

ORDINANCE NO. 2021-11-01

AN ORDINANCE AMENDING THE ZONING FROM ITS CURRENT ZONING OF A-1 AGRICULTURAL DISTRICT TO C-4 OPEN DISPLAY COMMERCIAL DISTRICT FOR THE REAL PROPERTY LOCATED AT 16301 WEST SOUTH AVENUE, TONKAWA, OKLAHOMA, AND WITH A LEGAL DESCRIPTION OF TONK - TRS 31-26-1W IN N/2 NE/4, LESS HWY LESS 3.163 AC +/- IN NW/C N/2 NE/4 & LESS TR BEG 1021.71' E OF NW/C NE/4 S60' S86W620.03' S17W160.99' TO POB N86E870' S110' S86W906.57' N17E117.65' TO POB & LESS A TR BEG NE/C NE/4 W1619.79' S60' W620.03' S17W278.64' TO POB S17W220.85' E974' N255.50' S86W906.57' TO POB (HEREINAFTER THE "SUBJECT TRACT"); AMEND THE COMPREHENSIVE PLAN TO DESIGNATE THE PROPERTY AS COMMERCIAL RATHER THAN RESIDENTIAL; SAVINGS; SEVERABILITY; REPEALER; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONKAWA:

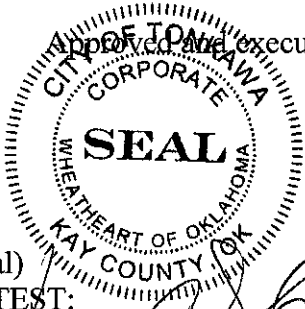
Section I. That the zoning for the Subject Tract is amended from its current zoning of **A-1 Agricultural District To C-4 Open Display Commercial District** and the Comprehensive Plan is Amended to Designate the Real Property as Commercial (Medium Intensity) rather than Agriculture ("Low Intensity Use").

Section II. REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

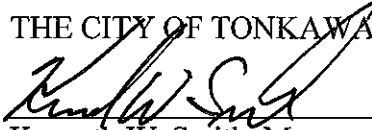
Section IV. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Tonkawa that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section V. EMERGENCY. To protect the health, safety and welfare of the general public of the City of Tonkawa, Oklahoma, and to immediately provide for this rezoning and site plan approval, an emergency is hereby declared; therefore, this ordinance shall become effective from and after its date of publication.

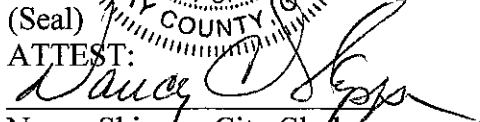


Approved and executed this 4th day of November 2021.

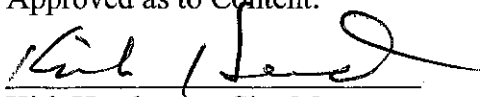
THE CITY OF TONKAWA, OKLAHOMA



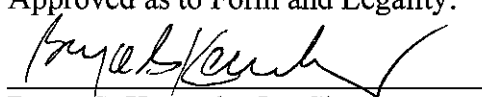
Kenneth W. Smith, Mayor

(Seal)
ATTEST:


Nancy Skipper, City Clerk

Approved as to Content:


Kirk Henderson, City Manager

Approved as to Form and Legality:


Bryce S. Kennedy, Jr., City Attorney