

AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 36-201 OF THE CODE OF THE CITY OF NORMAN SO AS TO GRANT SPECIAL USE FOR A PUBLIC UTILITY IN THE A-2, RURAL AGRICULTURAL DISTRICT FOR PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION NINE (9), TOWNSHIP NINE (9) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF. (Southwest corner of 48<sup>th</sup> Avenue N.W. and West Franklin Road)

- § 1. WHEREAS, Williams, Box, Forshee & Bullard, P.C., on behalf of the Applicant, has made application to have Special Use for a Public Utility 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 36-201 of the Code of the City of Norman, Oklahoma, is hereby amended so as to grant Special Use for a Public Utility in the A-2, Rural Agricultural District, for the following described property, to wit:

A Part of the Northeast Quarter (NE/4) of Section Nine (9), Township Nine (9) North, Range Three (3) West of the Indian Meridian, Cleveland County, Oklahoma, more particularly described as follows:

COMMENCING at a PK Nail w/ "CA 2390" Shiner for the Northeast Corner of the Northeast Quarter of Section 9-T9N-R3W; THENCE S 00°31'25" E (Along Section Line) a distance of 33.00 feet; THENCE S 89°39'33" W, a distance of 33.00 feet to a 1/2" Iron Pin w/ "LS 1522 Carroll" Cap for the POINT OF BEGINNING; THENCE S 00°31'25" E, a distance of 959.89 feet to a 1/2" Iron

Pin w/ "LS 1522 Carroll" Cap; THENCE S 89°39'33" W, a distance of 1721.87 feet to a 1/2" Iron Pin w/ "LS 1522 Carroll" Cap; THENCE N 00°31'25" W, a distance of 959.89 feet to a 1/2" Iron Pin w/ "LS 1522 Carroll" Cap; THENCE N 89°39'33" E, a distance of 1721.87 feet to a 1/2" Iron Pin w/ "LS 1522 Carroll" Cap to the POINT OF BEGINNING.

Also Described as The East Forty (40) Acres of The North Sixty (60) Acres of the NE/4 Of Section Nine (9), Township Nine (9) North, Range Three (3) West. Said Tract Contains 40 acres or 1,742,400 square feet, more or less.

§ 5. Further, pursuant to the provisions of Section 36-560 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, and supporting documentation submitted by the applicant and approved by the Planning Commission on June 8, 2023.
- b. The site should also be enclosed by an opaque panel fence.

§ 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

\_\_\_\_\_, 2023.

\_\_\_\_\_, 2023.

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

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

ATTEST:

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