

**ORDINANCE NO. 3515**

**An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1903, generally located one-quarter mile west of Elm Place, north of Tucson Street, granting a RM zoning classification be placed upon the tract along with PUD 220B, 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 on June 1, 2015, that 12.21 acres of the land in question would be proper for a Residential Multifamily District along with PUD 220B, subject to the property being platted; and

**WHEREAS**, the plat, Reserve at Aspen Creek, was recorded in Tulsa County on June 23, 2017; and

**WHEREAS**, the property is generally located one-quarter mile west of Elm Place, north of Tucson 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 The Reserve at Aspen Creek, a part of the west half of the southeast quarter of Section 34, Township 18 North, Range 14 East of the I.M., City of Broken Arrow, Tulsa County, Oklahoma, Document #6745.

be and the same is hereby changed from the zoning classification of A-1 (Agricultural District) to RM (Residential Multifamily) along with PUD 220B.

**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are hereby repealed.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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
(Seal) CITY CLERK

APPROVED:

  
\_\_\_\_\_  
ASSISTANT CITY ATTORNEY