

**ORDINANCE NO. 3398**

**An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1887, granting an RS-3 zoning classification be placed upon the tracts, generally located south and west of the southwest corner of Tucson Street and Olive Avenue, 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 1887 (A-1 to RS-3) was approved by the Broken Arrow City Council on March 5, 2013, subject to the property being platted; and

**WHEREAS**, the property, is generally located south and west of the southwest corner of Tucson Street and Olive Avenue, Broken Arrow, Oklahoma. The plat for Shadow Trails, which contains 69.15 acres, was recorded in Tulsa County on October 30, 2015; 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 Shadow Trails, part of the Northeast Quarter (NE/4) of Section Five (5), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, City of Broken Arrow, State of Oklahoma, doc. no. 6637.

be and the same is hereby changed from the zoning classifications A-1 (Agricultural) 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**SECTION II.** Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 16 day of February, 2016.

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MAYOR

ATTEST:

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(Seal) ACTING CITY CLERK

APPROVED:

*Lesli Myers*  
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ASSISTANT CITY ATTORNEY