West Audie Murphy Parkway, Farmersville

Action: **Open Public Hearing and call time**
Ask for those OPPOSED to the Special Use Permit
Ask for those FOR the Special Use Permit
Close Public Hearing and call time

(IV - A)

I, being the undersigned applicant, understand that all of the conditions, dimensions, building sizes, landscaping and parking areas depicted on the site plan shall be adhered to as amended and approved by the City Council.

SIGNATURE OF APPLICANT:

Linda Stouf

Date: *1-3-11*

SIGNATURE OF OWNER:
(If not applicant)

Linda Stouf

Date: *1-3-11*

INCLUDE THE FOLLOWING INFORMATION ON A SITE PLAN. THE PLAN MUST BE DRAWN TO SCALE.

See Exhibit C

- Boundaries of the area covered by the site plan. *on plot*
- The location of each existing and proposed building and structure in the area covered by the site plan and the number of stories, height, roof line, gross floor area and location of building entrances and exits.
- The location of existing drainage ways and significant natural features.
- Proposed landscaping and screening buffers. *N/A*
- The location and dimensions of all curb cuts, public and private streets, parking and loading areas, pedestrian walks, lighting facilities, and outside trash storage facilities. *N/A*
- The location, height and type of each wall, fence, and all other types of screening. *N/A*
- The location, height and size of all proposed signs.

In accordance w/ Sign Ordinance

THE ZONING ORDINANCE REQUIRES THAT THESE EIGHT CONDITIONS MUST BE MET BEFORE A SPECIFIC USE PERMIT CAN BE ISSUED:

See Exhibit D

- That the specific use will be compatible with and not injurious to the use and enjoyment of other property, nor significantly diminish or impair property values within the immediate vicinity; and *- explain*
- That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property. *- explain*
- That adequate utility, access roads, drainage and other necessary supporting facilities have been or will be provided. *- Address*
- The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent development. *- please address*
- That adequate nuisance prevention measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration. *- Address*
- That directional lighting will be provided so as not to disturb or adversely affect neighboring properties. *Address*
- That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property *Address*
- That the proposed use is in accordance with the Comprehensive Plan. *- Address*

I, being the undersigned applicant, understand that all of the conditions, dimensions, building sizes, landscaping and parking areas depicted on the site plan shall be adhered to as amended and approved by the City Council.

SIGNATURE OF APPLICANT: Linda Stouf Date: 1-3-11

SIGNATURE OF OWNER: Linda Stouf Date: 1-3-11
(If not applicant)

INCLUDE THE FOLLOWING INFORMATION ON A SITE PLAN. THE PLAN MUST BE DRAWN TO SCALE.

See Exhibit C

- Boundaries of the area covered by the site plan. on plot
- The location of each existing and proposed building and structure in the area covered by the site plan and the number of stories, height, roof line, gross floor area and location of building entrances and exits.
- The location of existing drainage ways and significant natural features.
- Proposed landscaping and screening buffers. N/A
- The location and dimensions of all curb cuts, public and private streets, parking and loading areas, pedestrian walks, lighting facilities, and outside trash storage facilities. N/A
- The location, height and type of each wall, fence, and all other types of screening. N/A
- The location, height and size of all proposed signs.

In accordance w/ Sign Ordinance

THE ZONING ORDINANCE REQUIRES THAT THESE EIGHT CONDITIONS MUST BE MET BEFORE A SPECIFIC USE PERMIT CAN BE ISSUED:

See Exhibit D

- That the specific use will be compatible with and not injurious to the use and enjoyment of other property, nor significantly diminish or impair property values within the immediate vicinity; and - explain
- That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property. - explain
- That adequate utility, access roads, drainage and other necessary supporting facilities have been or will be provided. - Address
- The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adjacent development. - Please address
- That adequate nuisance prevention measures have been or will be taken to prevent or control offensive odor, fumes, dust, noise and vibration. - Address
- That directional lighting will be provided so as not to disturb or adversely affect neighboring properties. Address
- That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property Address
- That the proposed use is in accordance with the Comprehensive Plan. - Address

Exhibit A

I agree that:

The game room located at 865 W. Audre Murphy, Farmersville, Tx 75442, will not impede the normal and orderly development and improvement of my property

The game room's directional lighting will not disturb or adversely affect my property

The game room's specific use will be compatible with and not injurious to the use and enjoyment of my property and not significantly diminish or impair property values within the immediate vicinity.

Home at 855 Audre Murphy Pkwy, Larry Howard, owner

Larry Howard

Vacant Building, Larry Howard owner

Larry Howard

Sonic - Drive IN -

Edward Rogge

Exhibit B

Proposed Use:

40 gaming machines - are set up on a point scale.

Customers may purchase with points gifts that are provided by Game Room. No payouts on any credit/ or debit cards. All prizes + gifts are ~~are~~ redeemed at game room only.

Additional entertainment at no charge, Karaoke

Pre packaged snacks and sodas are provided at no charge

- 1) Boundaries of the area covered by the site plan: ON ATTACHED PLAT
- 2) Location of each existing and proposed building and structure in the area covered by the site plan, number of stories , height, roof line, gross floor area and location of building, entrances and exits: ON ATTACHED PLAT
- 3) Location of existing drainage ways and significant natural features: ON ATTACHED PLAT
- 4) Proposed landscaping and screening buffers: ON ATTACHED PLAT, DONE BY PREVIOUS TENANT
- 5) Location and dimensions of all curbs: N/A
- 6) Public and private streets: N/A
- 7) Parking and loading areas: N/A
- 8) Pedestrian walks, lighting fixtures and outside trash storage facilities: SEE ATTACHED PLAT
- 9) Location, height and type of each wall, fence and all other types of screening. N/A
- 10) Location, height and size of all proposed signs. IN ACCORDANCE WITH SIGN ORDINANCE – PLEASE SEE ATTACHED PLAT

EXHIBIT D

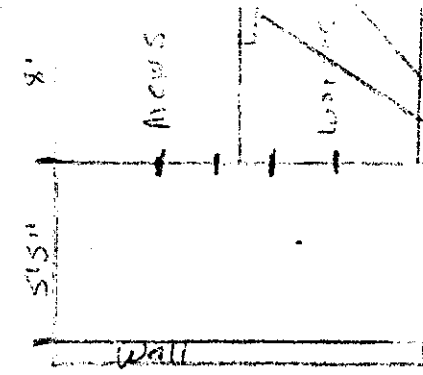
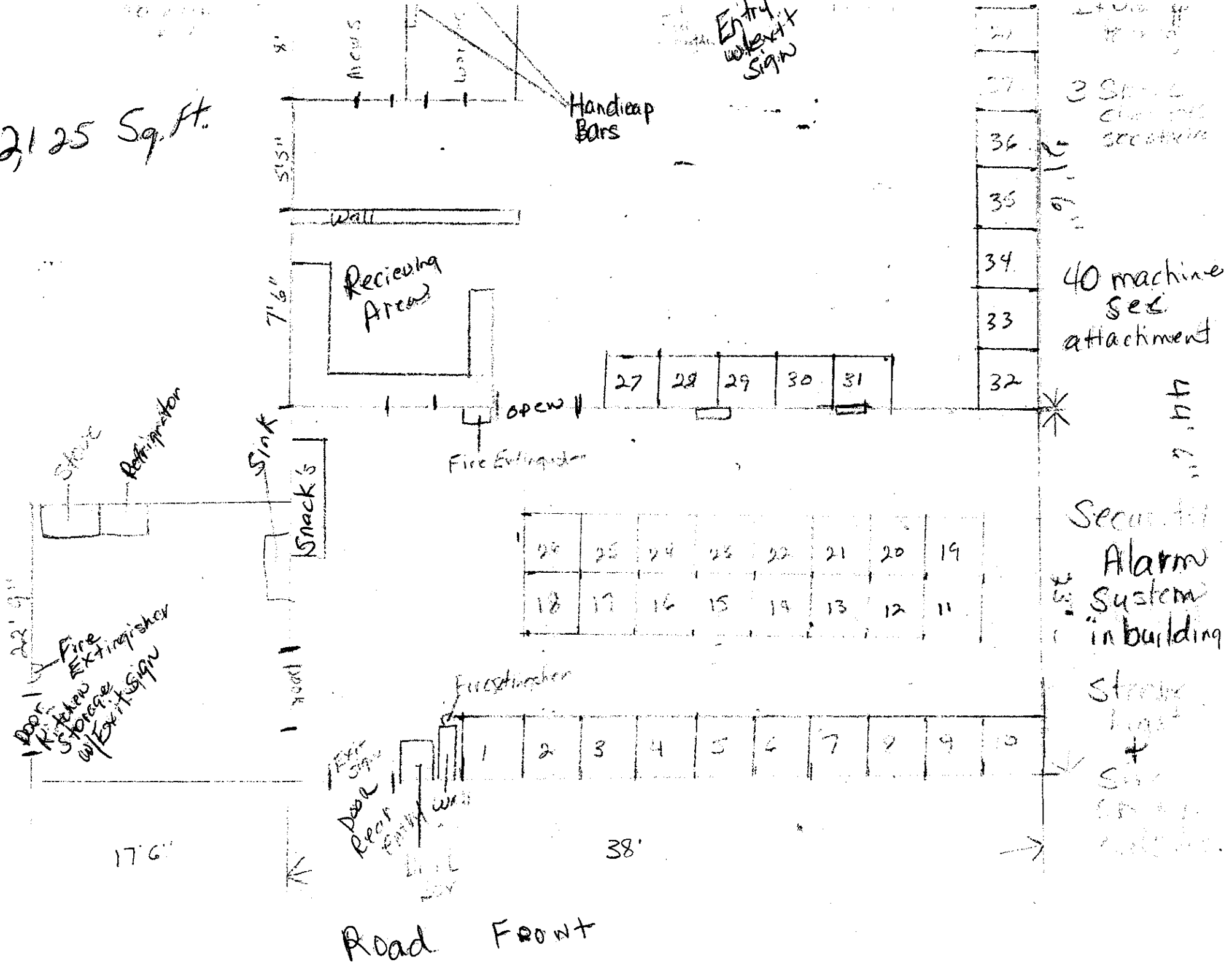
- 1) That the specific use will be compatible with and not injurious to the use and enjoyment of other property nor significantly diminish or impair property values within the immediate vicinity and explain: YES, PLEASE SEE ATTACHED EXHIBIT A.
- 2) That the establishment of the specific use will not impede the normal and orderly development and improvement of surrounding vacant property: YES, PLEASE SEE ATTACHED EXHIBIT A.
- X 3) The adequate utility access roads, drainage, and other necessary supporting facilities have been provided. *There are no utility access Rd or Drivng around Bldg.*
- 4) The design, location and arrangement of all driveways and parking spaces provide for the safe and convenient movement of vehicular and pedestrian traffic without adversely affecting the general public or adequate development: ALL PARKING IN BACK OF BUILDING AND DOES NOT AFFECT ADJACENT DEVELOPMENT.
- 5) The adequate nuisance prevention measures have been or will be taken to prevent control of offensive odor, fumes, dust, noise and vibration: N/A
- 6) The directional lighting will be provided so as not to disturb or adversely affect neighboring properties: NO DIRECT LIGHTING OTHER THAN AT THE BACK OF THE PROPERTY AND WILL NOT AFFECT NEIGHBORING PROPERTIES, EXHIBIT A.
- 7) That there are sufficient landscaping and screening to insure harmony and compatibility with adjacent property: DONE BY PREVIOUS TENANT.
- X 8) That the proposed use is in accordance with the comprehensive plan: *online* YES, meet these Requirements.

GAME PALACE:

By:


LINDA STORY

2,125 Sq. Ft.



Entry
with exit
sign

Handicap
Bars

Receiving
Area

Sink
Snack's

Fire Extinguisher

26	25	24	23	22	21	20	19
18	17	16	15	14	13	12	11

Fire Extinguisher

1	2	3	4	5	6	7	8	9	10
---	---	---	---	---	---	---	---	---	----

Door
Refrigerator
Sink

38'

Road Front

- 27
- 28
- 36
- 35
- 34
- 33
- 32

3 Sp...
clear...
sections

40 machine
see
attachment

44.6"

Security
Alarm
System
in building

Strobe
Light
+
S...
SP...
...

Door
Fire
Extinguisher
Storage
w/ Exit Sign

17.6'

COLLIN CAD Property Information

COLLIN Short Account Number: 2071249 Long Account Number: R-6471-001-1050-

1

Owner's Name and Mailing Address	HOWARD JODY M 1131 BUSINESS 78 FARMERSVILLE, TX 75442		
Location	877 AUDIE MURPHY PKWY W FARMERSVILLE, TX 75442		
Legal Description	ABS A0471 D J JAYNES SURVEY, BLK 1, TRACT 105, 1.72 ACRES		
Taxing Entities	Code	Name	2009 Tax Rate
	GCN	COLLIN COUNTY	0.242500000
	JCN	COLLIN CO COMMUNITY COLLEGE	0.086300000
	SFC	FARMERSVILLE ISD	1.310000000

EXEMPTION INFORMATION

Exemption Code	Exemption Description
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Data up to date as of 2010-09-26.

PROPERTY		VALUE INFORMATION 2010 Certified	
Exemptions	(See Below)	Improvement Value Subject To Homestead	\$0
Land Acres	1.72	Other Improvement Value	\$22,264
Last Deed Date		Total Improvement Value	\$22,264
Last Deed Volume		Land Market Value	\$102,726
Last Deed Page	CONS	Land Ag. Productivity Value	\$71
Last Deed Inst. Num.	0	Total Market Value	\$124,990
Agent Code	0		
* 'New' means that this property was added after the values were prepared.			

MAPS and FORMS

- [Plat Map Image \(TIFF format\)](#) [New! Plat Map \(PDF format\)](#) [GIS Digital Map](#)
- [Homestead, Over 65, or Disabled Person Exemption Application](#) [Agricultural \(1D1\) Application](#)
- [Notice of Appraised Value](#)

IMPROVEMENT INFORMATION

AFTER RECORDING RETURN TO:

Jody Howard
Pt 3, Box 135
Farmersville, TX
75442

96-0057238

WARRANTY DEED

(DRAFTED WITHOUT BENEFIT OF TITLE EXAMINATION OR TITLE INSURANCE)

THE STATE OF TEXAS)

) KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF COLLIN)

THAT We, A.M. SNYDER and wife, IRENE SNYDER, of the County of Collin, and State of Texas, for and in consideration of the sum of ONE AND NO/100 DOLLAR (\$1.00) to the undersigned paid by the grantee herein named, the receipt of which is hereby acknowledged, and in consideration of the love and affection which I bear toward grantee, have GRANTED, GIVEN AND CONVEYED, and by these presents do GRANT, GIVE AND CONVEY unto our daughter, JODY HOWARD, (herein called "grantee") of the County of Collin, and State of Texas, as grantee's sole and separate property, the following described real property in Collin County, Texas, to-wit:

(See EXHIBIT A attached hereto and made a part hereof for all purposes.)

Except, however, that the Grantors herein reserve, and it is expressly agreed that they should have, for themselves and their assigns, the full possession, benefit and use of the above described property, as well as the rents, revenues and profits thereof, for and during their natural lives. In other words, this reservation of life estate shall terminate on the date of death of the last to die of the two Grantors.

THIS CONVEYANCE IS MADE SUBJECT TO THE FOLLOWING:

1. Rights of the public to any portion of the above described property lying within the boundaries of dedicated or existing roadways or which may be used for road or street purposes.
2. Visible and apparent easements over or across subject property.
3. Rights of parties in possession.
4. Any and all easements, restrictions, covenants, conditions and reservations of record, if any, applicable to the herein conveyed property or any part thereof.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said grantee, grantee's heirs and assigns forever; and we do hereby bind ourselves, our heirs, executors and administrators to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said grantee, grantee's heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

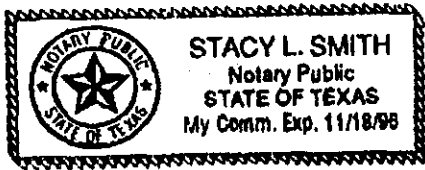
EXECUTED this 3rd day of July, 1996.

A.M. Snyder
A.M. SNYDER

Irene Snyder
IRENE SNYDER

THE STATE OF TEXAS)
COUNTY OF COLLIN)

This instrument was acknowledged before me on July 3, 1996 by A.M. SNYDER and wife, IRENE SNYDER.



Stacy L. Smith
Notary Public, State of Texas
Notary's Printed Name:
Stacy L. Smith
My commission expires: 11-18-96

EXHIBIT A

SITUATED in Collin County, Texas, and in the D.J. Jaynes Survey, Abstract No. 471, and being a part of a tract of 24.26 acres described in a deed from T.M. Lovell and wife, to Doyle Skinner dated November 26, 1945, and recorded in Volume 360, Page 6, Collin County Deed Records; and the beginning corner of this tract was located as follows:

BEGINNING at the most Easterly southeast corner of said 24.26 acres;

THENCE SOUTH 88° West 6.15 chains to the beginning corner of this tract; said beginning corner is also located at the southwest corner of a lot 125 feet wide, east and west, that was conveyed to M.S. Sellers on April 2, 1956, by Doyle Skinner and wife;

THENCE SOUTH 88 degrees West 2.48 chains to a stake;

THENCE SOUTH 79 degrees West 6.00 chains;

THENCE SOUTH 1/2 degree West 1.76 chains;

THENCE SOUTH 83-1/2 degrees West 5.67 chains;

THENCE SOUTH 71 degrees West 2.00 chains to a stake in the west line of the City Limits of Farmersville;

THENCE NORTH 71 degrees West 1.20 chains to a stake;

THENCE NORTH 66-3/4 degrees West 3.09 chains to a stake;

THENCE NORTHERLY 7.70 chains, more or less, to the southeast corner of a tract of land conveyed by T.M. Lovell and wife to Alton Roberts, as per deed recorded in Volume 323, Page 318, Collin County Deed Records.

THENCE NORTH 5-3/4 degrees East 2.30 chains to Roberts' northeast corner;

THENCE SOUTH 83 degrees 40' East 148 feet to the north west corner of a one acre tract described in a deed from Doyle Skinner et ux, to A.M. Snyder, dated Dec. 29, 1950 and recorded in Volume 422, Page 320, Collin County Deed Records.

THENCE SOUTH 210 feet to the southwest corner of said one acre tract;

THENCE EASTERLY 210 feet, parallel with the south line of U.S. Highway No. 24, to the southeast corner of said one acre tract;

THENCE NORTH 210 feet to the N.E. corner of said one acre tract;

THENCE with the south line of said Highway South 83 deg. 40' East 13.34 chains, more or less, to the northwest corner of said lot 125 feet wide east and west that was conveyed to M.S. Sellers on April 2, 1956;

THENCE SOUTH 5.12 chains more or less, with the west line of said 125 foot lot to the place of beginning, containing 15.00 acres of land, more or less.

Being the same property conveyed from Doyle Skinner and wife, Roberta Skinner to A.M. Snyder in a deed dated April 2, 1956 and recorded in Volume 514, page 415, Deed Records of Collin County, Texas.

LESS AND EXCEPT:

The following property which was conveyed from A.M. SNYDER and wife, IRENE SNYDER to THOMAS GLENN CARAWAY POST NO. 7426 VFW in deed dated April 24, 1990 and recorded in the Land Records of Collin County, Texas, to-wit:

SITUATED in the D.J. Jaynes Survey, Abst. No. 471 in Collin County, Texas, and being part of a 15 acre tract of land that was conveyed to A.M. Snyder in Deed recorded in Volume 514, Page 415 of the Deed Records of Collin County, Texas, being more particularly described by metes and bounds to-wit:

BEGINNING at a pipe found being the Southeast corner of said tract;

THENCE SOUTH 88 degrees 06 minutes West with the North line of a 15.909 acre tract described in Deed recorded in Volume 2161, Page 979 of the Land Records of Collin County, Texas, 261.5 feet to an iron pin found;

THENCE SOUTH 76 degrees 48 minutes West with said north line of 337.25 feet to an iron pin, then continuing a total of 358.74 feet to a point in the centerline of a creek;
THENCE with the centerline meanders of said creek as follows:

- North 6 degrees 56 minutes West 108.6 feet;
- North 83 degrees 16 minutes East 163.1 feet;
- North 4 degrees 49 minutes West 65.4 feet;
- North 85 degrees 44 minutes 52 seconds East 192.93 feet;
- North 79 degrees 02 minutes East 143.5 feet;
- South 52 degrees 11 minutes East 65 feet;
- North 61 degrees 19 minutes East 93 feet to a point in the East line of said 15 acre tract.

THENCE SOUTH 0 degrees 24 minutes East with said East line 147.9 feet to the place of beginning,
CONTAINING 1.806 acres.

ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE
PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND
UNENFORCEABLE UNDER FEDERAL LAW
COUNTY OF COLLIN
I hereby certify that this instrument was FILED in the Public Records
on the 9th day of July 1996 at 11:25A and was duly RECORDED,
on the Official Public Records of Real Property of Collin County, Texas on

JUL 09 1996

Helen Starnes



COUNTY CLERK, COLLIN COUNTY, TEXAS

Filed for Record in:
COLLIN COUNTY, TX
HONORABLE HELEN STARNES

On 1996/07/09

At 11:25A

Number: 96- 0057238
Type : D1 15.00

Kilcaser-jalen@NYDER.BM

BEGINNING

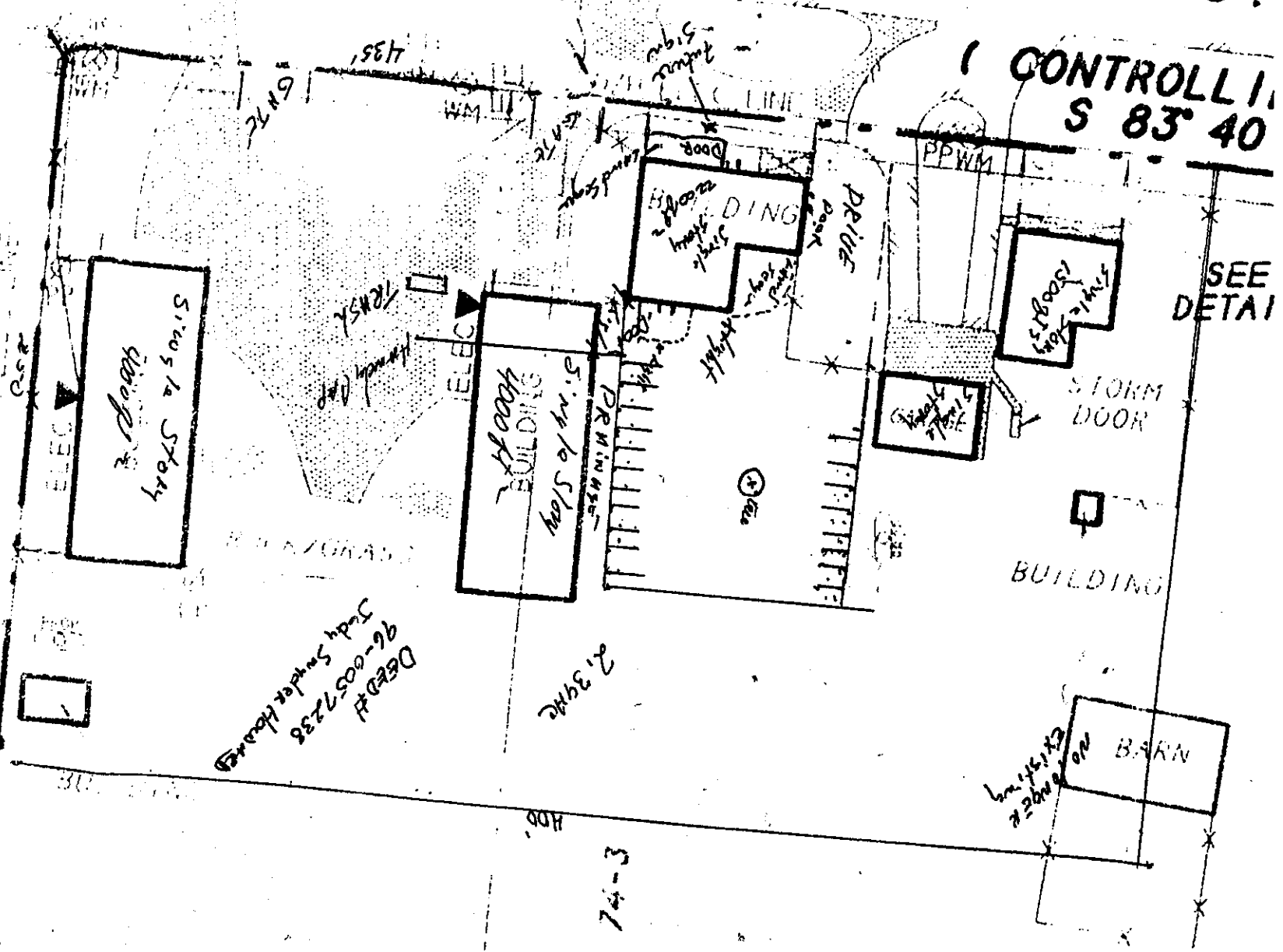
U.

CONTROLLING
S 83° 40'

Scale 1" = 50'

ON BAXTER
ODWIN
HOOPER
L
CE
ON
ON
DFORD
743

39° 23' E
602.71'



SEE DETAIL

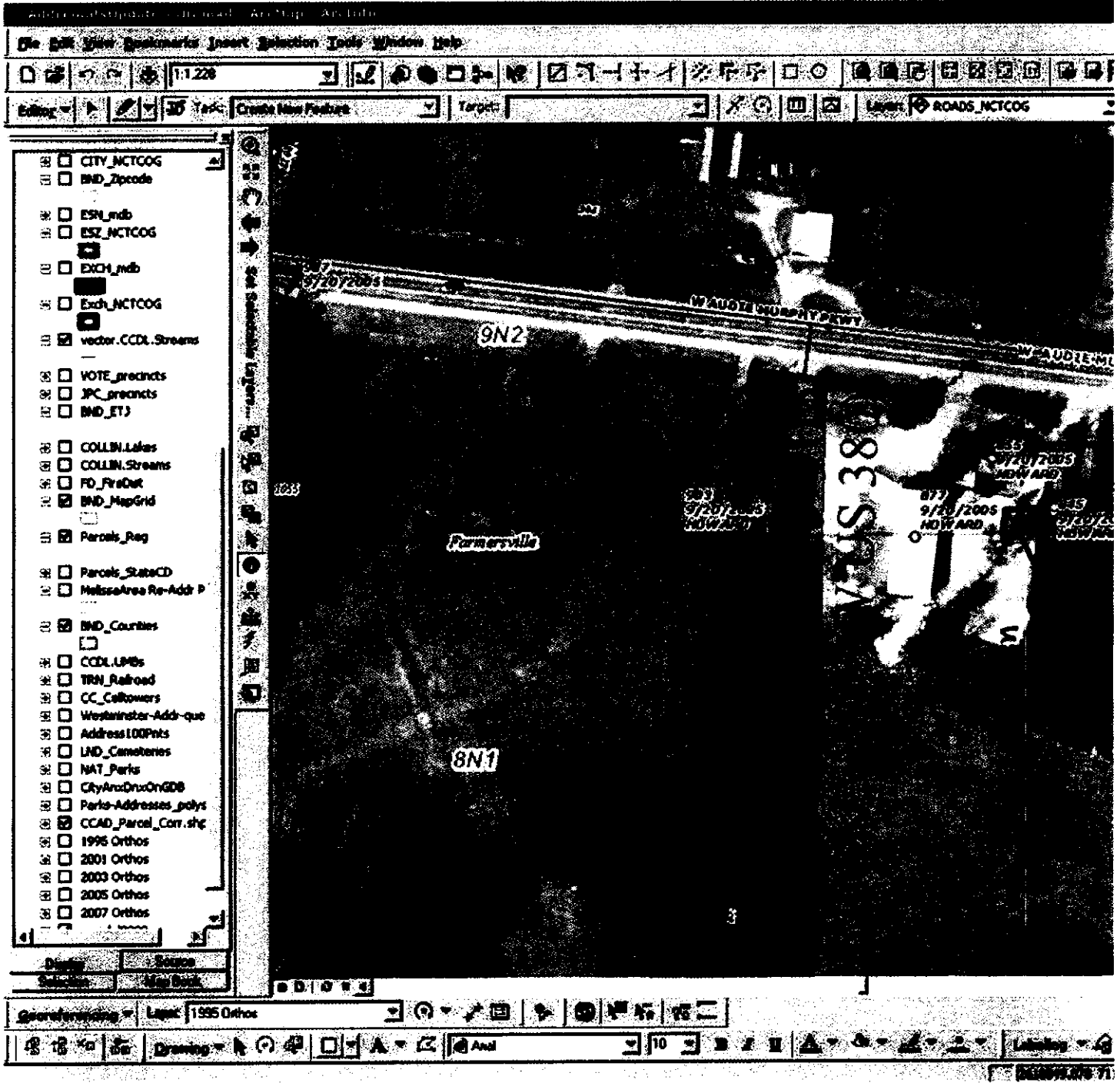
DEED #
96-005-7238
Judy Sander Hooper

S ORD # 74-3

11.31 AC
PART OF 15.0 ACRE

Edie Sims

From: Ramona Luster [rluster@co.collin.tx.us]
Sent: Tuesday, January 25, 2011 3:25 PM
To: Edie Sims - Farmersville
Subject: W Audie Murphy Pkwy



Thank you,

Ramona Luster
Collin County GIS/Rural 9-1-1 Addressing

2010 PROPERTY TAX STATEMENT

KENNETH L. MAUN TAX ASSESSOR COLLECTOR COLLIN COUNTY

OFFICE LOCATIONS

2300 BLOOMDALE RD., STE. 2324
MCKINNEY, TEXAS 75071

920 E. PARK BLVD. STE. 100
PLANO, TX 75074

6101 FRISCO SQUARE BLVD. STE. 2000
FRISCO, TX 75034

ACCOUNT NUMBER

R647100102801

P.O. BOX 8046
MCKINNEY, TEXAS 75070-8046
972-547-5020
METRO 972-424-1460 EXT. 5020

OWNER NAME AND ADDRESS



*****AUTO**5-DIGIT T30 CH003131
HOWARD JODY M
1131 BUSINESS 78
FARMERSVILLE TX 75442-5505



PROPERTY DESCRIPTION

ABS A0471 D J LYNES SURVEY, B
LK 1, TRACT 28 9.59 ACRES

OWNER ID: 425946

EXEMPTIONS: AG002

SITUS: 0000855 AUDIE MUS

Y PKWY W

Property Class	Land Value	Agricultural Exclusion	Improvement Value	Personal Property	Appraised Value (Market)	Homestead Cap	Assessed Value
Qualifying	0	0	38,876	0	38,876	0	38,876
Non Qualifying	80,000	0	62,598	0	142,598	0	142,598
Agricultural	303,600	303,061	0	0	303,600	0	539
Total	383,600	303,061	101,474	0	485,074	0	182,013

CEILING	AMOUNT	TAXES BY ENTITY
		436.83
		1,110.41
		2,384.37
		157.08

TAXING ENTITY	ASSESSED VALUE	EXEMPTION AMOUNT	TAXABLE VALUE	TAX RATE	TAXES BY ENTITY
COLLIN COUNTY	182,013	0	182,013	0.240000	436.83
FARMERSVILLE CITY	182,013	0	182,013	0.610073	1,110.41
FARMERSVILLE ISD	182,013	0	182,013	1.310000	2,384.37
COLLIN COLLEGE	182,013	0	182,013	0.086300	157.08

to pay by credit card visit
www.co.collin.tx.us/tax_assessor
call Official Payments at 1-800-487-4567
jurisdiction code #5327
convenience fee charged
credit card payments are not accepted in the office.



Persons already receiving an over 65 or disabled person exemption may pay current taxes on their resident homestead in four installments with no penalty or interest if their first payment is made by January 31st. Remaining three installment dates are March 31st, May 31st and July 31st.

1st INSTALLMENT

TOTAL TAXES DUE IF PAID BY
JAN. 31, 2011

4,088.69

YOUR CHECK WILL BE CONVERTED INTO AN ELECTRONIC FUND TRANSFER

DETACH HERE AND RETURN

IN BOTTOM PORTION WITH YOUR PAYMENT

TAXES WILL BE DELINQUENT FEB. 1, 2011.
UNPAID TAXES WILL INCUR THE FOLLOWING PENALTY & INTEREST, IF PAID IN:

FEBRUARY +7%	4,374.88
MARCH +8%	4,456.69

IF THERE IS AN ERROR IN OWNERSHIP, EXEMPTIONS OR JURISDICTIONS, YOU MUST CONTACT THE CENTRAL APPRAISAL DISTRICT.

IF YOU ARE 65 YEARS OF AGE OR OLDER OR ARE DISABLED AND THE PROPERTY DESCRIBED IN THIS DOCUMENT IS YOUR RESIDENCE/HOMESTEAD, YOU SHOULD CONTACT THE CENTRAL APPRAISAL DISTRICT REGARDING ANY ENTITLEMENT YOU MAY HAVE TO A POSTPONEMENT IN THE PAYMENT OF THESE TAXES.

PLEASE MAKE ADDRESS CORRECTIONS HERE.

MAKE CHECK PAYABLE TO:
KENNETH L. MAUN
TAX ASSESSOR COLLECTOR
COLLIN COUNTY
P.O. BOX 8046
MCKINNEY, TEXAS 75070-8046

HOWARD JODY M
1131 BUSINESS 78
FARMERSVILLE TX 75442-5505

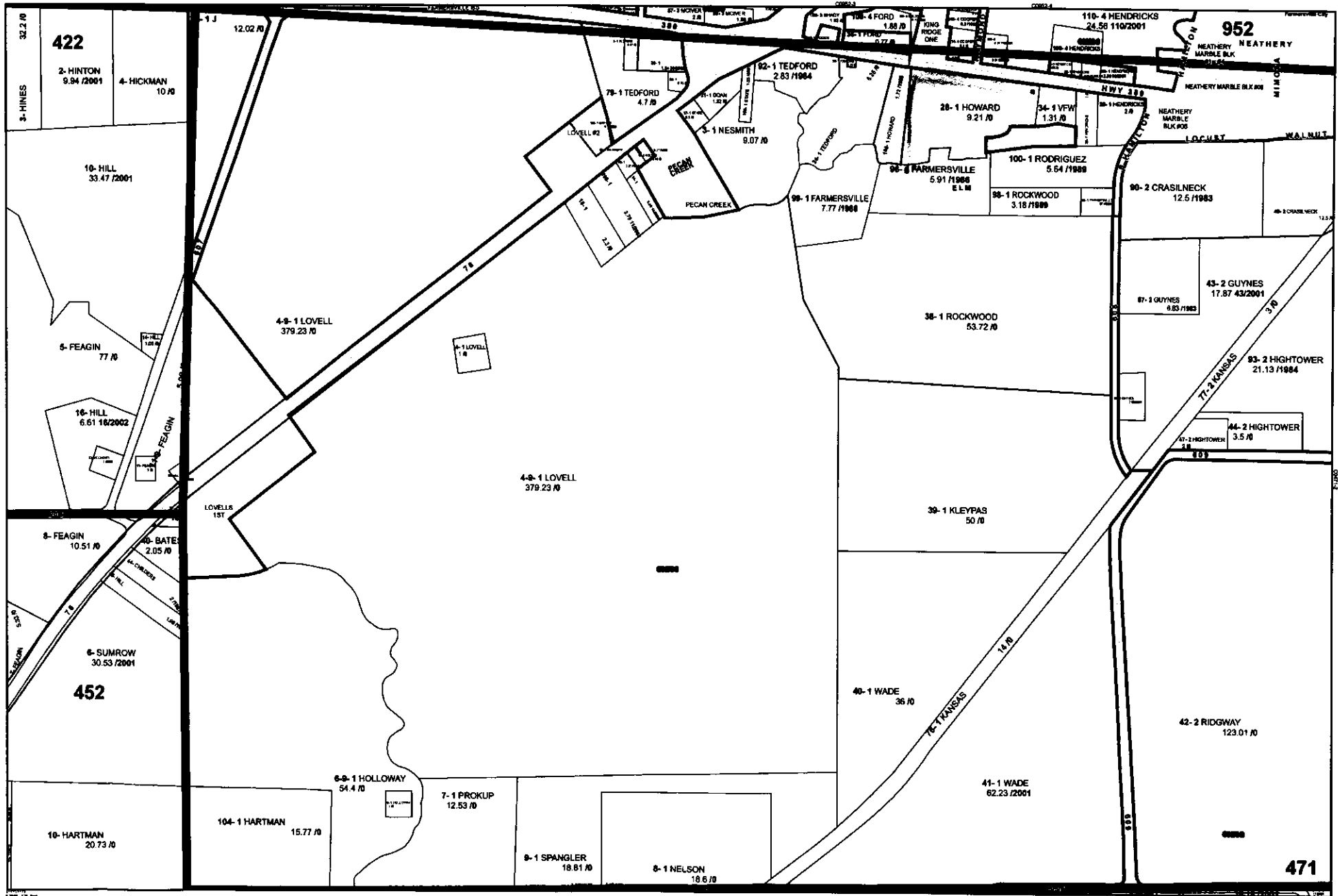
ACCOUNT NUMBER

R647100102801

TOTAL TAXES DUE IF PAID BY
JAN. 31, 2011

4,088.69





**CITY OF FARMERSVILLE
ORDINANCE #2011-0426-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS, AMENDING COMPREHENSIVE ZONING ORDINANCE AND ESTABLISHING A SPECIAL USE PERMIT; PROVIDING FOR THE OPERATION OF A GAME ROOM ON PROPERTY DESCRIBED HEREIN; PROVIDING FOR RESTRICTIONS; AMENDING THE OFFICIAL ZONING MAP; AND PROVIDING FOR PENALTY, SEVERABILITY AND AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERSVILLE, TEXAS.

SECTION I: PERMIT

A Special Use Permit is hereby established for Triple Crazy Game Room, located at 865 West Audie Murphy Parkway, Farmersville, TX 75442 providing for the following use:

Game Room

SECTION II: RESTRICTIONS

The development shall be in accordance with the following special restrictions, conditions, and regulations:

1. No one under the age of 18 years allowed in building at any time
2. Sign stating under 18 not allowed, clearly posted on the entrance of said business.
3. A maximum of 40 Machines
4. Hours set for the Game Room are as follows:
 - Monday-Thursday, Open 8:30 a.m.; Close at 11:00 p.m.
 - Friday and Saturday, Open 8:30 a.m.; Close at 12:00 a.m.
 - Sunday, Open 12:00 p.m.; Close at 11:00 p.m.
5. Permit re-evaluation in **1 year** from the date the Ordinance is approved by Council, at no cost to applicant
6. **The Special Use Permit granted herein is specific to Triple Crazy Game Room (Dale & Linda Story), 865 West Audie Murphy Parkway and shall not be transferred to any other person or entity or any other location without the approval of the City of Farmersville**

SECTION III: PENALTY

Any person, firm or corporation violating a provision of this Ordinance, upon conviction, is guilty of an offense punishable by a fine not to exceed two thousand dollars (\$2000); and each day or portion thereof during which the violation is committed, continued or permitted shall be a separate offense.

SECTION IV: SEVERABILITY

If any section, paragraph, clause, phrase, or provision of this Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provision hereof, other than the part so decided to be invalid or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION V: EFFECTIVE DATE

This Ordinance shall take effect immediately, from and after its passage and publication of the caption, as the law in such cases provides.

DULY PASSED by the City Council of the City of Farmersville, Texas on the 26th day of April, 2011.

APPROVED:

Joseph E. Helmberger, P.E., Mayor

ATTEST:

Edie Sims, City Secretary