

ORDINANCE NO. 3395

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1898, granting a CH zoning classification be placed upon the tract along with PUD 226, generally located one-third mile south of Omaha Street, west of Aspen, 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 Heavy District along with PUD 226, subject to the property being platted; and

WHEREAS, the plat, CSD Enterprises, was recorded in Tulsa County on August 28, 2015; and

WHEREAS, the property is generally located one-third mile south of Omaha Street, west of Aspen, 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:

All of CSD Enterprises, an Addition to the City of Broken Arrow, being a subdivision of Northeast Quarter of Section 33, Township 19 North, Range 14 East, Indian Meridian, Tulsa County, State of Oklahoma, document no. 6627.

be and the same is hereby changed from the zoning classification of A-CH (Annexed Commercial Heavy) to CH (Commercial Heavy) and PUD 226.

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 Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 16 day of February, 2016.

MAYOR

ATTEST:

(Seal) ACTING CITY CLERK

APPROVED:

Lesli Myers

ASSISTANT CITY ATTORNEY