

**ORDINANCE NO. 3821**

**An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-1911, generally located one-quarter mile east of Olive Avenue (129th East Avenue) and one-quarter mile south of Tucson Street (121st Street), granting RS-3 zoning classification upon the tract, repealing all ordinances or parts of ordinances in conflict herewith, and declaring an emergency (Stone Horse V)**

**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 RS-3 (Single-Family Residential) district; and

**WHEREAS**, rezoning case BAZ-1911 (A-1 to RS-3) was approved by the Broken Arrow City Council on March 18, 2014, subject to the property being platted; and

**WHEREAS**, the property has been platted as Stone Horse V. The plat for Stone Horse V which contains 18.67 acres, was recorded in Tulsa County on April 27, 2022; and

**WHEREAS**, the property is generally located one-quarter mile east of Olive Avenue (129th East Avenue) and one-quarter mile south of Tucson Street (121st 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:

Legal Description for BAZ-1911

All of Stone Horse V, part of the east half of the northwest quarter (E/2 NW/4) of Section Four (04), Seventeen Eighteen (17) North, Range Fourteen (14) East of the Indian Base Meridian, a subdivision within the City of Broken Arrow, Tulsa County, State of Oklahoma

be and the same is hereby changed from the zoning A-1 to RS-3 (Single-Family Residential)

**SECTION II.** Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 6<sup>th</sup> day of February, 2024.

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MAYOR

ATTEST:

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(Seal) CITY CLERK

APPROVED:

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ASSISTANT CITY ATTORNEY