

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 “ONE AND ONLY ONE OF THE SPECIFIC USES PERMITTED IN THE M-1, RESTRICTED INDUSTRIAL DISTRICT ...”, SPECIFICALLY “(g) MEDICAL MARIJUANA PROCESSOR (ANY TIER, EXCEPT THAT TIER I AND TIER II WILL NOT BE ALLOWED TO HAVE ON-SITE SALES), AS ALLOWED BY STATE LAW” IN THE A-2, RURAL AGRICULTURAL DISTRICT FOR PART OF THE SOUTHWEST QUARTER OF SECTION SEVEN (7), TOWNSHIP NINE (9) NORTH, RANGE TWO (2) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (3927 12<sup>TH</sup> AVENUE N.W.)

- § 1. WHEREAS, Vincent Precilla has made application to have Special Use for “One and only one of the specific uses permitted in the M-1, Restricted Industrial District ...”, specifically “(g) Medical Marijuana Processor (any Tier, except that Tier I and Tier II will not be allowed to have on-site sales), as allowed by state law” on the property described below in the A-2, Rural Agricultural 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 be granted and an ordinance 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 grant Special Use for “One and only one of the specific uses permitted in the M-1, Restricted Industrial District ...”, specifically “(g) Medical Marijuana Processor (any Tier, except that Tier I and Tier II will not be allowed to have on-site sales), as allowed by state law” in the A-2, Rural Agricultural District, for the following described property, to wit:

A part of the Southwest Quarter (SW/4) of Section Seven (7), Township Nine (9) North, Range Two (2) West of the Indian Meridian, Cleveland County, Oklahoma, being more particularly described as follows:

Commencing at the Southwest Corner of the Southwest Quarter (SW/4); Thence North 00°30'16" West along the West line of said Southwest Quarter (SW/4), a distance of 939.00 feet to the Southwest Corner of a tract of land at Book 571, Page 396 in the offices of Cleveland County Clerk and Recorder; Thence North 89°29'44" East along the South line of said tract a distance of 417.00 feet;

Thence North 00°30'16" West along the West line of said tract, if extended a distance of 418.00 feet to the Northeast Corner of a tract of land recorded at Book 571, Page 398 in the offices of the Cleveland County Clerk and Recorder;

Thence South 89°29'44" West along the North line of said tract, a distance of 417.00 feet to a point on the West line of said Southwest Quarter (SW/4); Thence North 00°30'16" West along said West line, a distance of 100 feet to the point of beginning. Thence North 89°29'44" East, a distance of 1015.95 feet;

Thence North 00°29'50" West, a distance of 590.40 feet to a point on an existing fence line;

Thence North 87°46'53" West ,a distance of 264.60 feet to the centerline of a creek; Thence following the centerline of said creek the following Four (4) courses:

- (1) North 21°42'35" East, a distance of 100.49 feet,
- (2) North 17°08'39" West, a distance of 97.40 feet,
- (3) North 03°20'43" East, a distance of 142.53 feet,
- (4) North 50°30'38" East, a distance of 362.57 feet to a point on the North line of said Southwest Quarter (SW/4);

Thence South 89°30'14" West, along said North line, a distance of 1053.23 feet to the Northwest Corner of said Southwest Quarter (SW/4);

Thence South 00°30'16" East, along the West line of said Southwest Quarter (SW/4), a distance of 1159.79 feet to the point of beginning.

§ 5. Further, pursuant to the provisions of Section 22:434.1 of the Code of the City of Norman, as amended, the following conditions are hereby attached to the zoning of the tract:

- a. The site shall be developed in accordance with the Site Plan (Exhibit A), submitted by the applicant and approved by the Planning Commission on July 9, 2020.
- b. Waiver is granted to Section 22:431.4(1)(d) requiring 80% of exterior walls, exclusive of all windows, doors, roofs, glass, or sidewalk and walkway covers, to be constructed using masonry materials.
- c. The scope of this approval is limited only to Tier I Medical Marijuana Processor activities, without on-site sales, as those activities are defined and described as currently set forth in the Norman City Code.

§ 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

NOT ADOPTED this \_\_\_\_\_ day of

\_\_\_\_\_, 2020.

\_\_\_\_\_, 2020.

\_\_\_\_\_  
(Mayor)

\_\_\_\_\_  
(Mayor)

ATTEST:

\_\_\_\_\_  
(City Clerk)