



## CITY OF NORMAN, OK STAFF REPORT

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**MEETING DATE:** 1/09/2024

**REQUESTER:** Shaz Investment Group, L.L.C.

**PRESENTER:** Jane Hudson, Director of Planning & Community Development

**ITEM TITLE:** CONSIDERATION OF ADOPTION, REJECTION, AMENDMENT, AND/OR POSTPONEMENT OF ORDINANCE O-2324-10 UPON SECOND AND FINAL READING: 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 REMOVE PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION FIVE (5), TOWNSHIP NINE NORTH (T9N), RANGE TWO WEST (R2W) OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, FROM THE NORTHERN COMMUNITY SEPARATOR AND FROM THE A-2, RURAL AGRICULTURAL DISTRICT AND PLACE THE SAME IN THE CR, RURAL COMMERCIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (SOUTHWEST CORNER OF INDIAN HILLS AND 12<sup>TH</sup> AVENUE N.E.)

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**SYNOPSIS:** The applicant is requesting a rezoning from A-2, Rural Agricultural District, to CR, Rural Commercial District, and removal of the Northern Community Separator Overlay District for the property located on the southwest corner of 12th Avenue N.E. and Indian Hills Road, to facilitate commercial uses. There are currently three structures on the property, an old residence and barns. The old residence is vacant.

**PROCEDURAL REQUIREMENTS:**

**GREENBELT COMMISSION MEETING:** GBC23-16, July 18, 2023

The Greenbelt Commission forwards this item with no comments.

**PRE-DEVELOPMENT MEETING:** PD23-16, April 27, 2023

The neighbors asked what uses would be allowed. The applicant explained the uses are all listed in the CR zoning. Neighbors asked what benefits this would provide to adjacent land owners. The applicant explained this would provide services for nearby residents. The neighbors asked about endangered species in the area. A neighbor says there are two in the area. The engineer explained there will be studies conducted on this site. Neighbors said they bought in this area to be around open space areas. Neighbors asked about a proposed timeline. The applicant explained once they have received approval for preliminary plat, they have five years to bring forward a final plat. Neighbors asked about traffic impacts and the engineer explained they will

need a traffic impact analysis. The neighbors asked about signs and masonry on proposed buildings; the applicant explained they will meet what is required by ordinance.

#### **BOARD OF PARKS COMMISSIONERS:**

This application was not required to go to the Board of Parks Commissioners.

#### **ZONING ORDINANCE CITATION:** SEC 424.3 – CR, RURAL COMMERCIAL DISTRICT

General Description. This commercial district is intended for the conduct of retail trade and to provide personal services to meet the regular needs and convenience of rural residents. It is anticipated that this district will be the predominately used commercial district in rural Norman. It is intended that this zoning district be located at the intersection of improved section line roads.

**EXISTING ZONING:** The subject project is currently zoned A-2 District. The A-2 District allows for single-family residential and compatible uses. It also allows for agricultural uses such as farming, raising crops, and the raising of farm animals. Commercial shopping centers are not an allowable use in A-2. The Northern Community Separator Overlay District requires a 400' setback from the center line of Indian Hills Road.

**ANALYSIS:** As stated above, the CR zoning district is meant to be the predominant commercial district in rural Norman. CR is also meant to be located at the intersection of improved section line roads; the subject property is located at the southwest corner of Indian Hills Road and 12<sup>th</sup> Avenue N.E.

**SITE PLAN:** The proposed site plan shows two access points off Indian Hills Road. There is one building proposed on each lot with parking along the street frontage. Adequate parking will be supplied for employees and customers. The site plan shows dumpster locations behind the buildings to the south. Proposed detention facilities are shown on the site development plan. Because this application includes a preliminary plat and site development plan, the owner of the property will be required to follow the submitted site plan when obtaining building permits. The site plan shows the buildings to be approximately 100' from the front property line.

**OPEN SPACE:** Open space is not required in CR zoning, however, the applicant proposes to keep most of the southern portions of the lots open.

**USE:** The applicant proposes to use the property as a commercial shopping center. There are a number of other commercial uses allowed by right, including:

- Artist material supply, studio, or hobby shop.
- Automobile service station.
- Bank.
- Barber shop, or beauty parlor.
- Child care center.
- Clothing and dry goods store.
- Farm Feed store.
- Firewood sales.
- Florist.

- Grocery or supermarket.
- Hardware store.
- Key shop.
- Medical Marijuana Dispensary, as allowed by state law.
- Office building and offices for such professional services as accountant, architect, attorney, business or management consultant, court reporter, dentist or dental surgeon, engineer, geologist or geophysicist, linguist, landscape architect, optometrist, optician, osteopathic physician, planning consultant, psychologist, physician or surgeon, or registered nurse. Funeral homes and mortuaries shall not be considered professional services permitted in this district.
- Pharmacy.
- Plant nursery.
- News stand and tobacco store.
- Restaurant.
- Retail spirits store.
- Shoe store or repair shop.
- Tier I Medical Marijuana Processor, as allowed by state law.
- Tier II Medical Marijuana Processor, as allowed by state law.

No individual use shall exceed a Gross Floor Area of 35,000 square feet.

**OTHER AGENCY COMMENTS:**

**FIRE DEPARTMENT:** No comments

**PUBLIC WORKS/ENGINEERING:** Please see the attached staff report regarding the preliminary plat.

**TRAFFIC ENGINEER:** Please see the attached Development Review Form for Transportation Impacts from the City's Traffic Engineer.

**UTILITIES:** Private water that will need to meet DEQ requirements. Private sewer that will need to meet DEQ requirements. Trash service required and dumpster locations to be finalized during final design/layout.

**CONCLUSION:** Staff forwards this request for rezoning from A-2, Rural Agricultural District, to CR, Rural Commercial District, and removal of the Northern Community Separator Overlay District and Ordinance No. O-2324-10 to City Council.

At their November 9, 2023 meeting, Planning Commission recommended adoption of Ordinance No. O-2324-10 by a vote of 8-0.