

ORDINANCE NO. 3393

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1926, granting an CG zoning classification be placed upon the tract along with PUD 233, generally located north and east of the northeast corner of 9th Street and Albany Street, 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, a series of governmental administrative hearings have been conducted at which time it was determined that the land in question would be proper for an Commercial General District along with PUD 233, subject to the property being platted; and

WHEREAS, the plat, Albany Crossings, was recorded in Tulsa County on June 16, 2015; and

WHEREAS, the property is generally located north and east of the northeast corner of 9th Street and Albany Street; 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:

All of Albany Crossings, a re-plat of a part of Kum & Go 877 Plat No. 6316, an addition to the City of Broken Arrow, Tulsa County, Oklahoma and a part of the S.W. Quarter, Section 36, Township 19 North, Range 14 East, I.M, document no. 6616.

be and the same is hereby changed from the zoning classification of RM and RD to CG and PUD 233.

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 Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 2nd day of February, 2016.

MAYOR

ATTEST:

(Seal) ACTING CITY CLERK

APPROVED:

Lesli Myers

ASSISTANT CITY ATTORNEY