

ORDINANCE NO. 2063

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING A SPECIFIC USE PERMIT (SUP) FOR ALPHA & OMEGA CHIROPRACTIC TO OPERATE A MEDICAL OFFICE ON .59 ACRE LOCATED ON THE WEST SIDE OF ELM STREET, NORTHWEST OF THE INTERSECTION OF SOUTH ELM STREET AND PECAN STREET, LEGALLY DESCRIBED AS LOTS 5 AND 6, BLOCK 7 OF KELLER, CITY ADDITION, ZONED OLD TOWN KELLER (OTK) AND ADDRESSED AS 252 SOUTH ELM STREET BUILDING A, IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, Keller Kidz Holdings LLC/Sridhar Gajula, Owner, and Morgan Himango, Applicant, have submitted an SUP application to operate a chiropractic office at 252 South Elm Street Building A (SUP-22-0004); and

WHEREAS, chiropractic practices are considered medical uses and fall under Medical Offices in the Unified Development Code; and

WHEREAS an SUP is required in the Old Town Keller zoning district for Medical Offices; and

WHEREAS, the City of Keller City Council (the "City Council") finds and determines that the passage of this ordinance is deemed necessary in order to protect the public, health, safety, and welfare; and; and

WHEREAS, the City's Planning and Zoning Commission and the City Council, in accordance with the Charter of the City of Keller, State Law, and the ordinances of the City of Keller, have given the required notices and have held the required public hearings regarding the SUP application described in this ordinance; and

WHEREAS, the Planning and Zoning Commission has made a recommendation to approve the request for SUP; and

WHEREAS, the City Council is of the opinion that the SUP herein effectuated further the purpose of zoning as set forth in the Unified Development Code;

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

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, in accordance with the Unified Development Code, the City Council of the City of Keller, Texas hereby authorizes approval of a

Specific Use Permit (SUP) to allow Keller Kidz Holdings LLC/Sridhar Gajula, Owner, and Morgan Himango, Applicant, for Alpha & Omega Chiropractic Office, to operate a Medical Office on .59 acre located on the west side of Elm Street, northwest of the intersection of South Elm Street and Pecan Street, legally described as Lots 5 and 6, Block 7 of Keller, City Addition, zoned Old Town Keller (OTK) and addressed as 252 South Elm Street, Building A, and incorporated herein, as if fully set forth with the following conditions:

1. An SUP for Alpha & Omega Chiropractic Office to operate a Medical Office in the Old Town Keller zoning district shall be allowed.

Section 3: THAT, any person, firm, or corporation violating any of the provisions of this Ordinance, as read together with the Unified Development Code and accompanying map thereto, shall be guilty of a misdemeanor and upon final conviction therefore shall be fined in a sum not to exceed Two Thousand Dollars (\$2,000.00). Each and every day such violation continues shall constitute a separate offense and shall be punishable as such hereunder.

Section 4: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of 7 to 0 on this the 17th day of May, 2022.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney