

ORDINANCE NO. 3469

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ 1962, granting a CN zoning classification be placed upon the tract along with PUD 247A, 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 September 6, 2016, that the land in question would be proper for a Commercial Neighborhood District along with PUD 247A, subject to the property being platted; and

WHEREAS, the plat, Kum & Go #837, was recorded in Wagoner County on December 29, 2016; and

WHEREAS, the property is generally located west of Oneta Road, north of State Highway 51; 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:

All of Kum & Go #837, a re-plat of Lot 1, Block 1 of BOL Addition & Lot 9, Block 2 of Prairie Dale Addition, being a part of the east half of the southeast quarter of Section 21, Township 18 North, Range 15 East, a subdivision in the City of Broken Arrow, Wagoner County, Oklahoma, document no. PLC5-431B.

be and the same is hereby changed from the zoning classification of CN and ARS-1 to CN and PUD 247A.

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 Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 _____, 2017.

MAYOR

ATTEST:

(Seal) ACTING CITY CLERK

APPROVED:



ASSISTANT CITY ATTORNEY