

Exhibit "A"

Applicant requests a Major Amendment to PUD 126 to add Medical Marijuana Dispensary as a permitted principal use pursuant to Section 6.4.D.10 of the Broken Arrow Zoning Code and to provide a development timeline for an undeveloped portion of the project fronting E. Kenosha St. (E. 121st St. S.) located south of the existing shopping center and west of the existing Aspen Car Wash (the "Out Parcel"). The location of the Out Parcel is shown on Exhibit "B" attached hereto. Except as set forth below, no other development standards of the PUD will change. This Major Amendment revises the development standards with respect to Lot 2, Block 1, Waterloo Way of PUD 126, indicated by the underlined language below, as follows:

7.1. USE REGULATIONS – The following use and development regulations and/or limitations shall apply for the development of Lot 2, Block 1, Waterloo Way of PUD 126:

7.1.1 The use regulations and development regulations of the CG (Commercial General District) shall apply for the development of PUD 126 except as otherwise specified herein. The principal and accessory uses permitted as a matter of right in the CG (Commercial General District), including Medical Marijuana Dispensary, shall be permitted.

Medical Marijuana Dispensary uses shall comply with the laws of the State of Oklahoma and with all applicable regulations of the City of Broken Arrow, including but not limited to Chapter 7, Article XV of the Broken Arrow Code of Ordinances, as the same may be amended from time to time.

If the Out Parcel does not have a building permit issued within thirty-six (36) months from the date of approval of this Major Amendment, the additional principal use of Medical Marijuana Dispensary and accessory uses thereto, as provided for herein, shall expire and shall no longer be permitted within PUD 126.

CITY OF BROKEN ARROW

MAR 05 2011

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Exhibit "B"



Not to scale. For demonstrative purposes only.