

ORDINANCE NO. 3394

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1344, granting an IL zoning classification be placed upon the tracts, generally located one-quarter mile south of Albany Street, one-half mile west of Aspen Avenue, has been platted as A.G. Industrial Park East, 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, rezoning case BAZ 1344 (R-1 to I-1) was approved by the Broken Arrow City Council on December 15, 1997, subject to the property being platted; and

WHEREAS, the property, generally located one-quarter mile south of Albany Street, one-half mile west of Aspen Avenue, has been platted as A.G. Industrial Park East. The Plat for A.G. Industrial Park East, which contains 22.24 acres, was recorded in Tulsa County on September 2015; and

WHEREAS, On February 1, 2008, the I.1 district was changed to IL (Industrial Light); 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 A.G. Industrial Park East, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, being a part of the Northeast Quarter (NE/4) of Section Four (4), Township Eighteen (18) North, Range Fourteen (14) East of the Indian Base and Meridian and replatting of a portion of "61st Street Industrial Park" and a portion of "Williams Brothers Constructors Park Amended" according to the recorded plats thereof, document no. 6632.

be and the same is hereby changed from the zoning classifications of R-1 (Single-Family Residential) and IL (Industrial Light).

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 Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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:

Jesli Myers

ASSISTANT CITY ATTORNEY