

ORDINANCE NO. 2015-027

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, DESIGNATING THE PROPERTY LOCATED AT 801 WEST OAK STREET, LEGALLY KNOWN AS LOT 8 (PT) OF THE MCKENNON ADDITION, AS A HISTORIC LANDMARK UNDER SECTION 35.7.6 OF THE DENTON DEVELOPMENT CODE; PROVIDING FOR A PENALTY IN THE MAXIMUM AMOUNT OF \$2,000.00 FOR VIOLATIONS THEREOF, SEVERABILITY AND AN EFFECTIVE DATE. (HL14-0011)

WHEREAS, Greg and Jane Naugher have applied for historic landmark designation for the property located at 801 West Oak Street, legally known as Lot 8 (PT), McKennon Addition (hereinafter, the "Property"); and

WHEREAS, both the Historic Landmark Commission and the Planning and Zoning Commission have found that property located at 801 West Oak Street meets several of the criteria for historic landmark designation as listed in Section 35.7.6.4.B of the Denton Development Code;

1. Character, interest or value as part of the development, heritage or cultural characteristics of the city, state or the United States;
3. Embodiment of distinguishing characteristics of an architectural type or specimen;
5. Embodiment of elements of architectural design, detail, materials or craftsmanship, which represent a significant architectural innovation;
6. Relationship to other distinctive buildings, sites or area which are eligible for preservation according to a plan based on architectural, historic or cultural motif;
11. Identification with a person who significantly contributed to the culture and development of the city, state or United States; and
12. A building or structure that because of its location has become of value to a neighborhood, community area or the city.

WHEREAS, on December 8, 2014, the Historic Landmark Commission held a public hearing as required by law, and upon conclusion the Historic Landmark Commission recommended approval of the requested Historic Landmark designation.

WHEREAS, on January 7, 2015 the Planning and Zoning Commission held a public hearing as required by law, and upon conclusion recommended approval of the requested Historic Landmark designation; and

WHEREAS, on February 3, 2015 the City Council held a public hearing as required by law, and upon conclusion the City Council finds that the request is consistent with Section 35.7.6 of the Development Code; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

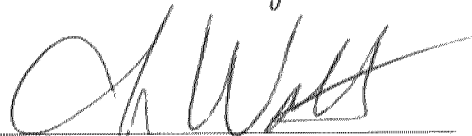
SECTION 1. The property located at 801 West Oak Street, legally known as Lot 8 (PT), McKennon Addition, is hereby designated as a historic landmark under Section 35.7.6 of the Denton Development Code.

SECTION 2. The Property shall be indicated upon the zoning map of the City of Denton as a historic Landmark by the letter "H", and the Property shall be subject to all terms, provisions and requirements of Section 35.7.6 of the Denton Development Code and such designation shall be in addition to any other use designation established in the City's zoning ordinance applicable to such property.

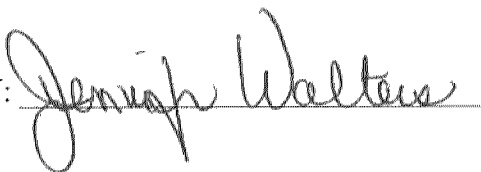
SECTION 3. Any person violating any provision of this ordinance shall, upon conviction, be fined a sum not exceeding \$2,000.00. Each day that a provision of this ordinance is violated shall constitute a separate and distinct offense.

SECTION 4. This ordinance shall become effective fourteen (14) days from the date of its passage, and the City Secretary is hereby directed to cause the caption of this ordinance to be published twice in the Denton Record-Chronicle, a daily newspaper published in the City of Denton, Texas, within ten (10) days of the date of its passage.

PASSED AND APPROVED this the 3 day of February, 2015.

  
CHRIS WATTS, MAYOR

ATTEST:  
JENNIFER WALTERS, CITY SECRETARY

BY: 

APPROVED AS TO LEGAL FORM:  
ANITA BURGESS, CITY ATTORNEY

BY: 