

**ORDINANCE NO. 3818**

**An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-1995, along with PUD-273 generally located one-quarter mile north of Albany Street (61st Street), east of 23rd Street (County Line Road), granting RM (Residential Multi-Family) zoning classification upon the tract along with PUD-273, 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 RM (Residential Multi-Family) District; and

**WHEREAS**, rezoning case BAZ-1995 (A-RM to RM) was approved by the Broken Arrow City Council on March 6, 2018, subject to the property being platted; and

**WHEREAS**, Planned Unit Development PUD-273 was approved by the Broken Arrow City Council on March 6, 2018, subject to the property being platted; and

**WHEREAS**, the property has been platted as Redbud Ranch. The plat for Redbud Ranch which contains 18.49 acres, was recorded in Wagoner County on October 07, 2021; and

**WHEREAS**, the property is generally located one-quarter mile north of Albany Street (61st Street), east of 23rd Street (County Line Road); 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 Wagoner County, State of Oklahoma, being more particularly described as follows:

Legal Description for BAZ-1995 and PUD-273

All of Redbud Ranch, a replat of Lot 2, Block 1, County Line Center, Section Thirty-one (31), Township Nineteen (19) North, Range Fifteen (15) East, of the Indian Base & Meridian, A

subdivision within the City of Broken Arrow, Wagoner County, State of Oklahoma

be and the same is hereby changed from the zoning A-RM (Annexed Residential Multi-Family) to RM (Residential Multi-Family) along with PUD-273

**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