

ORDINANCE NO. 3475

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1881, generally located on the northeast corner of Florence Street and Mingo Road, granting a RS-3 and FD zoning classification be placed upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency.

WHEREAS, the State of Oklahoma has granted cities, as governmental entities, the duty and power to enact zoning ordinances for the protection of persons and property residing within the City limits, and for securing the benefits of orderly development as a whole; and

WHEREAS, rezoning case BAZ 1881 (CG and R-2) to (RS-3 and FD) was approved by the Broken Arrow City Council on August 21, 2012, subject to the property being platted; and

WHEREAS, the plat, Berwick South, was recorded in Tulsa County on March 3, 2016; and

WHEREAS, the property is generally located on the northeast corner of Florence Street and Mingo Road, Broken Arrow, Oklahoma; and

WHEREAS, the proposed zoning is compatible with the comprehensive plan and surrounding uses; and

WHEREAS, the granting of the application will not have an adverse effect on the other property in the area or in the community; and

WHEREAS, for these reasons, the City Council finds this request should be granted.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA:

SECTION I. The zoning classification of the following described real estate situated in Tulsa County, State of Oklahoma, being more particularly described as follows:

LEGAL DESCRIPTION FOR RS-3

All of Berwick South, a tract of land situated in the southwest quarter (SW/4) of Section 30, Township 18 North, Range Fourteen (14) East, of the Indian Base and Meridian, City of Broken Arrow, Tulsa County, State of Oklahoma, according to the U.S. Government Survey thereof, document no. 6663, less and except Reserve A.

be and the same is hereby changed from the zoning CG (Commercial General) and R-2 (Single Family Residential) to RS-3 (Single Family Residential).

LEGAL DESCRIPTION FOR FD

Reserve A of Berwick South, a tract of land situated in the southwest quarter (SW/4) of Section 30, Township 18 North, Range Fourteen (14) East, of the Indian Base and Meridian, City of Broken Arrow, Tulsa County, State of Oklahoma, according to the U.S. Government Survey thereof, document no. 6663.

be and the same is hereby changed from the zoning CG (Commercial General) and R-2 (Single Family Residential) to FD (Floodplain District).

SECTION II. Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III. An emergency exists for the preservation of the public health, peace, and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

PASSED AND APPROVED and the emergency clause ruled upon separately this _____ day of _____, 2017.

MAYOR

ATTEST:

(Seal) CITY CLERK

APPROVED:

Lesli Myers

ASSISTANT CITY ATTORNEY