

ORDINANCE NO. 3617

An ordinance amending the zoning ordinance of the City of Broken Arrow, Oklahoma, approving BAZ-1976, generally located west of the southwest corner of 37th Street (209th E. Avenue) and Omaha Street (51st Street), granting a RS-3 zoning classification be placed upon the tract, 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-1976 (A-1 to RS-3) was approved by the Broken Arrow City Council on May 16, 2017, subject to the property being platted; and

WHEREAS, part of the property has been platted as The Pines at The Preserve. The plat for The Pines at The Preserve, which contains 24.61 acres, was recorded in Wagoner County on December 12, 2018; and

WHEREAS, the property associated with The Pines at The Preserve is generally located west of the southwest corner of 37th Street (209th E. Avenue) and Omaha Street (51st Street), 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 The Pines at The Preserve, a subdivision of the part of the Northeast Quarter (NE/4) of Section Thirty-One (31), Township Nineteen (19) North, Range 15 East, City of Broken Arrow, Wagoner County, State of Oklahoma, document number 2018-15255.

be and the same is hereby changed from the zoning 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 Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.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 _____ day of _____, 2020.

MAYOR

ATTEST:

(Seal) CITY CLERK

APPROVED:



ASSISTANT CITY ATTORNEY