



# City of Norman, OK

Municipal Building  
Council Chambers  
201 West Gray  
Norman, OK 73069

## Master

**File Number: O-2021-14**

**File ID:** O-2021-14

**Type:** Zoning Ordinance

**Status:** Non-Consent Items

**Version:** 1

**Reference:** Item 38

**In Control:** City Council

**Department:** Planning and  
Community  
Development  
Department

**Cost:**

**File Created:** 09/11/2020

**File Name:** Utilities Special Use

**Final Action:**

**Title:** CONSIDERATION OF ORDINANCE O-2021-14 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR MUNICIPAL USES IN THE A-2, RURAL AGRICULTURAL DISTRICT FOR PART OF THE SOUTHEAST QUARTER OF SECTION SEVEN (7), TOWNSHIP EIGHT (8) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3901 CHAUTAUQUA AVENUE)

**Notes:** ACTION NEEDED: Motion to adopt or reject Ordinance O-2021-14 upon Second Reading section by section.

ACTION TAKEN: \_\_\_\_\_

ACTION NEEDED: Motion to adopt or reject Ordinance O-2021-14 upon Final Reading as a whole.

ACTION TAKEN: \_\_\_\_\_

**Agenda Date:** 12/08/2020

**Agenda Number:** 38

**Attachments:** O-2021-14, Location Map, Staff Report, Site Plan, Pre-Development Summary, 10-8-20 PC Minutes - O-2021-14 Norman

**Project Manager:** Lora Hoggatt, Planning Services Manager

**Entered by:** rone.tromble@normanok.gov

**Effective Date:**

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Planning Commission	10/08/2020					

1	City Council	11/10/2020	Introduced and adopted on First Reading by title only		
	<b>Action Text:</b>	Introduced and adopted on First Reading by title only			
1	City Council	11/24/2020	Postponed	12/08/2020	Pass
	<b>Action Text:</b>	Postponed			
1	City Council	11/24/2020	Postponed	12/08/2020	Pass
	<b>Action Text:</b>	That this Zoning Ordinance be Postponed. by consent roll call			
1	City Council	12/08/2020			

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**Text of Legislative File O-2021-14**

Body

**SYNOPSIS:** The City of Norman - Norman Utilities Authority is requesting a Special Use for Municipal Uses; the base zoning of A-2, Rural Agricultural District will remain. The site is planned for future municipal development: the new Household Hazardous Waste Facility and the future needs of the Utilities Department. The property contains approximately 30 acres.

**HISTORY:** In April of 2017, the Planning staff was directed to update/amend the existing Zoning Ordinance to establish a policy for all municipal projects and public utilities to properly zone the proposed development with a Special Use request. In order for the City to have the greatest flexibility to locate municipal projects and other public facilities in appropriate locations throughout the City, staff prepared a Zoning Code amendment that allows "municipal uses, public buildings and public utilities" in all zoning districts as a Special Use.

The Special Use designation provides Planning Commission and City Council the opportunity to ensure that municipal uses, public buildings and public utilities are in the proper location and enables the approval of special conditions that provide protection for surrounding property owners. At the same time, this review process allows approval of variances to specific regulations that best promote the health, safety and general welfare for the community and still meet the needs of the community to provide adequate services to the citizens. This policy to have all public utilities projects presented to Planning Commission and City Council gives staff the opportunity to present the project for approval as well as public notice of such future development.

**ZONING ORDINANCE CITATION:**

**SEC. 434.1 - SPECIAL USES**

Any use designated as a "Special Use" under any zoning district is not appropriate for each and every parcel of land which is included in the pertinent zoning district. However, upon review, the City Council may determine that one or more "Special Uses" should be approved for a specific parcel of land. Such approval, by ordinance duly adopted by the City Council, may come after a public notice and a hearing by the Planning Commission. Any such approval may be made conditional on the subject parcel of land meeting and maintaining specific requirements and/or conditions.

(b) Review and Evaluation Criteria: The Planning Commission shall review and

evaluate any "Special Use" proposal and recommend to the City Council using the following criteria:

- (1) Conformance with applicable regulations and standards established by the Zoning Regulations.
  - (2) Compatibility with existing or permitted uses on abutting sites, in terms of building height, bulk and scale, setbacks and open spaces, landscaping and site development, and access and circulation features.
  - (3) Potentially unfavorable effects or impacts on other existing or permitted uses on abutting sites, to the extent such impacts exceed those which reasonably may result from use of the site by a permitted use. (NOTE: Throughout this Section, "Permitted Use" means any use authorized as a matter of right under the applicable zoning district.)
  - (4) Modifications to the site plan which would result in increased compatibility, or would mitigate potentially unfavorable impacts, or would be necessary to conform to applicable regulations and standards and to protect the public health, safety, morals, and general welfare.
  - (5) Safety and convenience of vehicular and pedestrian circulation in the vicinity, including traffic reasonably expected to be generated by the proposed "Special Use" and other uses authorized and anticipated in the area, considering existing zoning and land uses in the area.
  - (6) That any conditions applicable to approval are the minimum necessary to minimize potentially unfavorable impacts on nearby uses and to ensure compatibility of the proposed "Special Use" with existing or permitted uses in the surrounding area.
- (c) Planning Commission Hearing and Recommendation: The Planning Commission shall hold a public hearing on each application for a "Special Use". Public notification requirements shall be the same as a rezoning procedure. At the public hearing, the Commission shall review the application and shall receive public comments concerning the proposed use and the proposed conditions under which it would be operated or maintained. The Planning Commission may recommend that the City Council establish conditions of approval. Conditions may include, but shall not be limited to, requirements for special yards, open spaces, buffers, fences, walls, and screening; requirements for installation and maintenance of landscaping and erosion control measures; requirements for street improvements and dedications, regulation of vehicular ingress and egress, and traffic circulation, regulation of signs; regulation of hours or other characteristics of operation; and such other conditions as the Commission may deem necessary to insure compatibility with surrounding uses, and to preserve the public health, safety, and welfare.

**EXISTING ZONING:** The existing zoning for the subject property is A-2, Rural Agricultural District. This would remain the base zoning for the property.

**ANALYSIS:**

- **SITE PLAN:** The proposed site plan for the property shows one new access point off Chautauqua Avenue. The existing access point located on the corner of Chautauqua Avenue and Bratcher Miner Road will be eliminated. Traffic for all the uses on the site will use the new drive shown on the site plan. The site plan shows existing Utilities buildings and services, including:
  - Solid Waste Transfer Station,
  - Scale House,
  - Lift Station,
  - Water Reclamation Facility ,
  - Wet Weather Storage Basins,
  - Sludge Pump Station,
  - Secondary Clarifiers.
  
- **IMPACTS** This property has historically been used as a City of Norman Utilities location. There is no indication of negative impacts on the surrounding area.

**OTHER AGENCY COMMENTS:**

- **PREDEVELOPMENT PD20-19 SEPTEMBER 23, 2020**  
No neighbors attended the Pre-Development meeting.
  
- **PUBLIC WORKS** No platting is required with this application. The relocation of the access point is approved. No sidewalks are required.

**CONCLUSION:** Staff forwards this request for a Special Use for Municipal Use as Ordinance O-2021-14 to City Council for review and consideration.

Planning Commission, at their October 8, 2020 meeting, unanimously recommended adoption of Ordinance No. O-2021-14, by a vote of 8-0.