

ORDINANCE NO. 2618NS

AN ORDINANCE CONCERNING THE ZONING CLASSIFICATION OF THE FOLLOWING DESCRIBED PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF SHAWNEE, POTTAWATOMIE COUNTY, OKLAHOMA, TO-WIT: A TRACT OF LAND BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SECTION THIRTY-ONE (31), TOWNSHIP ELEVEN (11) NORTH, RANGE FOUR (4) EAST OF THE INDIAN MERIDIAN, POTTAWATOMIE COUNTY, OKLAHOMA; THENCE SOUTH 1121 FEET; THENCE WEST 389 FEET; THENCE SOUTH 112 FEET; THENCE WEST 692 FEET TO THE EAST SIDE OF THE A.T. & S.F. RAILWAY COMPANY RIGHT-OF-WAY; THENCE NORTH ALONG THE EAST SIDE OF THE RIGHT-OF-WAY TO A POINT 1204.60 FEET WEST OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER; THENCE EAST 1204.60 FEET TO THE POINT OF BEGINNING LESS AND EXCEPT A STRIP, PIECE OR PARCEL OF LAND LYING IN PART OF THE SOUTHEAST QUARTER (SE/4) OF SECTION 31, TOWNSHIP 11 NORTH, RANGE 4 EAST, POTTAWATOMIE COUNTY, OKLAHOMA. SAID PARCEL OF LAND DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT A POINT ON THE PRESENT WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 18, A DISTANCE OF 33.44 FEET WEST OF AND 915.06 FEET SOUTH OF THE NE CORNER OF SAID SE/4; THENCE NORTH AND NORTHWESTERLY ALONG SAID RIGHT-OF-WAY A DISTANCE OF 265.87 FEET TO A JOG IN SAID RIGHT-OF-WAY; THENCE WEST ALONG SAID JOG A DISTANCE OF 40.00 FEET; THENCE S06°53'15"E A DISTANCE OF 266.07 FEET; THENCE N89°17'35"E A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.24 ACRES, MORE OR LESS. ALL BEARINGS CONTAINED IN THIS DESCRIPTION ARE BASED ON THE OKLAHOMA STATE PLANE COORDINATE SYSTEM AND ARE NOT ASTRONOMICAL BEARINGS. LESS AND EXCEPT THE DEDICATION DEED FOR PUBLIC HIGHWAY RECORDED IN BOOK 170 PAGE 21, TO THE CITY OF SHAWNEE, POTTAWATOMIE COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF REZONING SAID PROPERTY FROM A-1; RURAL AGRICULTURAL DISTRICT, C-3; HIGHWAY COMMERCIAL DISTRICT, AND R-3; MULTI-FAMILY RESIDENTIAL DISTRICT TO PUD; PLANNED UNIT DEVELOPMENT AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SHAWNEE ACCORDINGLY.

WHEREAS, pursuant to notice duly given as required by law, a public hearing conducted by the Board of Commissioners of the City of Shawnee, Oklahoma on the 16th day of October, 2017, upon an application to rezone certain properties located in the City of Shawnee, Oklahoma from zoning classification A-1; Rural Agricultural District, C-3; Highway Commercial District, and R-3; Multi-Family Residential District to PUD; Planned Unit Development.

WHEREAS, the Planning Commission of the City of Shawnee has conducted one or more public hearings on said application pursuant to notice as required by law and has submitted its final report and recommendation upon said application to the Board of Commissioners; and,

WHEREAS, it appears to be in the best interest of the City of Shawnee and the inhabitants thereof for said properties to be rezoned to PUD; Planned Unit Development.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF SHAWNEE, OKLAHOMA:

SECTION 1: That the following described property located in the City of Shawnee, Oklahoma, to-wit: A TRACT OF LAND BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SECTION THIRTY-ONE (31), TOWNSHIP ELEVEN (11) NORTH, RANGE FOUR (4) EAST OF THE INDIAN MERIDIAN, POTTAWATOMIE COUNTY, OKLAHOMA; THENCE SOUTH 1121 FEET; THENCE WEST 389 FEET; THENCE SOUTH 112 FEET; THENCE WEST 692 FEET TO THE EAST SIDE OF THE A.T. & S.F. RAILWAY COMPANY RIGHT-OF-WAY; THENCE NORTH ALONG THE EAST SIDE OF THE RIGHT-OF-WAY TO A POINT 1204.60 FEET WEST OF THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER; THENCE EAST 1204.60 FEET TO THE POINT OF BEGINNING LESS AND EXCEPT A STRIP, PIECE OR PARCEL OF LAND LYING IN PART OF THE SOUTHEAST QUARTER (SE/4) OF SECTION 31, TOWNSHIP

11 NORTH, RANGE 4 EAST, POTTAWATOMIE COUNTY, OKLAHOMA. SAID PARCEL OF LAND DESCRIBED BY METES AND BOUNDS AS FOLLOWS: BEGINNING AT A POINT ON THE PRESENT WEST RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 18, A DISTANCE OF 33.44 FEET WEST OF AND 915.06 FEET SOUTH OF THE NE CORNER OF SAID SE/4; THENCE NORTH AND NORTHWESTERLY ALONG SAID RIGHT-OF-WAY A DISTANCE OF 265.87 FEET TO A JOG IN SAID RIGHT-OF-WAY; THENCE WEST ALONG SAID JOG A DISTANCE OF 40.00 FEET; THENCE S06°53'15"E A DISTANCE OF 266.07 FEET; THENCE N89°17'35"E A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.24 ACRES, MORE OR LESS. ALL BEARINGS CONTAINED IN THIS DESCRIPTION ARE BASED ON THE OKLAHOMA STATE PLANE COORDINATE SYSTEM AND ARE NOT ASTRONOMICAL BEARINGS. LESS AND EXCEPT THE DEDICATION DEED FOR PUBLIC HIGHWAY RECORDED IN BOOK 170 PAGE 21, TO THE CITY OF SHAWNEE, POTTAWATOMIE COUNTY, OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF REZONING SAID PROPERTY FROM A-1; RURAL AGRICULTURAL DISTRICT, C-3; HIGHWAY COMMERCIAL DISTRICT, AND R-3; MULTI-FAMILY RESIDENTIAL DISTRICT TO PUD; PLANNED UNIT DEVELOPMENT AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SHAWNEE ACCORDINGLY.

PASSED AND APPROVED this _____ day of _____, 2017.

RICHARD FINLEY, MAYOR

(SEAL)

ATTEST:

PHYLLIS LOFTIS, CMC, CITY CLERK

Approved as to form and legality this _____ day of _____, 2017.

JOSEPH VORNDRAN, CITY ATTORNEY