

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 REMOVE PART OF THE SOUTHWEST QUARTER OF SECTION FOURTEEN (14), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE A-2, RURAL AGRICULTURAL DISTRICT AND PLACE THE SAME IN THE C-1, LOCAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED SOUTH OF ROCK CREEK ROAD AND WEST OF PENDLETON DRIVE)

- § 1. WHEREAS, S&S Family Properties has made application to have the property described below removed from the A-2, Rural Agricultural District, and to have the same placed in the C-1, Local Commercial District; and
- § 2. WHEREAS, said application has been referred to the Planning Commission of said City and said body has, after conducting a public hearing as required by law, considered the same and recommended that the same should not be granted and an ordinance not adopted to effect and accomplish such rezoning; and
- § 3. WHEREAS, the City Council of the City of Norman, Oklahoma, has thereafter considered said application and has determined that said application should be granted and an ordinance adopted to effect and accomplish such rezoning.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

- § 4. That Section 460 of Chapter 22 of the Code of the City of Norman, Oklahoma, is hereby amended so as to remove the following described property from the A-2, Rural Agricultural District, and to place the same in the C-1, Local Commercial District, to wit:

Part of the Southwest Quarter (SW/4) of Section Fourteen (14), Township Nine (9) North, Range Three (3) West of the Indian Meridian, Norman, Cleveland County, Oklahoma, being more particularly described as follows: Commencing at the Southeast corner of said SW/4; then West along South line of said SW/4 for 1,733.61 feet to the POINT OF BEGINNING; then N 33' to the South ROW line of relocated Rock Creek Road; then N 73°28'02" E for 131.53 feet; then N 76°28'25" E for 114.89 feet; then N 82°16'01" E for 150.38 feet; then

S 49°33'37" E for 37.83 feet; then S 06°57'54" E for 53.89 feet; then S 00°53'02" for 33 feet; then West along said South line of SW/4 for approximately 422.62 feet and TERMINATING at the POINT OF BEGINNING; containing a total of approximately 33,992 square feet or 0.7803 acres, more or less, including statutory rights-of-way.

§ 5. Further, pursuant to the AGREEMENT FOR ACQUISITION OF RIGHT-OF-WAY (ROCK CREEK ROAD OVERPASS PROJECT) between S&S Family Properties, L.L.C. and the City of Norman dated June 9 2009, and filed of record with the Cleveland County Clerk at Book 4627, Page 1199-1202, the following conditions are hereby attached to the zoning of the tract:

a. The restrictive covenants governing the development of the SUBJECT TRACT must be filed of record with the Cleveland County Clerk.

§ 6. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ADOPTED this _____ day of _____, 2018.

NOT ADOPTED this _____ day of _____, 2018.

(Mayor)

(Mayor)

ATTEST:

(City Clerk)