# TULSA METROPOLITAN AREA PLANNING COMMISSION

Meeting No. 2600

April 20, 2011, 1:30 PM 175 East 2<sup>nd</sup> Street, 2<sup>nd</sup> Level, One Technology Center Tulsa City Council Chamber

## CONSIDER, DISCUSS AND/OR TAKE ACTION ON:

Call to Order:

#### **REPORTS:**

## **Chairman's Report:**

## **Worksession Report:**

### **Director's Report:**

Review TMAPC Receipts for the month of March 2011.

1. Minutes of April 6, 2011, Meeting No. 2599

### **CONSENT AGENDA:**

All matters under "Consent" are considered by the Planning Commission to be routine and will be enacted by one motion. Any Planning Commission member may, however, remove an item by request.

- 2. <u>LC-305 Robert Spahr</u>, (Lot-Combo) (CD-9) Location: Southwest corner of East 23<sup>rd</sup> Street South and South Delaware Avenue (Related to LS-20425) (Related to Item 3)
- 3. <u>LC-20425 Robert Spahr</u>, (Lot-Split) (CD-9) Location: Southwest corner of East 23<sup>rd</sup> Street South and South Delaware Avenue (Related to LC-305) (Related to Item 2)
- 4. <u>LC-306 Duvall Architects, David Fugate</u>, (Lot-Combo) (CD-4) Location: Northeast corner of East 3<sup>rd</sup> Street South and South Madison Avenue
- 5. <u>LC-307 Charles Keithline</u>, (Lot-Combo) (CD-4) Location: West of the southwest corner of East 7<sup>th</sup> Street South and South Utica Avenue
- 6. <u>LC-308 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: Southwest corner of East Independence Street and North Rockford Avenue (Related to Item 7)
- 7. <u>LC-309 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: South of the southwest corner of East Independence Street and North Rockford Avenue (Related to Item 6)

- 8. <u>LC-310 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: South of the southwest corner of East Independence Street and North Rockford Avenue (Related to Item 9)
- 9. <u>LC-311 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: South of the southwest corner of East Independence Street and North Rockford Avenue (Related to Item 8)
- LC-312 Tulsa Development Authority, (Lot-Combo) (CD-1) Location: South of the southeast corner of East Independence Street and North Quincy Avenue (Related to Items 11, 12, and 13)
- 11. <u>LC-313 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: South of the southeast corner of East Independence Street and North Quincy Avenue (Related to Items 10, 12, and 13)
- 12. <u>LC-314 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: South of the southeast corner of East Independence Street and North Quincy Avenue (Related to Items 10, 11, and 13)
- 13. <u>LC-315 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: Southeast corner of East Independence Street and North Quincy Avenue (Related to Items 10, 11, and 12)
- 14. <u>LC-316 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: East of the northeast corner of East Haskell Street and North Norfolk Avenue
- 15. <u>LC-317 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: East of the northeast corner of East Haskell Street and North Madison Avenue (Related to Item 16)
- 16. <u>LC-318 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: East of the northeast corner of East Haskell Street and North Madison Avenue (Related to Item 15)
- 17. <u>LC-319 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: West of the northwest corner of East Easton Avenue and North Norfolk Avenue (Related to Items 18, 19, 20 and 21)
- LC-320 Tulsa Development Authority, (Lot-Combo) (CD-1) Location: West of the northwest corner of East Easton Avenue and North Norfolk Avenue (Related to Items 17, 19, 20, and 21)
- LC-321 Tulsa Development Authority, (Lot-Combo) (CD-1) Location: West of the northwest corner of East Easton Avenue and North Norfolk Avenue (Related to Items 17, 18, 20 and 21)

- 20. <u>LC-322 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: Northwest corner of East Easton Avenue and North Norfolk Avenue (Related to Items 17, 18, 19, and 21)
- 21. <u>LC-323 Tulsa Development Authority</u>, (Lot-Combo) (CD-1) Location: East of the southeast corner of East Easton Avenue and North Norfolk Avenue (Related to Items 17, 18, 19 and 20.)
- 22. <u>Riverbend Gardens</u> Final Plat, (9211) (CD 4), Location: South and west of southwest corner of West 7<sup>th</sup> Street and South Elwood Avenue (Continued from 4/6/11 meeting.) (Applicant requests a continuance until 5/4/11.)
- 23. <u>Candlewood/Yale</u> Reinstatement of plat, (3913) (CD 7), Location: South of the southwest corner of East 51<sup>st</sup> Street and South Vandalia Avenue
- 24. <u>PUD-619-C-2 Sisemore Weisz & Associates</u>, Location: North of the northwest corner of 111<sup>th</sup> Street South and South Memorial Drive, Requesting a Minor Amendment to transfer 3,000 square feet of existing floor area from Lot 2, Block 3 to Lot 1, Block 1, AG/RS-3/CS/PUD (CD-8)
- 25. **Z-7008-SP-1 Sack & Associates/Mark Capron**, Location: South of the southeast corner West 71<sup>st</sup> Street South and South Olympia Avenue, Requesting a Detail Site Plan for a 6,167 square foot restaurant, **CO** (CD-2)
- 26. <u>PUD-411-C-16 Sack & Associates/Mark Capron</u>, Location: Northeast of the northeast corner and 98<sup>th</sup> Street South and South Memorial Drive, Requesting a Minor Amendment to transfer 4,040 square feet of existing floor area from Development Area 4-A to Development Area 4-A-2 and to waive the screening requirement along the east boundary of Area 4-A-2, **CO/PUD** (CD-8)

#### CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA:

#### **PUBLIC HEARINGS:**

27. <u>Ridgecrest Amended</u> – Minor Subdivision Plat (8418) (CD 8), Location: South of Southwest corner of East 81<sup>st</sup> Street South and South Garnett Road

#### **OTHER BUSINESS**

28. **Proposed amendments of the Zoning Code**, City of Tulsa, Oklahoma to Section 601, Table 1; Section 603, Table 3; Section 701, Table 1; Section 703, Table 2; Chapter 8; Section 902.A.1 and 2; Section 1106; Section 1212.C.1.a.; and Section 1212a.C.4.a. to attempt to provide Code amendments responsive to the new Comprehensive Plan. These are proposed "bridge" amendments until the Zoning Code will receive a thorough study and update. (Public Hearing closed 3/2/11 and final revision continued to 3/16/11, 4/6/11 and 4/20/11.)

#### 29. Commissioners' Comments

#### **ADJOURN**

#### CD = Council District

NOTE: If you require special accommodation pursuant to the Americans with Disabilities Act, please notify INCOG (918) 584-7526. Exhibits, Petitions, Pictures, etc., presented to the Planning Commission may be received and deposited in case files to be maintained at Land Development Services, INCOG. Ringing/sound on all <u>cell phones</u> and <u>pagers</u> must be turned off during the Planning Commission.

## Visit our website at www.tmapc.org

**TMAPC** Mission Statement: The Mission of the Tulsa Metropolitan Area Planning Commission (TMAPC) is to provide unbiased advice to the City Council and the County Commissioners on development and zoning matters, to provide a public forum that fosters public participation and transparency in land development and planning, to adopt and maintain a comprehensive plan for the metropolitan area, and to provide other planning, zoning and land division services that promote the harmonious development of the Tulsa Metropolitan Area and enhance and preserve the quality of life for the region's current and future residents.



2 West Second Street Suite 800 | Tulsa, OK 74103 | 918.584.7526 | www.TMAPC.org

# AGENDA

# **Tulsa Metropolitan Area Planning Commission**

## **WORK SESSION**

175 East 2<sup>nd</sup> Street, 2<sup>nd</sup> Level, One Technology Center
Tulsa City Council Chamber
Wednesday, April 20, 2011 – 1:45 p.m.\*
(\*Or immediately following adjournment of the TMAPC Meeting)

#### **CONSIDER AND DISCUSS:**

- 1. City of Tulsa ADA Self Evaluation and Transition Plan/Brent Stout
- 2. Form Based Codes Addressing Zoning Code
- 3. HP Districts Protecting Borders/Leighty
- 4. City Council Consensus 2011-07 Directing the TMAPC to hold public hearings, analyze and recommend to the City Council Ordinance amendments to the Zoning Code of the City of Tulsa governing the use of temporary storage structures or uses in residential areas.
- 5. TMAPC share goals and aspirations/Leighty

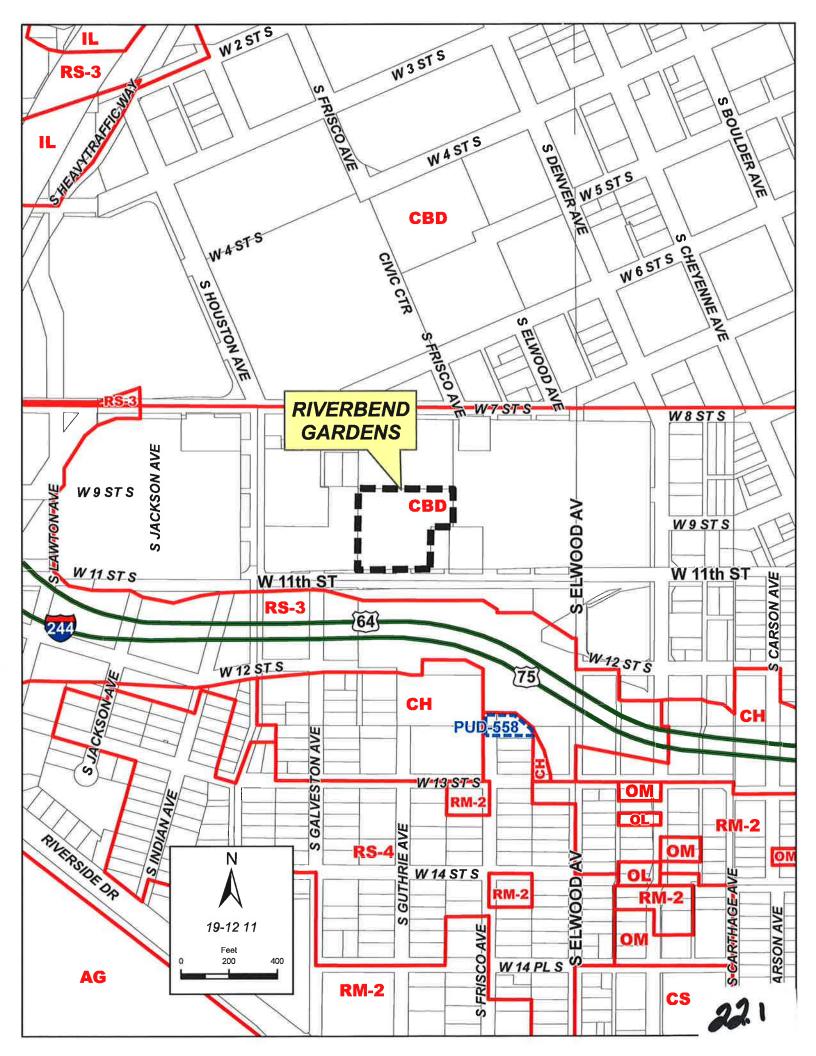
### Adjourn.

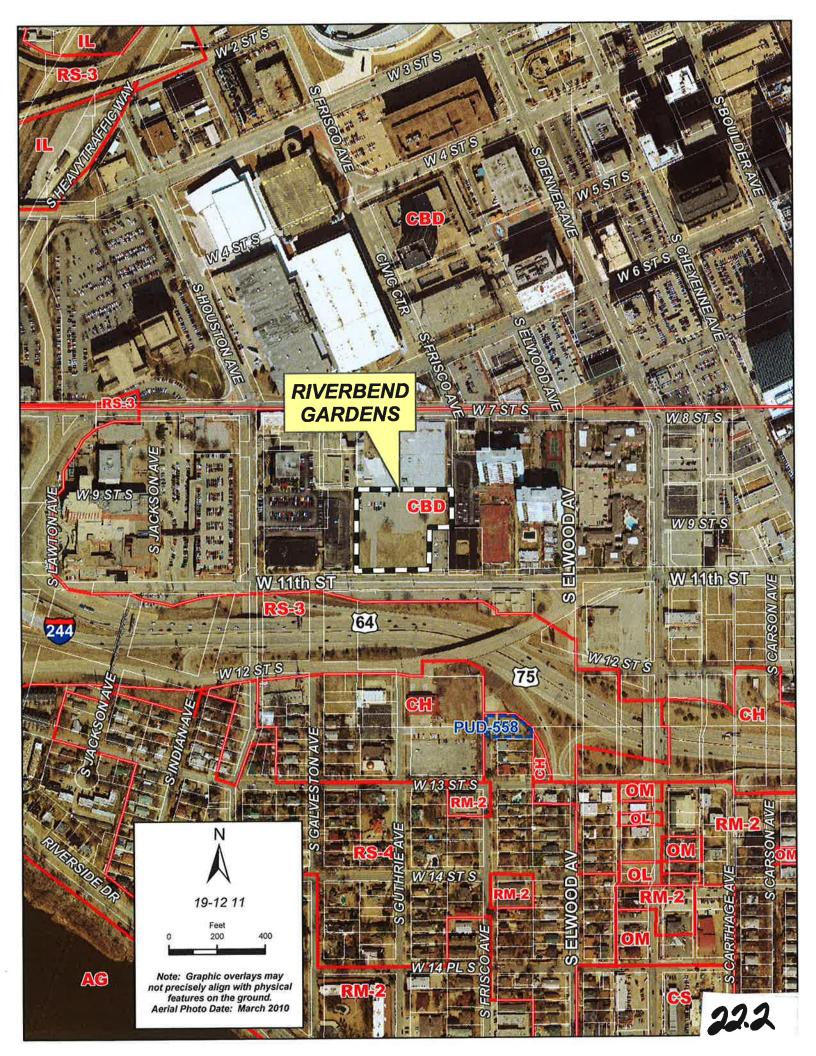
### Visit our website at www.tmapc.org

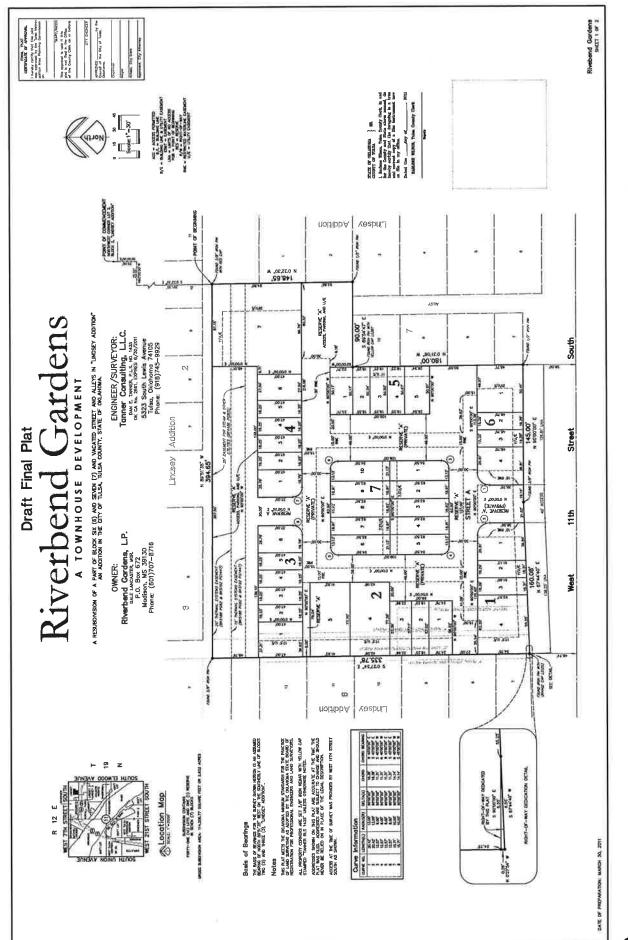
If you require special accommodation pursuant to the Americans with Disabilities Act, please notify INCOG (918) 584-7526

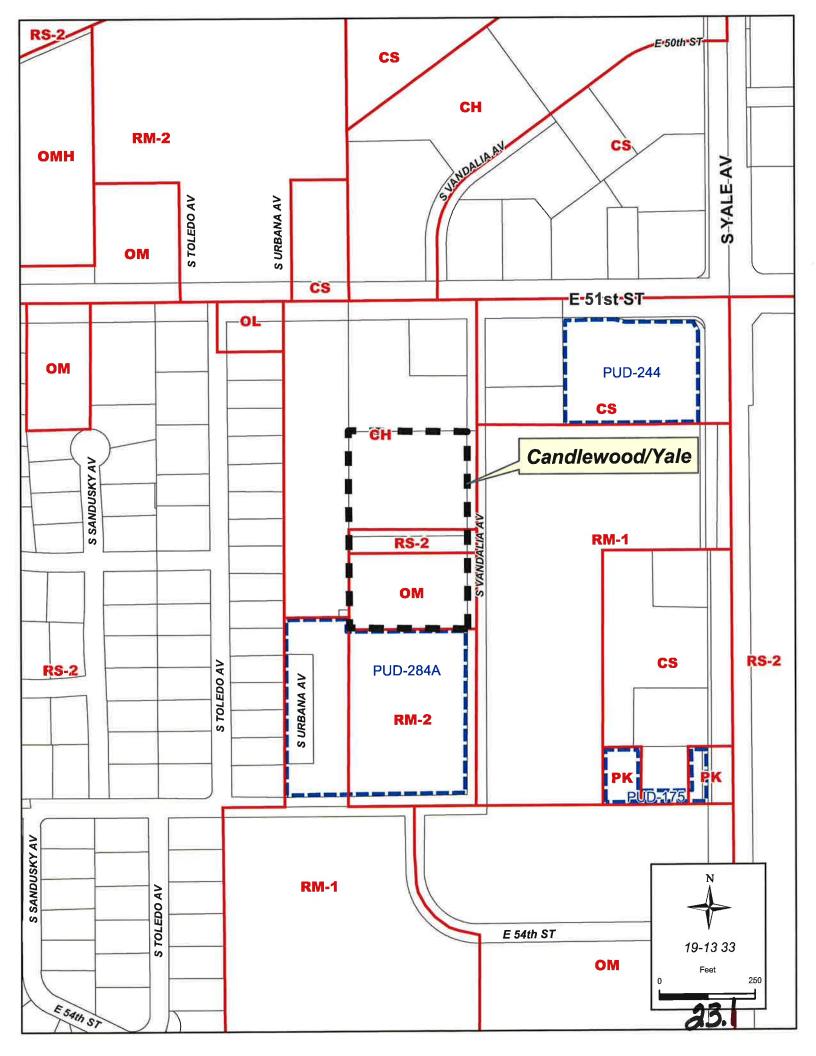
### TMAPC RECEIPTS Month of March 2011

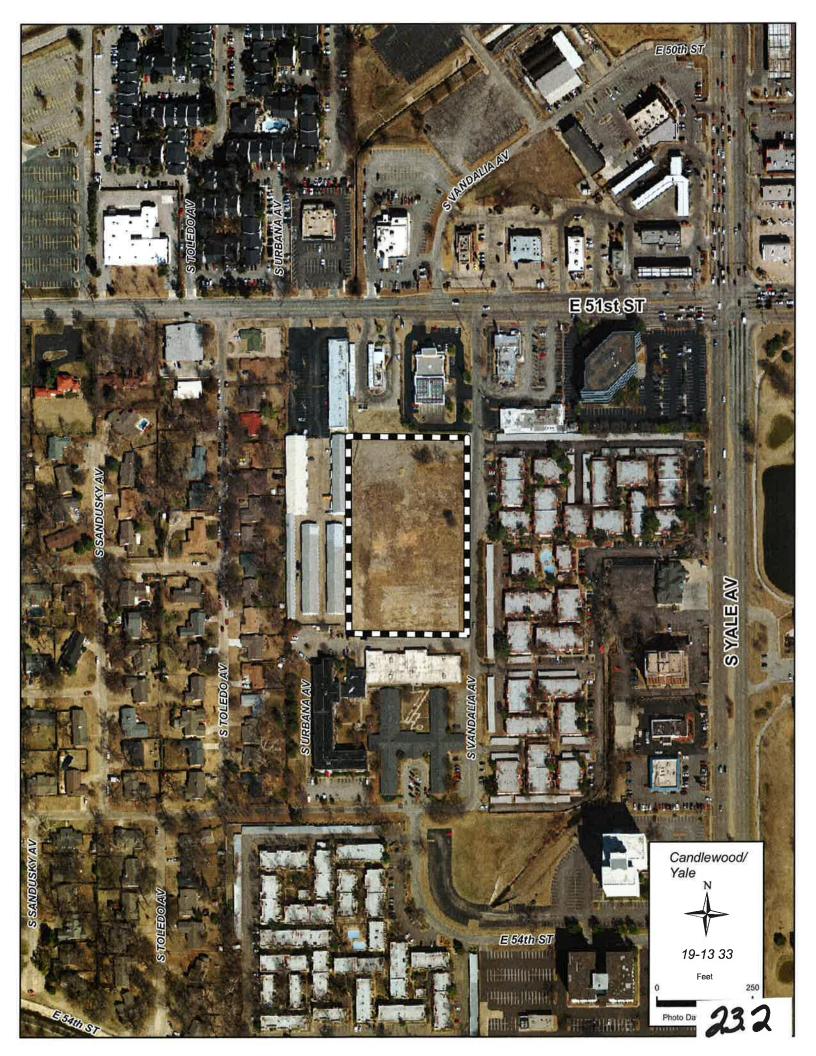
		Current Period			124	Year To Date		
				TOTAL				TOTAL
	ITEM	CITY	COUNTY	RECEIVED	ITEM	CITY	COUNTY	RECEIVED
ZONING								
Zoning Letters	17	\$85,00	\$85.00	\$170.00	100	\$497.00	\$497.00	\$994.00
Zoning	6	2,122.80	2,122.80	4,245.60	29	12,690.30	12,690.30	25,380.60
PUDs & Plan Reviews	51	3,069.95	3,069.95	6,139.90	296	19,954.95	19,954.95	39,909.90
Refunds		0.00	0.00	0.00	0	0.00	0.00	0.00
Fees Waived		0.00	0.00	0.00	0	0.00	0.00	0.00
		\$5,277.75	\$5,277.75	\$10,555.50		\$33,142.25	\$33,142.25	<u>\$66,284.50</u>
LAND DIVISION								
Minor Subdivisions	1	\$325.00	\$325.00	\$650.00	10	\$2,887.50	\$2,887.50	\$5,775.00
Preliminary Plats	0	0.00	0.00	0.00	14	6,816.68	6,816.67	13,633.35
Final Plats	0	0.00	0.00	0.00	8	3,437.55	3,437.55	6,875.10
Plat Waivers	2	250.00	250.00	500.00	12	1,500.00	1,500.00	3,000.00
Lot Splits	2	100.00	100.00	200.00	36	1,690.50	1,690.50	3,381.00
Lot Combinations	3	150.00	150.00	300.00	40	2,000.00	2,000.00	4,000.00
Access Changes	0	0.00	0.00	0.00	50	0.00	0.00	0.00
Other		0.00	0.00	0.00	0	0.00	0.00	0.00
Refunds			0.00	0.00	50	0.00	0.00	0.00
Fees Waived		0.00	0.00	0.00	<u>0</u>	0.00	0.00	0.00
		\$825.00	\$825.00	\$1,650.00		\$18,332,23	\$18,332.22	\$36,664.45
BOARDS OF ADJUSTMENT	Г							
Fees	17	\$6,300.00	\$150.00	\$6,450.00	158	\$53,410.00	\$6,350.00	\$59,760.00
Refunds		(100,00)	0.00	(\$100.00)	1	(3,352.25)	0.00	(3,352.25)
NSF Check			0.00	\$0.00	0	0.00	0.00	0.00
Fees Waived		0.00	0.00	\$0.00		0.00	0.00	0.00
		\$6,200.00	\$150.00	\$6,350.00		\$50,057.75	\$6,350.00	\$56,407.75
TOTAL		\$12,302.75	\$6,252,75	\$18,555.50		\$101,532.23	\$57,824.47	\$159,356.70











# Reinstatement of Final Subdivision Plat

Candlewood/Yale - (3913) (PD 18 B) (CD 7) South of the Southwest corner of East 51<sup>st</sup> Street and South Vandalia Avenue

This plat consists of 2 Lots, in 1 Block, on 3.70 acres.

Staff recommends **APPROVAL** of the Reinstatement of the Final Plat. The Final Plat was approved in December of 2009 and was never filed of record.

# LEWIS ENGINEERING, P.L.L.C.

CONSULTING ENGINEERS 6420 S. 221<sup>st</sup> E. Ave. Broken Arrow, OK 74014 918/254-4689 918/254-8256 FAX

April 11, 2011

Ms. Diane Fernandez TMAPC Two West 2nd St., Suite 800 Tulsa, OK 74103

Re: Candlewood/Yale

Dear Ms. Fernandez:

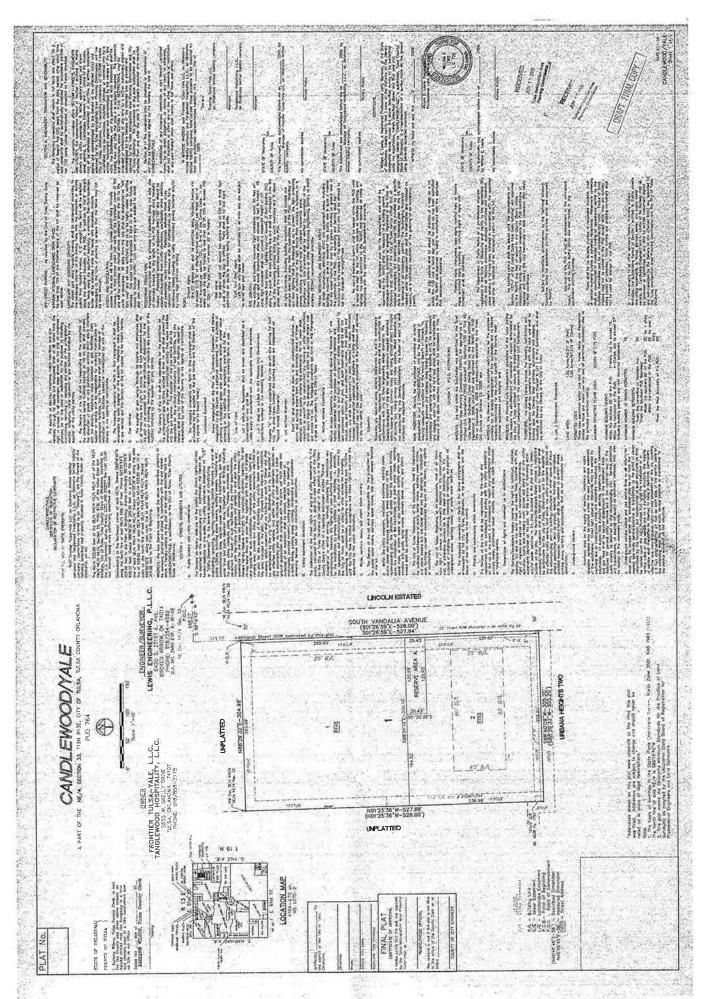
At the request of the owners, Frontier Tulsa-Yale LLC and Tanglewood Hospitality, L.L.C., we hereby request reinstatement of the final plat for the referenced project. This project has been delayed by overall national economy, but hopefully this will improve in the near future. This is a viable project to the owners and wish to proceed as soon as possible. Thus, this request for the reinstatement.

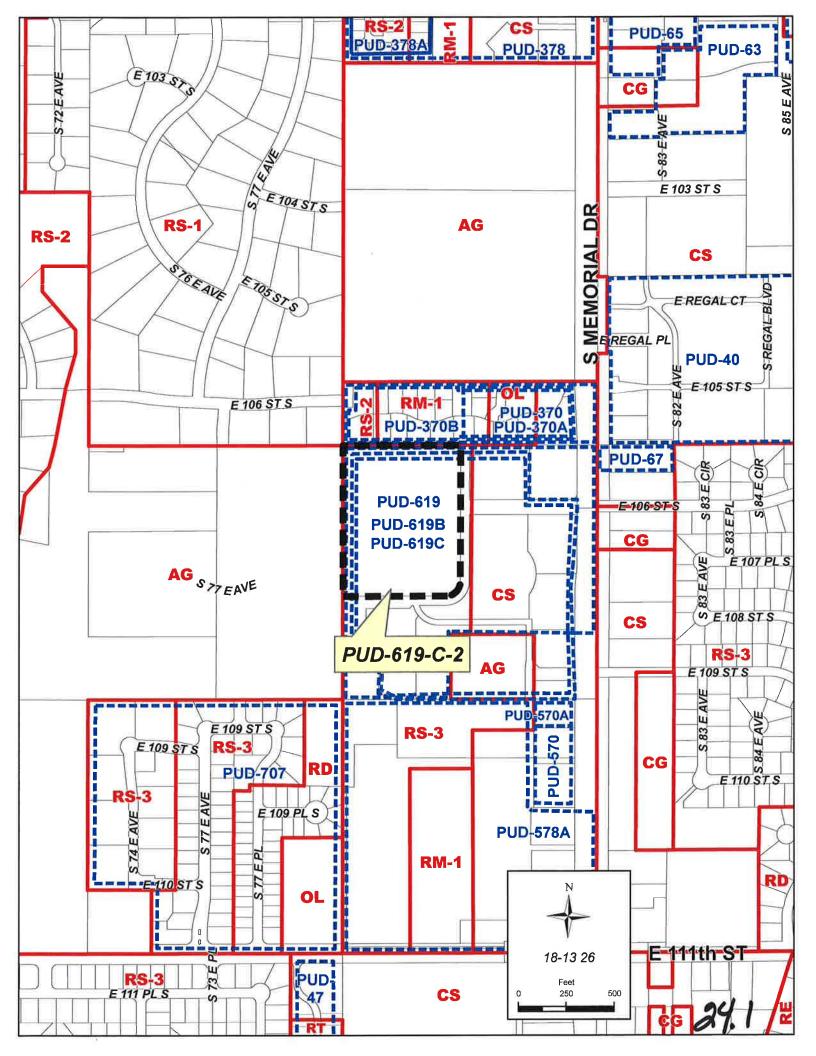
If you have any questions or desire additional information, please contact us.

Very truly yours, Lewis Engineering, P.L.L.C.

William E. Lewis, P.E.

Manager







### STAFF RECOMMENDATION

PUD-619-C-2:

Minor Amendment – North of the northwest corner of 111<sup>th</sup> Street South and South Memorial Drive; TRS 8326; CZM 57; Atlas 2673; CD 8; AG/RS-3/CS/PUD.

The applicant is requesting a minor amendment to transfer 3,000 square feet (sf) of existing floor area from Lot 2, Block 3 - Memorial Commons, to Lot 1, Block 1 - Memorial Commons (see attached Exhibit A). There is no request to increase the permitted floor area within the PUD.

Existing floor area allocations for the two lots are as follows:

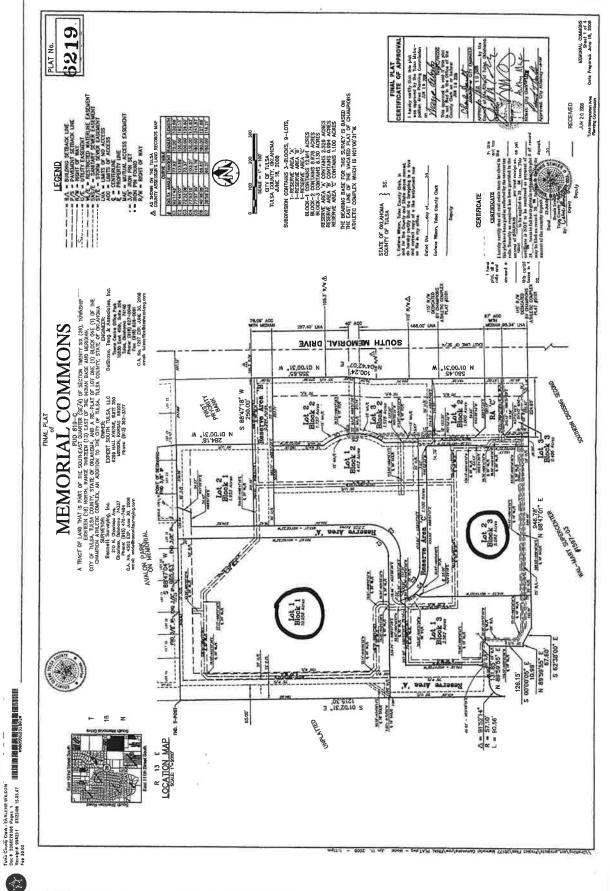
LOT/BLOCK	Floor Area Allocation
LOT 1, BLOCK 1	113,000
LOT 2, BLOCK 3	64,650
TOTAL:	177,650

Proposed floor area re-allocation is as follows:

LOT/BLOCK	Floor Area Allocation
LOT 1, BLOCK 1	116,000
LOT 2, BLOCK 3	61,650
TOTAL:	177,650

Staff contends the transfer of 3,000 sf of floor area between lots will have a negligible impact on the character of the PUD. Therefore, staff recommends **APPROVAL** of minor amendment PUD-619-C-2.

Note: Approval of a minor amendment does not constitute detail site, landscape or sign plan approval.



24.5

# SOUTH MEMORIAL DEVELOPMENT GROUP, LLC

10907 S. New Haven Avenue Tulsa, OK 74137

March 10, 2011

Mr. Chris Sansone INCOG 2 W. Second Street Suite 800 Tulsa, OK 74103

RE: Memorial Commons, PUD 619-6

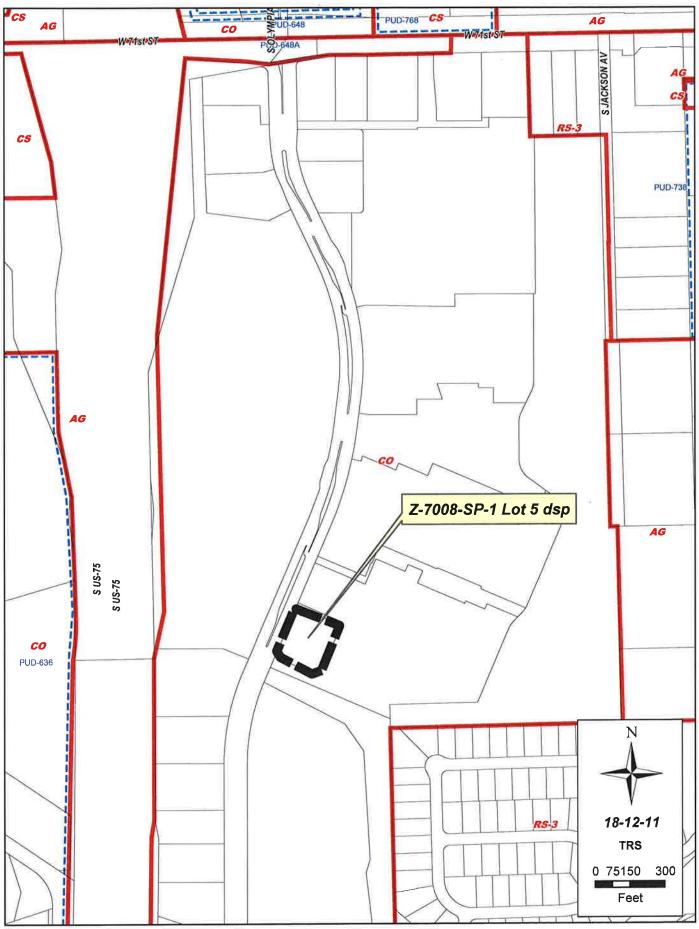
Dear Mr. Sansone:

South Memorial Development Group, LLC, an Oklahoma limited liability company, is the owner of all of the property in Memorial 1, except for Lot 1, Block 1 which is owned by LTF Real Estate Company, Inc. (Life Time Fitness), and Lot 1, Block 3 (whose ownership at this time is not entirely certain). Life Time Fitness is requesting a minor amendment to the PUD to increase the maximum allowable building floor area from 113,000 SF to 116,000 SF. South Memorial Development Group, LLC has agreed to reduce the maximum allowable building floor area for Lot 2, Block 3 from 64,650 SF to 61,650 SF to offset the increased allowable building floor area for Lot 1, Block 1.

Very truly yours,

South Memorial Development Group, LLC

Robert A. Burk, President



25.1



25.2

#### STAFF RECOMMENDATION

**Z-7008-SP-1**: Detail Site Plan – South of the Southeast corner West 71<sup>st</sup>

Street South and South Olympia Avenue; Lot 5, Block 2 -

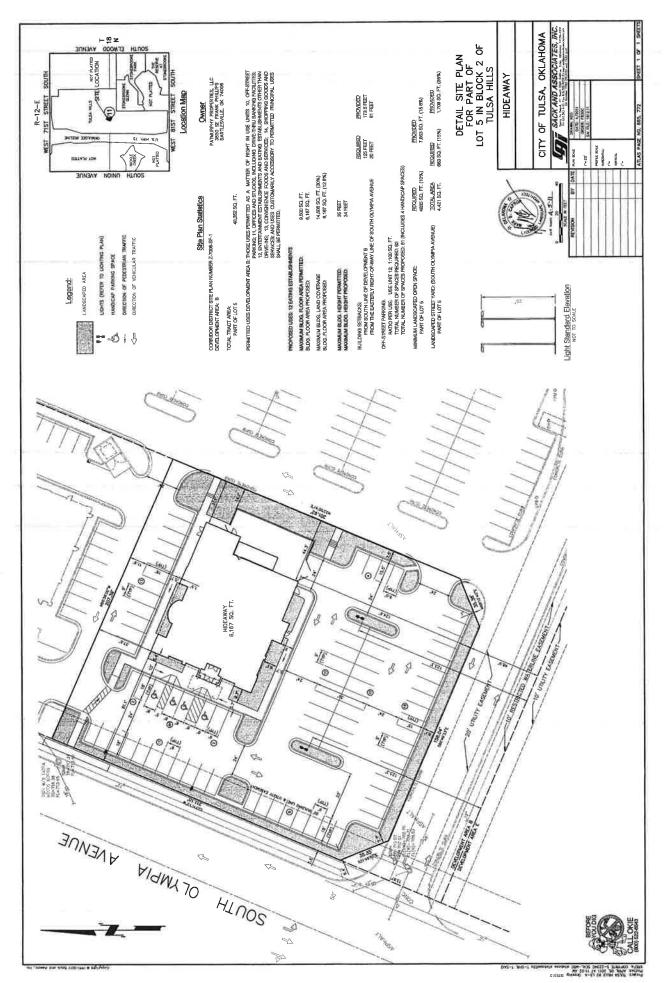
Tulsa Hills; TRS 18-12-11; CZM 51; CD 2; CO.

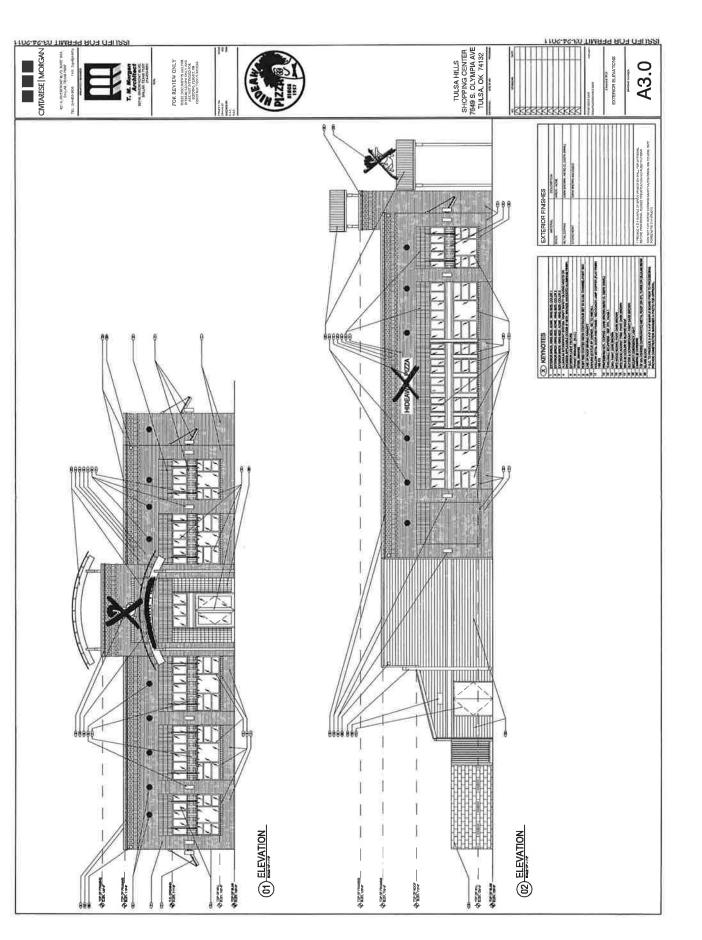
The applicant is requesting approval of a detail site plan for a 6,167 square foot (sf) restaurant. The proposed use, Use Unit 12 – Eating Establishments Other Than Drive-ins is a permissible use within this development area of the Tulsa Hills Corridor District.

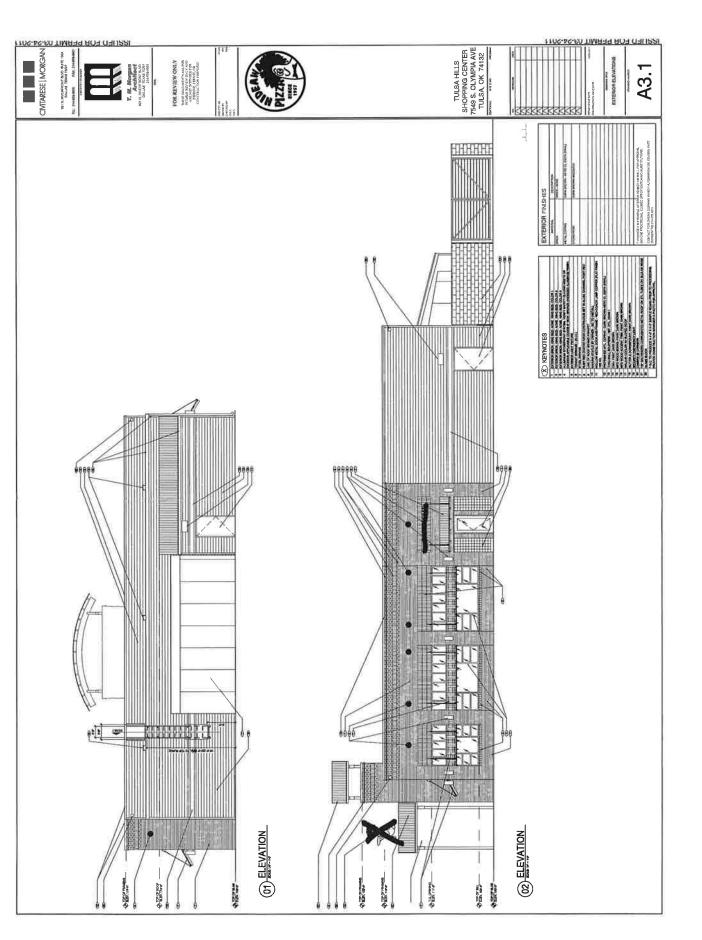
The submitted site plan meets all applicable building floor area, open space, building height and setback limitations. Parking will be provided per the applicable Use Unit of the Zoning Code. Landscaping is provided per Corridor Plan development standards and the landscape chapter of the Zoning Code. Sight lighting meets the applicable standard for height. All lighting will be directed down and away from adjoining properties in such a manner that the light producing element and reflector are not visible to a person standing in any adjacent residential area. A trash enclosure has been provided as required by the Corridor District Development Plan. Sidewalks have been provided along West 71<sup>st</sup> Street. Direct pedestrian access is provided from the Olympia Avenue sidewalk to the storefront and will not traverse any parking stalls. Pedestrian access shall be distinguished by either raised pavement or striping on the ground where pedestrian walkways intersect with vehicular traffic lanes.

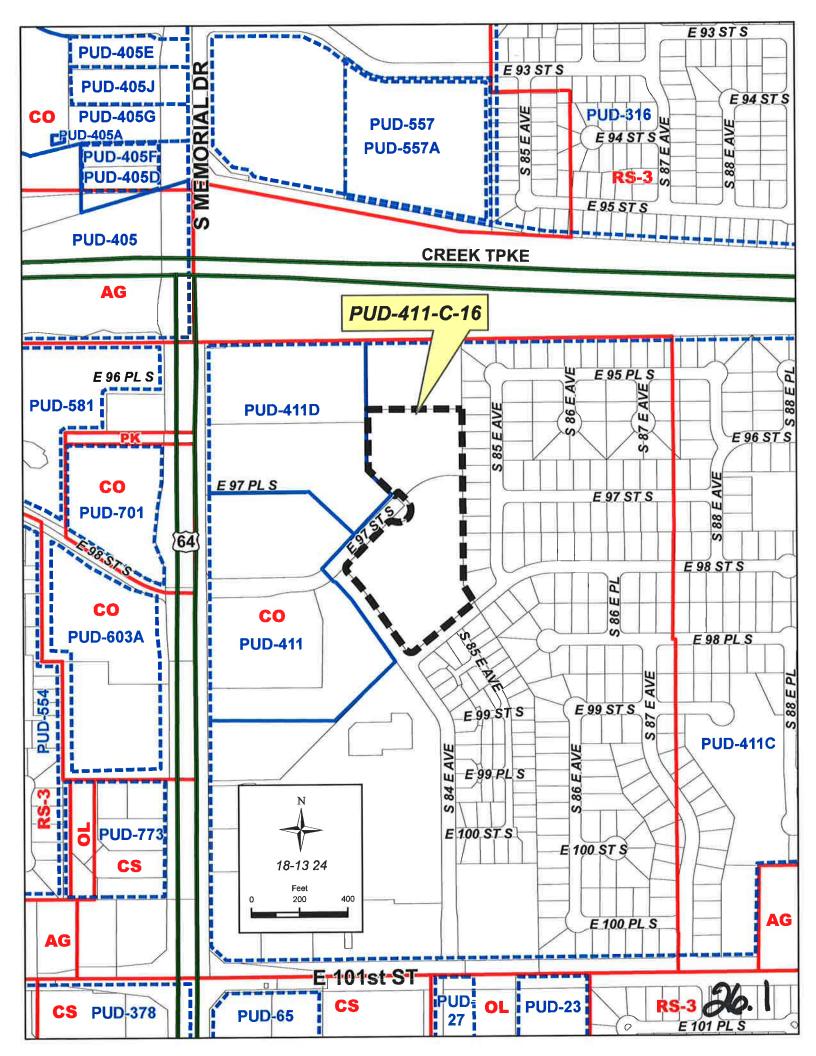
Staff recommends **APPROVAL** of the detail site plan for Lot 5, Block 2 – Tulsa Hills.

Note: Detail site plan approval does not constitute landscape plan or sign plan approval.











#### STAFF RECOMMENDATION

PUD-411-C-16:

Minor Amendment – Northeast of the northeast corner of 98<sup>th</sup> Street South and South Memorial Drive; TRS 18-13-24; CZM 57; Atlas 2270; CD 8; CO/PUD.

The applicant is requesting a minor amendment to PUD 411-C for the purpose of transferring 4,040 square feet (sf) of existing floor area from Development Area 5-A to Development Area 4-A-2 (see Exhibit A) and to waive the screening requirement along the east boundary of Area 4-A-2.

Current floor area allocation for Areas 4-A-2 and 5-A are as follows:

Development Area	Permitted Floor Area	
4-A-2	27,360 sf	
5-A	89,500 sf	
Total:	116,860 sf	

Proposed floor area allocation to transfer 4,040 sf is as follows:

Development Area	Permitted Floor Area		
4-A-2	31,400 sf		
5-A	85,460 sf		
Total:	116,860 sf		

Since there is no request to increase floor area within the PUD, staff views the transfer of permitted floor area as not significantly altering the character or intent of the PUD.

The applicant is also requesting to waive the screening requirement along the east boundary of the subject tract. Development standards for Area 4-A-2 regarding screening and landscaping are as follows:

# Landscape Buffer:

A minimum 30-foot wide landscaped buffer will be maintained along the east boundary of Development Area 4-A-2. This area may be considered for future neighborhood trail access to the Creek Turnpike Trail to the north.

# Screening Wall or Fence:

A minimum six-foot high screening wall shall be provided within the east 30 feet of Development Area 4-A-2.

There is an existing seven foot wall along the west boundary of the adjacent residential subdivision (see Exhibit B). The applicant wishes to consider this wall as providing adequate screening and staff agrees. Staff contends that constructing another masonry wall adjacent to the existing residential masonry wall would create a tunnel effect and



thereby a potential safety hazard for people using the pedestrian easement to access the Creek Turnpike Trail.

Section 1217, C-1 of the Zoning Code imposes screening requirements on commercial properties when abutting residential uses. The existing seven foot wall along the residential property will provide screening, but this does not relieve the commercial property from the screening requirement. In keeping, staff recommends that landscaping in the form of evergreen trees be planted along the east boundary of the commercial property in sufficient density and height as to provide adequate screening of light and noise generated by operation of the commercial use. Staff also recommends the installation of a chain linked, or wrought iron type fence on the east side of the trees to provide the necessary security for the property owner of the subject tract.

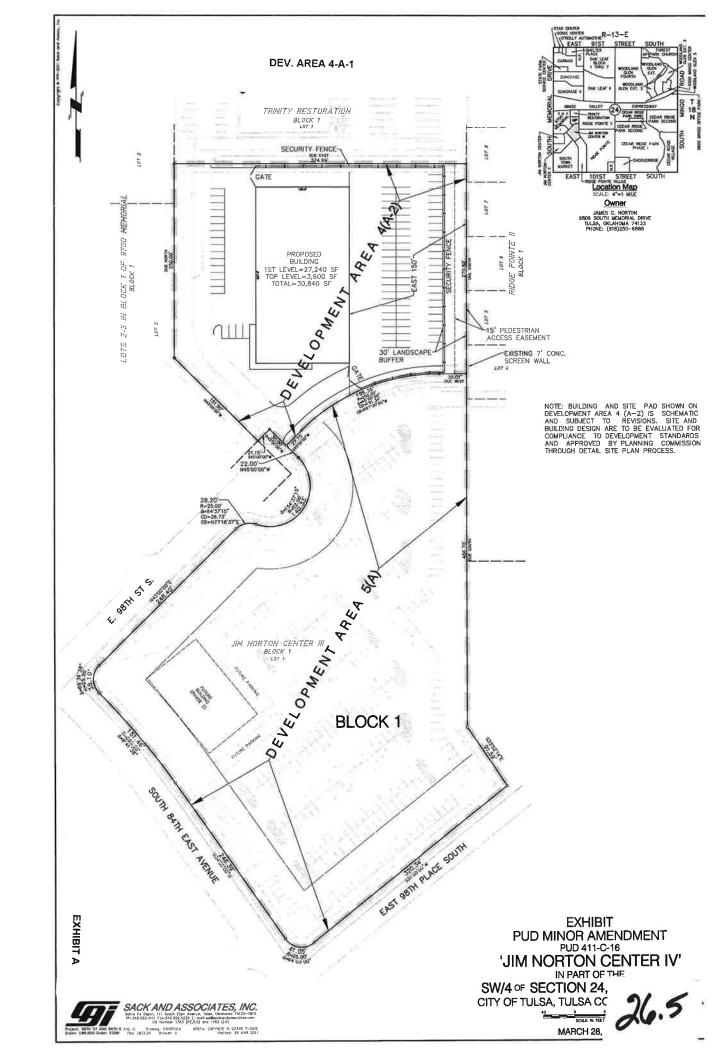
In September 2007 and March 2008 the TMAPC approved two minor amendments waiving the screening requirement for the adjacent lots to the north and south of the subject tract. Approval of this minor amendment would provide consistency in the development of the pedestrian access from East 98<sup>th</sup> Street at the Ridge Point Development to the Creek Turnpike Trail.

## Staff recommends **APPROVAL** of PUD 411-C-16 subject to:

- 1. Evergreen trees shall be planted in 25-foot intervals, fifteen feet from the existing seven foot masonry wall along the boundary in common with Ridge Pointe II;
- The trees will be planted in sufficient density and height at the time of planting as to provide adequate screening of light and noise generated by operation of the commercial use;
- 3. A wrought iron style or chain link fence similar to the fencing on the east boundary of adjacent lots to the north and south shall be installed on the east side of the row of trees to provide security for the subject tract; and
- 4. Windows shall be prohibited on the second floor of any east facing walls on the subject property.

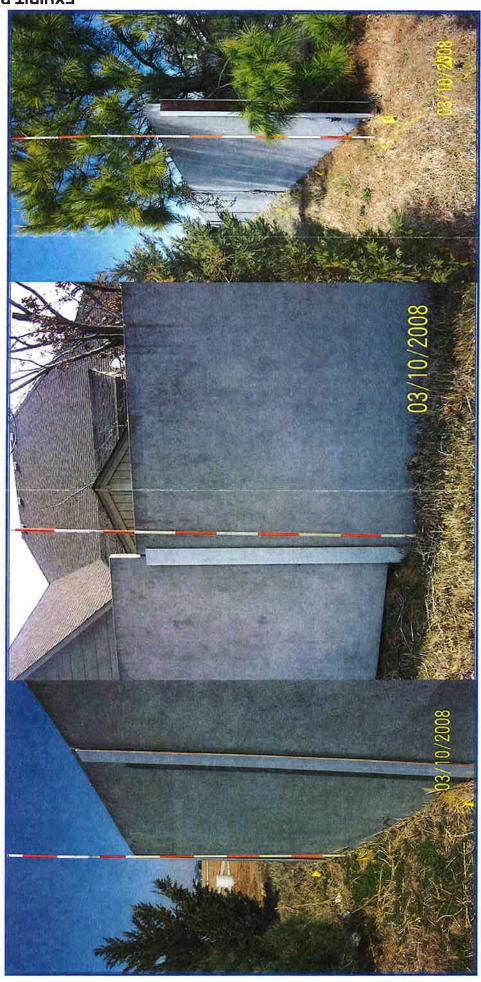
Note: Approval of a minor amendment does not constitute detail site, landscape or sign plan approval.

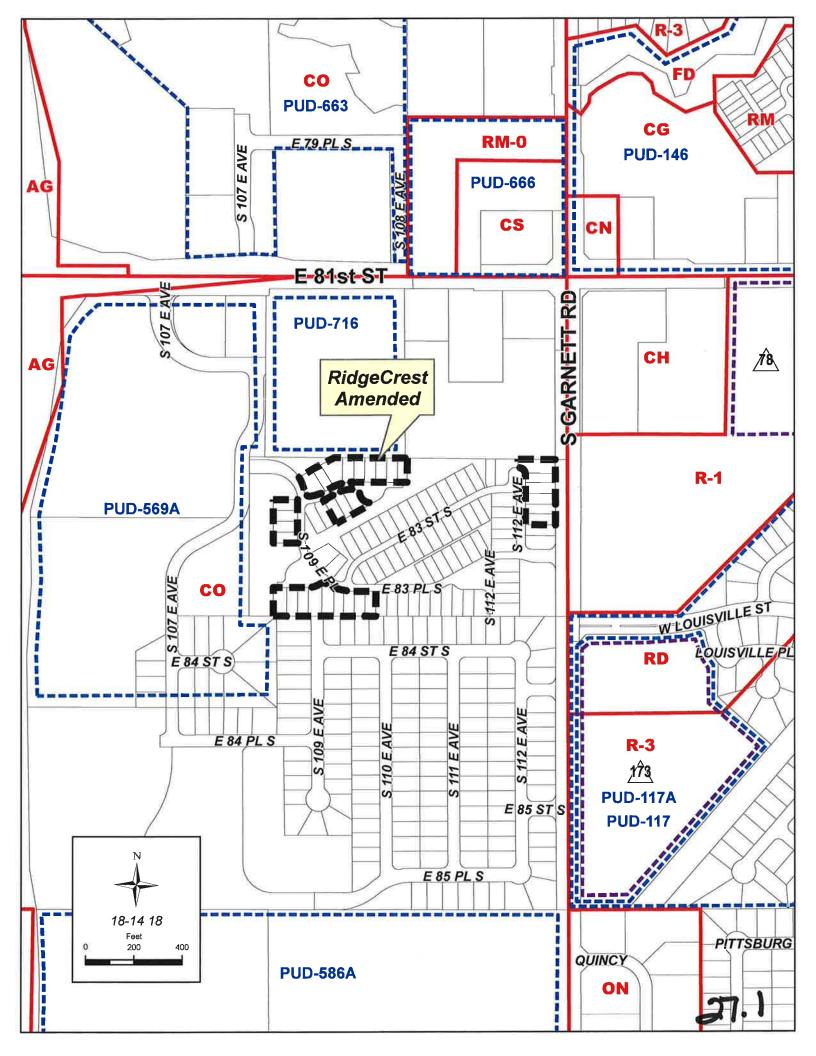
26.4

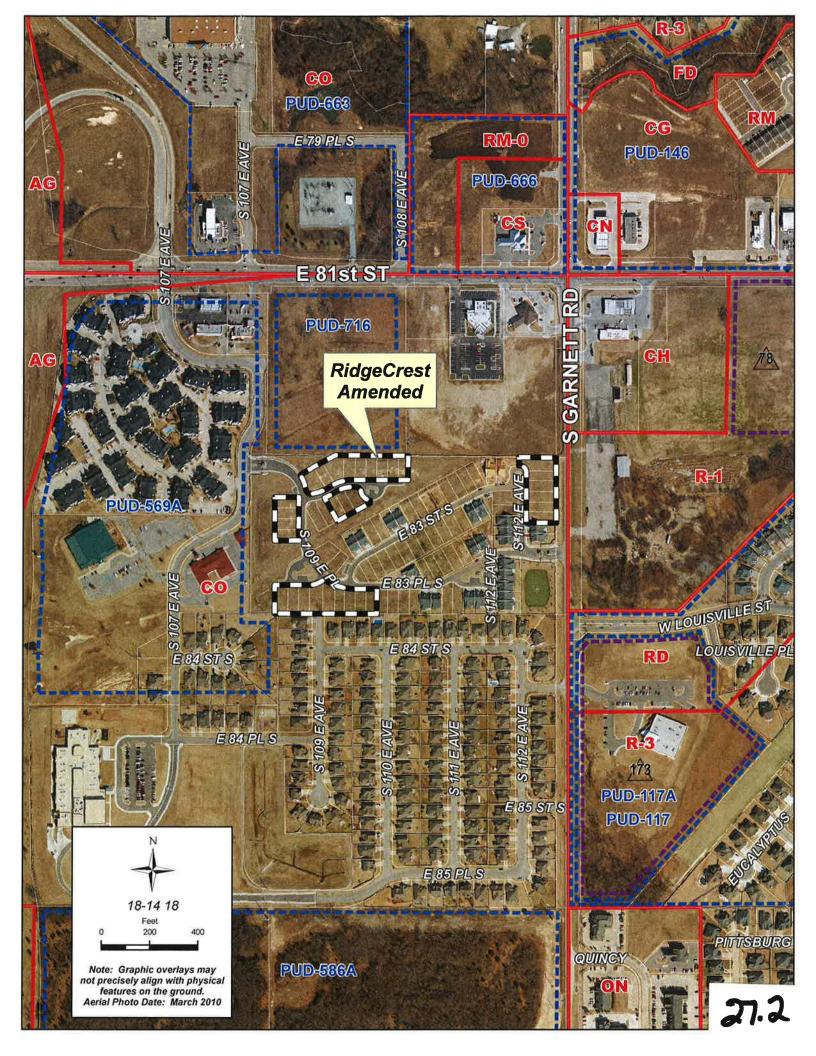




7-FOOT SCREEN WALL ALONG BOUNDARY BETWEEN SUBJECT TRACT AND RESIDENTIAL DEVELOPMENT TO THE EAST.







### MINOR SUBDIVISION PLAT

Ridgecrest Amended - (8418) (CD 8)
South of southwest corner of East 81<sup>st</sup> Street South and South Garnett Road

This plat consists of 24 Lots, 5 Blocks, on 3.77 acres.

The following issues were discussed April 7, 2011, at the Technical Advisory Committee (TAC) meeting:

- 1. Zoning: The property is zoned Corridor Site Plan Number 7024 SP 2. Several lots are being reconfigured from the original plat to allow single family dwellings (along with duplexes and townhouses and multifamily) after Council approval of the CO amendment.
- 2. Streets: No comments.
- 3. Sewer: No comment.
- 4. Water: Section 1.3.3 is not standard and should be removed.
- 5. Storm Drainage: The title for Section 1.1.3 must be "Water, Sanitary Sewer, and Storm Sewer Services". The City of Tulsa's standard language must be used for this subsection. Also in Section I, from the original plat, the subsections for "Reserve Area A" (private streets) and "Reserves B and E" (stormwater detention easements) must be included. Section II from the original plat should be included in this plat. The Amended lot owners will still have the same responsibilities that the original lot owners had. Section II.2.1 must include the Reserve language from Section III.3.1 of the previous plat.
- **6.** Utilities: Telephone, Electric, Gas, Cable, Pipeline, Others: PSO may need to relocate a transformer.
- 7. Other: Fire: No comment. GIS: Label all subdivisions within the mile section of the location map. Union Elementary number 13 is not shown. On the face of the plat match the bearings direction descriptions for Tracts A, C, D and E to what is shown in the legal description. In the line table on the face of the plat change the bearing descriptions for I.2 and L3 from NE to SW. In the curve table on the face of the plat change the chord bearing from NE to SW. Submit a subdivision control data form. This plat should be

a "stand alone" document and not be dependent on another plat to determine lot requirements. Add unchanged paragraphs from the original plat to these covenants.

Staff recommends APPROVAL of the Minor Subdivision plat subject to the TAC comments and the special and standard conditions below.

## Waivers of Subdivision Regulations:

1. None requested.

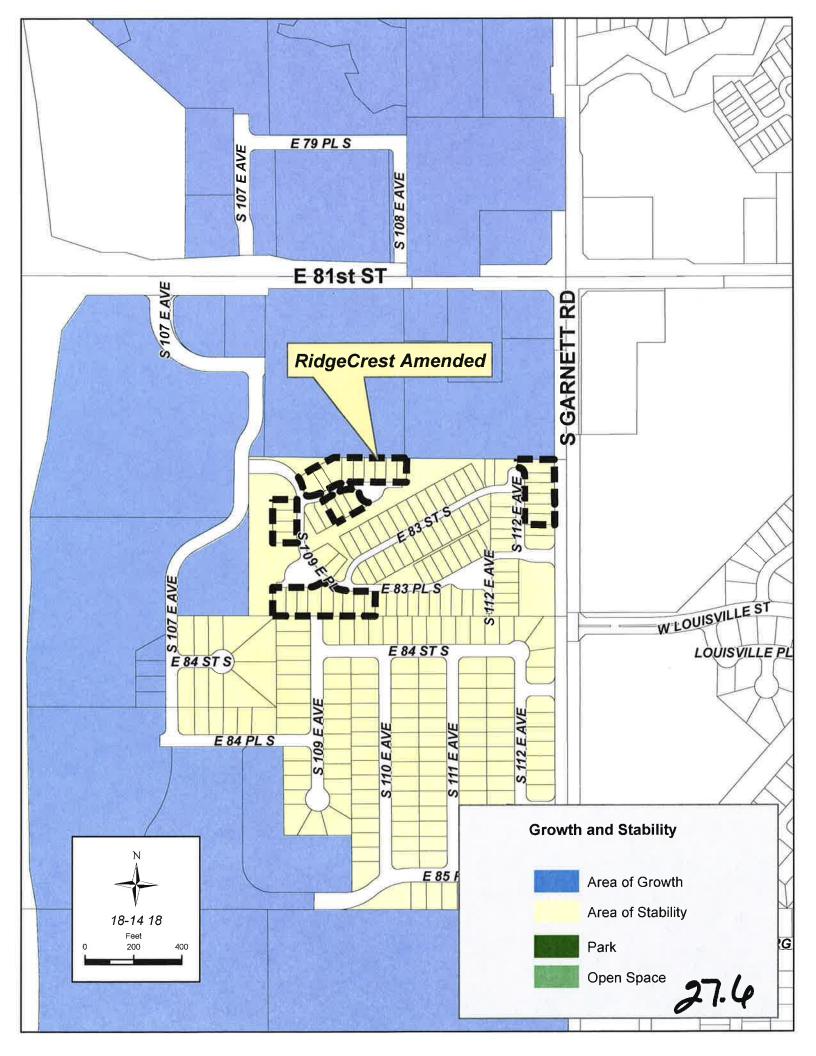
## **Special Conditions:**

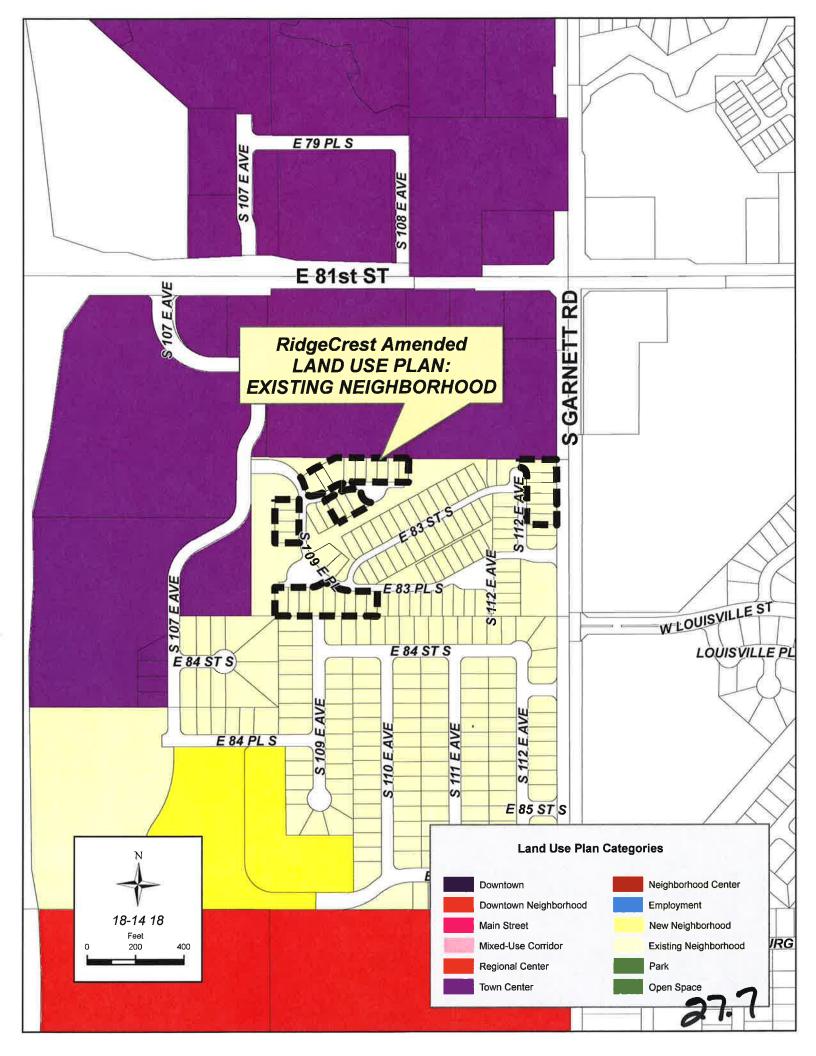
1. The concerns of the public works department and development services staff must be taken care of to their satisfaction.

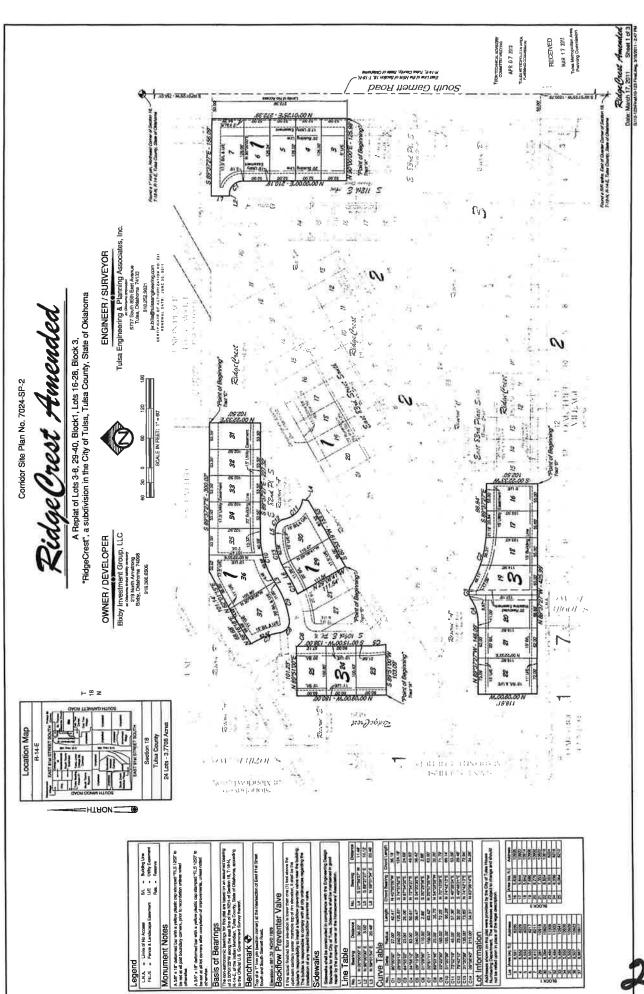
## **Standard Conditions:**

- Utility easements shall meet the approval of the utilities. Coordinate with Subsurface Committee if underground plant is planned. Show additional easements as required. Existing easements shall be tied to or related to property line and/or lot lines.
- 2. Water and sanitary sewer plans shall be approved by the Public Works Department prior to release of final plat. (Include language for W/S facilities in covenants.)
- 3. Pavement or landscape repair within restricted water line, sewer line, or utility easements as a result of water or sewer line or other utility repairs due to breaks and failures shall be borne by the owner(s) of the lot(s).
- 4. Any request for creation of a Sewer Improvement District shall be submitted to the Public Works Department Engineer prior to release of final plat.
- 5. Paving and/or drainage plans (as required) shall be approved by the Public Works Department.
- 6. Any request for a Privately Financed Public Improvement (PFPI) shall be submitted to the Public Works Department.
- 7. A topography map shall be submitted for review by TAC (Subdivision Regulations). (Submit with drainage plans as directed.)
- 8. Street names shall be approved by the Public Works Department and shown on plat.
- 9. All curve data, including corner radii, shall be shown on final plat as applicable.
- 10. Bearings, or true N/S, etc., shall be shown on perimeter of land being

- platted or other bearings as directed by the County Engineer.
- 11. All adjacent streets, intersections and/or widths thereof shall be shown on plat.
- 12. It is recommended that the developer coordinate with the Public Works Department during the early stages of street construction concerning the ordering, purchase and installation of street marker signs. (Advisory, not a condition for plat release.)
- 13. It is recommended that the applicant and/or his engineer or developer coordinate with the Tulsa City/County Health Department for solid waste disposal, particularly during the construction phase and/or clearing of the project. Burning of solid waste is prohibited.
- 14. The method of sewage disposal and plans therefor shall be approved by the City/County Health Department. [Percolation tests (if applicable) are required prior to preliminary approval of plat.]
- 15. The owner(s) shall provide the following information on sewage disposal system if it is to be privately operated on each lot: type, size and general location. (This information to be included in restrictive covenants on plat.)
- 16. The method of water supply and plans therefor shall be approved by the City/County Health Department.
- 17. All lots, streets, building lines, easements, etc., shall be completely dimensioned.
- 18. The key or location map shall be complete.
- 19. A Corporation Commission letter, Certificate of Non-Development, or other records as may be on file, shall be provided concerning any oil and/or gas wells before plat is released. (A building line shall be shown on plat on any wells not officially plugged. If plugged, provide plugging records.)
- 20. A "Letter of Assurance" regarding installation of improvements shall be provided prior to release of final plat. (Including documents required under 3.6.5 Subdivision Regulations.)
- 21. Applicant is advised of his responsibility to contact the U.S. Army Corps of Engineers regarding Section 404 of the Clean Waters Act.
- 22. All other Subdivision Regulations shall be met prior to release of final plat.
- 23. All PUD standards and conditions shall be included in the covenants of the plat and adequate mechanisms established to assure initial and continued compliance with the standards and conditions.
- 24. Private streets shall be built to City or County standards (depending upon the jurisdiction in which the plat is located) and inspected and accepted by same prior to issuance of any building permits in the subdivision.







(Published in the Tulsa Daily Commerce & Legal News,
<b>G</b>
, 2011.)
ORDINANCE NO.

AN ORDINANCE AMENDING TITLE 42, TULSA REVISED ORDINANCES. TITLED "THE TULSA ZONING CODE", RELATED TO RESTRICTIONS ON LAND USES WITHIN THE CITY OF TULSA; AMENDING SECTION 206, TITLED "STREET FRONTAGE REQUIRED", TO INCLUDE LOTS WITHIN A CORRIDOR DISTRICT DEVELOPMENT AS AN ADDITIONAL EXCEPTION FROM THE REQUIREMENT; AMENDING SECTION 601, TITLED "PRINCIPAL USES PERMITTED IN OFFICE DISTRICTS", TABLE 1, TITLED "USE UNITS PERMITTED IN OFFICE DISTRICTS", RELATED TO MIXED-USE BUILDINGS; AMENDING SECTION 603, TITLED "BULK AND AREA REQUIREMENTS IN THE OFFICE DISTRICTS", TABLE 3, TITLED "BULK AND AREA REQUIREMENTS IN THE OFFICE DISTRICTS", RELATED TO MIXED-USE BUILDINGS; AMENDING SECTION 604, TITLED "SPECIAL EXCEPTION USES IN OFFICE DISTRICTS, REQUIREMENTS", SUBSECTION B, TO DELETE CERTAIN BULK AND AREA REQUIREMENTS FOR MULTI-FAMILY USES IN OFFICE MEDIUM INTENSITY (OM) AND OFFICE MEDIUM-HIGH INTENSITY (OMH) DISTRICTS; AMENDING SECTION 701, TITLED "PRINCIPAL USES PERMITTED IN COMMERCIAL DISTRICTS", TABLE 1, TITLED "USE UNITS PERMITTED IN COMMERCIAL DISTRICTS", RELATED TO MIXED USE BUILDINGS; AMENDING SECTION 703, TITLED "BULK AND AREA REQUIREMENTS IN THE COMMERCIAL DISTRICTS", TABLE 2, TITLED "BULK AND AREA REQUIREMENTS IN THE COMMERCIAL DISTRICTS", RELATED TO MIXED-USE BUILDINGS; AMENDING SECTION 704, TITLED "SPECIAL EXCEPTION USES IN COMMERCIAL DISTRICTS, REQUIREMENTS", BY DELETING SUBSECTION A, REGARDING CERTAIN BULK AND AREA REQUIREMENTS FOR MULTI-FAMILY USES IN COMMERCIAL DISTRICTS; AMENDING SECTION 800, TITLED "PURPOSES", TO CLARIFY THE REQUIREMENT FOR AN APPROVED DEVELOPMENT PLAN AND A DETAIL SITE PLAN WITHIN A CORRIDOR ZONED DISTRICT; AMENDING SECTION 801, TITLED "PRINCIPAL USES PERMITTED IN CORRIDOR DISTRICTS", TABLE 1, TITLED "USE UNITS PERMITTED IN CORRIDOR DISTRICTS", BY ADDING A USE UNIT 25, LIGHT MANUFACTURING AND INDUSTRIAL USE; AMENDING SECTION 804 BY CHANGING THE TITLE FROM "ACCESS REQUIREMENTS" TO "CORRIDOR DEVELOPMENT PLAN" AND ESTABLISHING REQUIREMENTS FOR A CORRIDOR DEVELOPMENT PLAN: AMENDING SECTION 805, TITLED "SITE PLAN REVIEW" TO INCLUDE REVIEW OF CORRIDOR DEVELOPMENT PLANS; ADDING A NEW SECTION 806, TITLED "CORRIDOR DISTRICT ADMINISTRATION", PROVIDING PROCEDURES FOR THE APPROVAL OF A CORRIDOR SUBDIVISION PLAT; AMENDING SECTION 902, TITLED "ACCESSORY USES PERMITTED IN INDUSTRIAL DISTRICTS", TO PERMIT ACCESSORY DWELLINGS IN INDUSTRIAL DISTRICTS FOR SECURITY AND MANAGEMENT PURPOSES: AMENDING SECTION 1106, TITLED "OFF-STREET PARKING AND LOADING", TO PERMIT MODIFICATION OF OFF-STREET PARKING AND LOADING REQUIREMENTS WITHIN A PLANNED UNIT DEVELOPMENT (PUD) BY THE CITY COUNCIL, IF INCORPORATED WITHIN A SUBDIVISION PLAT; AMENDING SECTION 1212, TITLED "USE UNIT 12. EATING ESTABLISHMENTS OTHER THAN DRIVE-INS" AND SECTION 1212A, TITLED "USE UNIT 12a. ADULT ENTERTAINMENT ESTABLISHMENTS", TO PROVIDE FOR OUTDOOR SEATING ON ROOFTOPS; ADDING A NEW SUBSECTION 1212.E, TITLED "OTHER REQUIREMENTS", TO REGULATE OFF-STREET PARKING AND 12. REQUIREMENTS FOR A USE UNIT LOADING ESTABLISHMENTS OTHER THAN DRIVE-INS; AMENDING SECTION 1800, TITLED "DEFINITIONS", BY ADDING A DEFINITION FOR "MIXED-USE BUILDING""; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

#### BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That Title 42, Chapter 2, Section 206, Tulsa Revised Ordinances, be and the same is hereby amended to read as follows:

#### "SECTION 206. STREET FRONTAGE REQUIRED

No lot shall contain any building used in whole or in part for residential purposes unless such lot has a minimum of <a href="mailto:thirty">thirty</a> (30) feet of frontage on a public street or dedicated right-of-way, except as provided for a substandard lot of record, a lot within an approved Planned Unit Development or Corridor District Development, and a lot within an approved Townhouse Development."

Section 2. That Title 42, Chapter 6, Section 601, Tulsa Revised Ordinances, be and the same is hereby amended to read as follows:

### "SECTION 601. PRINCIPAL USES PERMITTED IN OFFICE DISTRICTS

The principal uses permitted in the Office Districts are designated by use units. The use units are groupings of individual uses and are fully described, including their respective off-street parking,



loading and screening requirements and other use conditions in Chapter 12. The use units permitted in Office Districts are set forth below in Table 1.

Table 1
Use Units Permitted in Office Districts\*

Use Units		Districts			
No.	Name	OL	OM	OMH	ОН
1.	Area-Wide Uses	X	X	X	X
2.	Area-Wide Special Exception Uses #	Е	E	E	E
4.	Public Protection & Utility Facilities	E	E	E	E
5.	Community Services & Similar Uses	E	X	X	X
6.	Single-Family Dwelling	<u> </u>	$\mathbf{E}\mathbf{X}^{\dagger}$	$\mathbf{E}\mathbf{X}^{\dagger}$	$\mathbf{E}\mathbf{X}^{\dagger}$
7.	Duplex Dwelling	<u>₽X</u>	$\mathbf{E}\mathbf{X}^{\dagger}$	$\mathbf{E}\mathbf{X}^{\dagger}$	$\mathbf{E}\mathbf{X}^{\dagger}$
7a.	Townhouse Dwelling	<u> </u>	$\mathbf{E}\mathbf{X}$	$\mathbf{E}\mathbf{X}$	X
8.	Multifamily Dwelling & Similar Uses	E	$\underline{\mathbf{E}}\underline{\mathbf{X}}$	$\mathbf{E}\mathbf{X}$	X
10.	Off-Street Parking Areas	X	X	X	X
11.	Offices, Studios & Support Services	$X^{**}$	X	X	X
12.	Eating Establishments Other than Drive-Ins				X
13.	Convenience Goods and Services	E****	E****	E****	E****
16.	Mini-Storage	E	E	E	E
19.	Hotel, Motel & Recreational Facilities			E***	E***

\*X = Use by Right

E = Special Exception

† = Must be within a mixed use building.

- \*\* = Drive-in bank facilities, whether a principal or accessory use, require Board of Adjustment approval of special exception in OL Districts.
- \*\*\* = Limited to hotel and motel.
  - # = Residential Treatment and Transitional Living Centers are allowed by right in OM, OMH, and OH Districts.
- \*\*\*\* = Limited to barber and beauty shops."

Ord. Nos. 17515, 17880, 18225, 18499, 18605, 19217, 19500, 20171

Section 3. That Title 42, Chapter 6, Sections 603 and 604, Tulsa Revised Ordinances, be and the same are hereby amended to read as follows:

## "SECTION 603. BULK AND AREA REQUIREMENTS IN THE OFFICE DISTRICTS

Table 3

<b>Bulk and Area Requirements in</b>	n the	<b>Office Districts</b>
--------------------------------------	-------	-------------------------

		Dist	ricts	
	OL <sup>±</sup>	OM <sup>±±</sup>	OMH <sup>±±</sup>	OH*
LOT AREA MINIMUM (Sq. Ft.)	NA	NA	NA	10,000
FRONTAGE (Min. Ft.)				
Arterial or Freeway Service Road	75	100	100	NA
Not an Arterial or Freeway Service Road	50	50	50	NA
FLOOR AREA RATIO (Maximum)	.30***	.50	2.0	8.0
BUILDING SETBACK FROM CENTERLINE OF				
ABUTTING STREET (Min. Ft.) Measured from				
centerline of abutting street; add to the distance				
designated in the column to the right, ½ of the right-of-				
way designated on the Major Street Plan or 25 feet if the				
street is not designated on the Major Street Plan:				
Arterial or Freeway Service Road	50	50	50	10
Not an Arterial or Freeway Service Road	25	25	25	10
BUILDING SETBACK FROM ABUTTING AG OR R				
DISTRICT BOUNDARY LINES (Min. Ft.)	10	10**	10**	10
BUILDING HEIGHT (Max. Ft.)	1 Story	NA	NA	NA

- † Residential use in the OL District shall comply with the bulk and area requirements of an RT District.
- †† In the OM and OMH Districts, residential buildings and the residential portions of mixed buildings shall be subject to the minimum land area per dwelling unit requirement of the RM-2 District.
- \* In the OH District, residential buildings and the residential portions of mixed buildings shall be subject to the minimum land area per dwelling unit requirement of the RM-3 District.
- \*\* Plus 2 feet of setback for each 1-foot of building height exceeding 15 feet, if the abutting property is within an RE, RS or RD District.
- \*\*\* The Board of Adjustment may allow by special exception a floor area ratio (maximum) of .40. Ord. No. 21542

# SECTION 604. SPECIAL EXCEPTION USES IN OFFICE DISTRICTS, REQUIREMENTS

The Special Exception Uses, permitted in the Office Districts, as designated in Table 1 and Table 2, are subject to the minimum requirements set out below and such additional safeguards and conditions as may be imposed by the Board of Adjustment.

A. The accessory use provisions of the Office Districts pertaining to signs apply to signs

which are accessory to uses permitted by special exception; provided that each sign permitted shall primarily identify the principal building; permitted accessory goods and services shall be secondary.

- B. Multifamily use in the OL District shall comply with the bulk and area requirements of the RM-1 District. Multifamily use in the OM and OMH Districts shall comply with the bulk and area requirements of the RM-2 District.
- C. Accessory convenience goods and services and accessory shopping goods and services in the OM and OMH Districts shall comply with the following requirements.
- 1. No convenience goods and services and shopping goods and services shall be permitted unless the principal building shall contain a minimum of fifty thousand (50,000) square feet.
- 2. The permitted convenience goods and services and shopping goods and services listed below shall be located entirely within the principal building and shall have no exterior pedestrian access except through the general building entrances.
- 3. Permitted convenience goods and services and shopping goods and services are limited to the following uses and use groupings:
  - a. Book, stationery, and office supply store;
  - b. Gift, novelty, and florist shop;
  - c. Medical, dental, optical, and orthopedic supply (prescription service only);
  - d. Tobacco and candy store.
- 4. The permitted convenience goods and services and shopping goods and services listed above shall not occupy more than ten percent (10%) of the gross floor area of the building in which located, and each goods and services use or use grouping shall be limited to a maximum of two thousand (2,000) square feet of floor area; provided that if a restaurant and/or private club is requested or existing that the total amount for all accessory uses, including restaurants and private clubs, shall not exceed twelve and one-half percent (12.5%) of the gross floor area of the principal building.
- D. Private clubs in the OM and OMH Districts, shall comply with the following requirements:
  - 1. The private club shall be located entirely within the principal building;

- 2. The private club shall not occupy more than five percent (5%) of the gross floor area of the building in which located;
  - 3. Exterior business signs identifying the private club are prohibited.
- E. Except as provided in Section 209 for public protection and utility facilities, a minimum frontage of one hundred (100) feet is a requirement of the Special Exception uses unless the use unit requirements are more restrictive, in which case the more restrictive shall control.
- F. Special housing facilities in Use Unit 2 (Area Wide Special Exception Uses), Use Unit 6 (Single-Family), and Use Unit 8 (Multifamily) shall meet applicable Use Conditions and Off-Street Parking and Loading Requirements as provided in Chapter 12.
- G. Mini-storage facilities located in the Office Districts shall comply with the following requirements:
- 1. Building height is limited to twelve (12) feet; provided, however, if the facility contains an accessory dwelling to be used for management and security purposes, the height of the dwelling shall not exceed thirty-five (35) feet.
- 2. The minimum building setback from an adjacent arterial street or freeway service road shall be fifty (50) feet, plus one-half the right-of-way designated on the Major Street Plan. The minimum building setback from an adjacent nonarterial street shall be thirty-five (35) feet. The minimum building setback from a freeway and all other boundaries shall be ten (10) feet; provided, however, the Board of Adjustment may allow less building setback in these two instances if the wall of the building is also to be used to meet the screening requirement, but in no event shall such setback be less than five (5) feet.
- 3. Building walls on the exterior of the development shall consist of masonry construction using brick, stone, stucco or concrete tilt-up panels. Metal or standard (smooth) concrete block exterior walls are not permitted for such exterior.
  - 4. The floor area ratio (FAR) shall not exceed .5.
- 5. Access doors to storage units shall not be visible at ground level from an abutting O or R district and shall not be visible from an abutting public street.
- 6. No hazardous, toxic or explosive materials are permitted to be stored in such facilities.
- 7. Open air storage is prohibited in the OL District. Open air storage is prohibited on the perimeter of the lot in an OM, OMH or OH District, but is permitted on the interior of the lot if the

storage is not visible at ground level from an abutting O or R District or any public street.

- 8. The development site shall have frontage on and access to an arterial street unless provided otherwise by the Board of Adjustment.
- 9. Only one (1) business sign shall be permitted. Location, size and height of such sign shall be determined by the Board of Adjustment; provided, however, the sign shall not exceed twenty (20) feet in height and thirty-two (32) square feet of display surface area or two-tenths (2/10) of a square foot of display surface area per lineal foot of street frontage (whichever is greater) and illumination of the sign, if any, shall be by constant light.
- 10. A screening fence or masonry wall (to be determined by the Board of Adjustment) a minimum of eight (8) feet in height is required along the lot line or lot lines in common within an R District. The wall of the buildings may be used to comply with this screening requirement with Board of Adjustment approval and in such case open spaces between perimeter buildings shall be screened with an eight (8) foot masonry wall."

  Ord. Nos. 18605, 18641, 20171

Section 4. That Title 42, Chapter 7, Section 701, Tulsa Revised Ordinances, be and the same is hereby amended to read as follows:

# "SECTION 701. PRINCIPAL USES PERMITTED IN COMMERCIAL DISTRICTS

The principal uses permitted in the Commercial Districts are designated by use units. The use units are groupings of individual uses and are fully described, including their respective off-street parking, loading and screening requirements and other use conditions in Chapter 12. The use units permitted in Commercial Districts are set forth below in Table 1.

Table 1
Use Units Permitted in Commercial Districts\*

Use Unit			Dist	ricts	
No.	Name	CS	CG	CH	CBD
1.	Area-Wide Uses	X	X	X	X
2.	Area-Wide Special Exception Uses	E	E	E	E***
4.	Public Protection & Utility Facilities	X	X	X	X
5.	Community Services & Similar Uses	X	X	X	X
6.	Single-Family Dwelling	<u> </u>	$\mathbf{E}\mathbf{X}^{\#}$	$\mathbf{E}\mathbf{X}^{\#}$ $\mathbf{E}\mathbf{X}^{\#}$	$\mathbf{E}\mathbf{X}^{\#}$ $\mathbf{E}\mathbf{X}^{\#}$
7.	Duplex Dwelling	$\mathbf{E}\mathbf{X}^{\#}$	$\mathbf{E}\overline{\mathbf{X}^{\#}}$	$\mathbf{E}\mathbf{X}^{\#}$	$\mathbf{E}\mathbf{X}^{\#}$
7a.	Townhouse Dwelling	<u> </u>	<u> EX</u>	X	X

8.	Multifamily Dwelling & Similar Uses	ΕX	ΕX	X	X
9.	Manufactured Home Dwelling		Е	E	1
10.	Off-Street Parking Areas	X	X	X	X
11.	Offices, Studios & Support Services	X	X	X	X
12.	Eating Establishments Other than Drive-Ins	X	X	X	X
12a.	Adult Entertainment Establishments	$X^{**}$	$X^{**}$	$X^{**}$	X**
13.	Convenience Goods & Services	X	X	X	X
14.	Shopping Goods & Services	X	X	X	X
15.	Other Trades & Services	Е	X	X	X
16.	Mini-Storage	$\mathbf{E}$	X	X	X
17.	Automotive & Allied Activities	$\mathbf{E}$	$X^{**}$	$X^{**}$	X**
18.	Drive-In Restaurants	E	X	X	X
19.	Hotel, Motel & Recreational Facilities	X	X	X	X
20.	Commercial Recreation: Intensive	$\mathbf{E}_{-}$	E	E	E.
21.	Business Signs & Outdoor Advertising	$\mathbf{X}^{\dagger}$	$\mathbf{X}^{\dagger}$	$\mathbf{X}^{\dagger}$	$X^{\dagger}$
22.	Scientific Research & Development		E	X	X
23.	Warehousing & Wholesaling		E	X	X
25.	Light Manufacturing & Industry		E	Е	E

- \*X = Use by Right
- \*\*X = Use Unit 12a and auto body painting within Use Unit 17 uses require Board of Adjustment approval of a special exception if the lot containing either of these uses is within 150 feet of R zoned land, other than streets or freeways which are in R Districts.
- <sup>†</sup>X = Use Unit 21 outdoor advertising signs shall only be permitted in a CS, CG, CH, or CBD zoning district when located within a freeway sign corridor.
  - E = Special Exception
- \*\*\*E = Except that tents used for special events are allowed by right on any non-right-of-way properties zoned CBD.
- # <u>= Must be located within a mixed-use building."</u>
  Ord. Nos. 17515, 17847, 18225, 18605, 19217, 21637, 21813

Section 5. That Title 42, Chapter 7, Sections 703 and 704, Tulsa Revised Ordinances, be and the same are hereby amended to read as follows:

# "SECTION 703. BULK AND AREA REQUIREMENTS IN THE COMMERCIAL DISTRICTS

Table 2

Bulk and Area Requirements in the Commercial Districts

**Districts** 

	CS <sup>±</sup>	CG <sup>±</sup>	СН	CBD
FRONTAGE (Min. Ft.)				
Arterial or Freeway Service Road	150	100	NA	NA
Not an Arterial or Freeway Service Road	50	50	NA	NA
FLOOR AREA RATIO (Maximum)	.50	.75	NA	NA
BUILDING SETBACK FROM CENTERLINE OF ABUTTING	3			
STREET (Min. Ft.) Measured from centerline of abutting	g			
street; add to the distance designated in the column to the righ	t,			
½ of the right-of-way width designated on the Major Street	et			
Plan or 25 feet if the street is not designated on the Majo	or			
Street Plan				
Arterial or Freeway Service Road	50	50	0	0
Not an Arterial or Freeway Service Road	25	25	0	0
BUILDING SETBACK FROM ABUTTING R DISTRIC	Τ			
BOUNDARY LINES (Min. Ft.)	10*	10 <sup>*</sup>	0	0
BUILDING HEIGHT (Max. Ft.)	NA	NA	NA	NA

<sup>\*</sup> Plus 2 feet of setback for each 1-foot building height exceeding 15 feet, if the abutting property is within an RE, RS or RD District.

† In the CS and CG Districts residential buildings and the residential portions of mixed buildings shall be subject to the minimum land area per dwelling unit requirements of the RM-2 District.

Ord. No. 21542

# "SECTION 704. SPECIAL EXCEPTION USES IN COMMERCIAL DISTRICTS, REQUIREMENTS

The special exception uses permitted in commercial districts, as designated in Table 1, are subject to the minimum requirements set out below and such additional safeguards and conditions as may be imposed by the Board of Adjustment.

- A. Multifamily use where permitted by special exception shall comply with the bulk and area requirements of the RM-2 District.
- B. Except as provided above, all special exception uses shall comply with the bulk and area requirements of the use district in which located.
- <u>CB</u>. Drive-in restaurants where permitted by special exception are subject to the following requirements and conditions:
- 1. Eating establishments which encourage or permit substantial in-car on-premise consumption of food shall be permitted within commercial shopping districts only in such locations as will not interfere with or detrimentally affect any adjoining or nearby residential properties;



- 2. All lighting shall be directed toward the proposed drive-in facility and away from any neighboring Residential Districts; area-wide loudspeakers or paging systems will not be allowed;
- 3. Traffic circulation shall be reviewed and approved by the Traffic Engineering Department, including the location of ingress and egress points;
- 4. The subject tract of land (proposed development site) shall have a minimum of 150 feet of frontage on a designated major arterial street.
- <u>DC</u>. Uses included within Use Units 15 and 20 where permitted by special exception are subject to the following requirements:
- 1. The permitted uses will not interfere with or detrimentally affect any adjoining or nearby residential properties;
- 2. Traffic circulation shall be reviewed and approved by the Traffic Engineering Department, including the location of ingress and egress points;
- 3. The subject tract of land (proposed development site) shall have either a minimum of 150 feet of frontage on a designated major arterial street or a minimum of 50 feet of frontage on a nonarterial street.
- ED. Special housing facilities in Use Unit 8 (Multifamily) shall meet applicable Use Conditions and Off-Street Parking and Loading Requirements as provided in Chapter 12.
- FE. Manufactured Home Development where permitted by special exception shall comply with the following bulk and area requirements:

## 1. The Manufactured Home Development:

Tract Area (Min.)

2 acres
Tract Width (Min.)

Livability Space per Dwelling Unit (Min.)

2 acres
150 feet
200 sq. ft.

Livability Space shall be provided in common areas of not less than 4,000 square feet, located so as to be conveniently accessible to the manufactured homes it is intended to serve.

Setback Abutting a Public Street: (Min.)

Measured from the centerline; add to the distance designated in the column to the right, 1/2 of right-of-way width designated on Major Street Plan, or 25 feet, if not designated on Major Street Plan:

Abutting an Arterial or Freeway Service Road

35 feet



Not Abutting an Arterial or Freeway Service Road

Setback from Perimeter Boundary, except where abutting a public street

Height (Max.)

6' screening fence (Min.) along entire boundary abutting an R District

25 feet

One-Story

### 2. Internal Requirements:

Minimum Private Street Surfacing Width	20 feet
Minimum Off-Street Paved Parking Spaces Per Unit	2
Manufactured Home Setback From Internal	
Private Street (Min.)	10 feet
Separation Between Manufactured Homes (Min.)	10 feet"

Section 6. That Title 42, Chapter 8, Sections 800 and 801, Tulsa Revised Ordinances, be and the same are hereby amended to read as follows:

#### "SECTION 800. PURPOSES

The Corridor District is established to allow and encourage high intensity multifunctional multi-use development, in compliance with an approved development plan and detail site plan, within appropriate freeway corridors, in order to:

- A. Allow for the development of a diversity of intense uses which benefit from mutual proximity and from the immediate service of high capacity thoroughfares;
- B. Allow for a wide range of lifestyles and housing types close to employment, recreational, shopping, and cultural facilities;
- C. Maximize the interrelationship between land use and transportation and in particular encourage development patterns compatible with the evolution of transit systems;
- D. Maximize the utilization of the higher capacity segments of the transportation systems; and
- E. Encourage a more productive use of land consistent with the public objectives and standards of accessibility and land use compatibility.

## SECTION 801. PRINCIPAL USES PERMITTED IN CORRIDOR DISTRICTS

The principal uses permitted in the Corridor District are designated by use units as set forth in Table 1. The use units are groupings of individual uses and are fully described, including their



respective off-street parking and loading requirements in Chapter 12. Selection of specific uses and their locations are subject to the requirements as set forth in Subsections 805.B., 805.C. and 805.D. of this chapter.

Table 1
Use Units Permitted in Corridor Districts

No.	Name
1.	Area-Wide Uses
2.	Area-Wide Special Exception Uses
4.	Public Protection & Utility Facilities
5.	Community Services & Similar Uses
6.	Single-Family Dwelling
7.	Duplex Dwelling
7a.	Townhouse Dwelling
8.	Multifamily Dwelling & Similar Uses
9.	Manufactured Home Dwelling
10.	Off-Street Parking Areas
11.	Offices, Studios & Support Services
12.	Eating Establishments Other than Drive-Ins
12a.	Adult Entertainment Establishments
13.	Convenience Goods & Services
14.	Shopping Goods & Services
15.	Other Trades & Services
16.	Mini-Storage
17.	Automotive & Allied Activities
18.	Drive-In Restaurants
19.	Hotel, Motel & Recreation Facilities
20.	Commercial Recreation: Intensive
21.	Business Signs & Outdoor Advertising
22.	Scientific Research & Development
23.	Warehousing & Wholesaling
<u>25.</u>	Light Manufacturing and Industry

Ord. Nos. 17847, 18225, 18605, 19217

Section 7. That Title 42, Chapter 8, Sections 804 and 805, Tulsa Revised Ordinances, be and the same are hereby amended to read as follows:

"SECTION 804. ACCESS REQUIREMENTS CORRIDOR DEVELOPMENT PLAN



A. General. In order to specify and determine the appropriate land uses and relationship to adjacent uses, both proposed and existing, an application for a development plan for all Corridor District zoned properties shall be filed and approved. Following the approval of a corridor development plan a detailed site plan shall be filed and approved for any portion of the approved development plan.
B. Corridor Development Plan Application. An application for a Corridor Development Plan shall be filed with the Planning Commission. The applicant shall pay an application fee in accordance with the established fee schedule. The application shall be in such form and content as required by the Planning Commission. Three (3) copies of the development plan shall accompany the application and shall consist of maps and text which contain:
Proposed development areas and requested land uses:      Proposed number of off-street parking and loading spaces, amount of open space and number and size of business signs;  3. Proposed maximum building heights and minimum building setbacks;
4. Proposed public and private vehicular and pedestrian circulation systems. In order that the traffic carrying capacity of the external transportation system may be maintained, principal vehicular access for the development should be to internal collector system whether private or public;
Proposed landscaping areas and screening:      Proposed intensity of residential uses expressed in number of dwelling units and proposed intensity of nonresidential uses expressed in floor area, allocated to the proposed
7. Sufficient surrounding area to demonstrate the relationship of the proposed development to adjoining uses, both existing and proposed;
8. Existing topographic character of the land including identification of any floodplain areas and treed areas. In instances of probable development constraints due to slope and/or soil conditions, the planning staff may require the submittal of slope and/or soil analysis;  9. An explanation of the character of development; and

- 13 -

- 10. The expected schedule of development.
- C. Public Hearing and Planning Commission Action. The Planning Commission, upon the filing of an application for a corridor development plan review, shall set the matter for public hearing and give twenty (20) days' notice thereof by publication in a newspaper of general circulation, twenty (20) days' notice of a public hearing by mailing written notice to all owners of property within a three hundred (300) foot radius of the exterior of the boundary of the property and twenty (20) days' notice of public hearing by posting a sign or signs on the property. (See Subsection 1703.C. for contents of notice.) Within sixty (60) days after the filing of an application, the Planning Commission shall conduct the public hearing and shall determine:
- 1. Whether the proposed corridor development is consistent with the Comprehensive Plan;
- 2. Whether the proposed corridor development harmonizes with the existing and expected development of surrounding areas;
- 3. Whether the proposed corridor development is a unified treatment of the development possibilities of the project site;
- 4. Whether provision has been made for proper accessibility, circulation, and functional relationships of uses;
- 5. Whether the proposed corridor development is consistent with the stated purposes and standards of this chapter.

The Planning Commission shall forward its recommendations, the application, and the site plan to the City Council for further hearings as provided in Subsection 805.D.

D. City Council Action on Corridor Development Plan. Upon receipt of an application for a corridor development plan and Planning Commission recommendation, the City Council shall hold a hearing, review the corridor development plan, approve, disapprove, modify, or return the application to the Planning Commission for further consideration. Approval of a corridor development plan by the City Council shall be authorization for the processing of a subdivision plat incorporating the provisions of the corridor development plan.

#### SECTION 805. SITE PLAN REVIEW

A. **Purposes.** By reason of potential adverse effects on public services or to neighboring land uses, site plan review and approval is required for any development within a Corridor District for the purposes of assuring compliance with the approved corridor development plan, proper

accessibility, circulation, functional relationships of uses, and compatibility with adjoining and nearby development. No building permit shall be issued nor use commenced within a Corridor District except in accordance with a subdivision plat incorporating the provisions of the site plan approved corridor development plan, submitted to and approved by the Planning Commission, and filed of record in the Office of the County Clerk of the county in which the property is located. A CO (Corridor District) zoning classification and an approved corridor development plan is are required to file and process a corridor site plan.

Chapter 17, Amendments, sets forth the procedure for processing a zoning map amendment. An application for the approval of a <u>Corridor site corridor development</u> plan may be processed simultaneously with and contingent upon an application for an amendment to the zoning map which, if successful, would result in the tract being placed in a CO Corridor District.

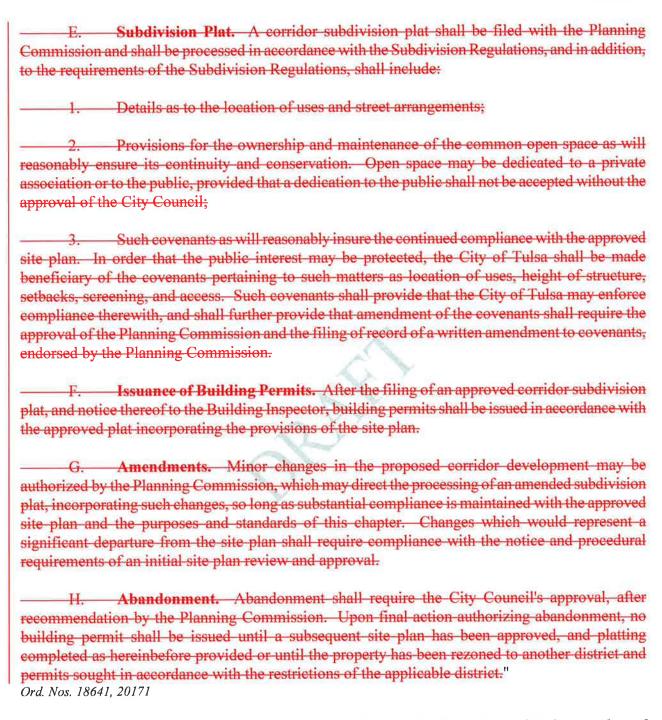
- B. Application for Site Plan Review. An application for site plan review shall be filed with the Planning Commission with three (3) copies of the site plan accompanying the filing of the application. The applicant shall pay an application fee in accordance with the established fee schedule, and additionally shall pay the newspaper publishing cost and the cost of posting appropriate signs on the subject property which fee and costs shall accompany the application. The application shall be in such format and content as the Planning Commission may by resolution establish. A site plan shall consist of maps and texts text containing:
  - 1. Proposed location of uses, including off-street parking, open spaces and public uses.
  - 2. Development standards for location, height, and size of buildings and other structures.
- 3. Proposed location of all existing or proposed site improvements, including drains, culverts, retaining walls and fences.
  - 4. Public and private vehicular and pedestrian circulation.
  - 5. Proposed location and development of buffer areas, screening and landscaping.
- 6. The approximate intensity of residential uses expressed in number of dwelling units and the approximate intensity of nonresidential uses expressed in floor area, allocated to each identifiable segment of the development.
- 7. A computation of lot area, building floor area, and building coverage for each type of proposed use.
  - 8. Proposed location, height, and size of any ground sign.

- 9. Sufficient surrounding area to demonstrate the relationship of the development to adjoining uses, both existing and proposed.
- 10. Existing topographic character of the land including identification of floodplain areas, treed areas, slope analysis and soil analysis.
- C. Public Hearing and Planning Commission Action. The Planning Commission, upon the filing of an application for site plan review, shall set the matter for public hearing and give twenty (20) days' notice thereof by publication in a newspaper of general circulation, twenty (20) days' notice of a public hearing by mailing written notice to all owners of property within a three hundred (300) foot radius of the exterior of the boundary of the property and twenty (20) days' notice of public hearing by posting a sign or signs on the property. (See Subsection 1703.C. for contents of notice.) Within sixty (60) days after the filing of an application, the Planning Commission shall conduct the public hearing and shall determine:

  1. Whether the proposed corridor development is consistent with the Comprehensive Plan;
- 2. Whether the proposed corridor development harmonizes with the existing and

expected development of surrounding areas;

- 3. Whether the proposed corridor development is a unified treatment of the development possibilities of the project site;
- 4. Whether provision has been made for proper accessibility, circulation, and functional relationships of uses;
- 5. Whether the proposed corridor development is consistent with the stated purposes and standards of this chapter.
- The Planning Commission shall forward its recommendations, the application, and the site plan to the Board of City Commissioners for further hearings as provided in Subsection 805.D.
- D. City Council Action on Site Plan Review. Upon receipt of the application, site plan, and Planning Commission recommendation, the City Council shall hold a hearing, review the site plan, approve, disapprove, modify, or return the site plan to the Planning Commission for further consideration. Approval by the City Council shall be authorization for the processing of a subdivision plat incorporating the provisions of the site plan.



Section 8. That a new Title 42, Chapter 8, Section 806, Tulsa Revised Ordinances be and the same is hereby enacted to read as follows:

### "SECTION 806. CORRIDOR DISTRICT ADMINISTRATION

- A. Subdivision Plat. A corridor subdivision plat shall be filed with the Planning Commission and shall be processed in accordance with the Subdivision Regulations. In addition to the requirements of the Subdivision Regulations, a corridor subdivision plat shall include:
  - 1. Details as to the location of uses and street arrangements:
- 2. Provisions for the ownership and maintenance of the common open space as will reasonably ensure its continuity and conservation. Open space may be dedicated to a private association or to the public, provided that a dedication to the public shall not be accepted without the approval of the City Council;
- 3. Such covenants as will reasonably insure the continued compliance with the approved site plan. In order that the public interest may be protected, the City of Tulsa shall be made beneficiary of the covenants pertaining to such matters as location of uses, height of structure, setbacks, screening, and access. Such covenants shall provide that the City of Tulsa may enforce compliance therewith, and shall further provide that amendment of the covenants shall require approval by both of the Planning Commission and the City of Tulsa and the filing of record of a written amendment to covenants, endorsed by the Planning Commission and the City of Tulsa.
- B. Issuance of Building Permits. After the filing of an approved corridor subdivision plat and notice thereof to the Building Inspector/Code Official, building permits shall be issued in accordance with the approved plat incorporating the provisions of the site plan.
- C. Amendments. Minor changes in the proposed corridor development plan may be authorized by the Planning Commission, which shall direct the processing of an amended site plan and subdivision plat, incorporating such changes, so long as substantial compliance is maintained with the approved site plan and the purposes and standards of this chapter. Changes which would represent a significant departure from the site plan shall require compliance with the notice and procedural requirements of an initial site plan review and approval.
- D. Abandonment. Abandonment of an approved corridor development plan shall require the City Council's approval, after recommendation by the Planning Commission. Upon final action authorizing abandonment, no building permit shall be issued until a subsequent corridor development plan has been approved, and platting completed as hereinbefore provided or until the property has been rezoned to another district and permits sought in accordance with the restrictions of the applicable district."
- Section 9. That Title 42, Chapter 9, Section 902, Tulsa Revised Ordinances, be and the same is hereby amended to read as follows:

"SECTION 902. ACCESSORY USES PERMITTED IN INDUSTRIAL DISTRICTS

### A. Accessory Uses Permitted.

- 1. Accessory uses customarily incident to a principal use permitted in an Industrial District are permitted in such district.
- 2. An accessory dwelling for the purposes of security or owner/management is permitted all Industrial Districts.

### B. Accessory Use Conditions.

- 1. Accessory buildings shall meet the minimum building setback lines of the applicable district.
- 2. An accessory building erected as an integral part of the principal building shall be structurally a part thereof, shall have a common wall therewith, and shall comply with the requirements applicable to the principal building.
- 3. Accessory storage of materials, equipment, or products, within 200' of an abutting R District, shall be screened by the erection of a screening wall or fence along the lot line or lines in common with the abutting R District.
- 4. Accessory Signs in the IL, IM and IH District are subject to the use conditions of Use Unit 21."

Section 10. That Title 42, Chapter 11, Section 1106, Tulsa Revised Ordinances, be and the same is hereby amended to read as follows:

### "SECTION 1106. OFF-STREET PARKING AND LOADING

Within a PUD, off-street parking and loading spaces shall be provided as specified in the applicable use units and in conformance with the requirements of Chapter 13, Off-Street Parking and Loading; provided, however, no modification of off-street parking and loading requirements of any applicable use units and Chapter 13 of this title shall be permitted unless a subdivision plat incorporating the provisions and requirements is submitted to and approved by the Planning Commission and the City Council and filed of record in the office of the County Clerk of the county in which the property is located, except that Subsection 1301.B and Section 1302 shall not apply. Required spaces may be provided on the lot containing the uses for which it is intended to serve or in common areas. Common parking area shall be designed and located so as to be accessible to the uses it is intended to serve. Provisions for the ownership and maintenance of common parking space as will ensure its continuity and conservation shall be incorporated in the subdivision plat, in compliance with the provisions of Subsection 1107.F."

Ord. No. 17922

Section 11. That Title 42, Chapter 12, Sections 1212 and 1212a, Tulsa Revised Ordinances, be and the same are hereby amended to read as follows:

# "SECTION 1212. USE UNIT 12. EATING ESTABLISHMENTS OTHER THAN DRIVE-INS

A. **Description.** Eating establishments, including carry out eating establishments, except drive-in restaurants permitting in car consumption of food or drink.

## B. Included Uses.

Cafeteria

Coffee shop

Delicatessen

Restaurant, and other similar eating establishments\*

### C. Use Conditions.

- 1. The uses included in Use Unit 12 shall take place within a completely enclosed building, except outdoor customer seating (includes rooftop seating) is permitted, whether uncovered or covered by a tent or canopy, provided:
  - a. The outdoor customer seating area shall abut the building wall of the business, except for rooftop seating, but extend no closer to the street than the building setback requirements;
  - b. The outdoor customer seating area shall not occupy or use required parking spaces or access aisles;
  - c. The outdoor customer seating area exceeding 10% of the indoor building floor area of the principal use shall be considered floor area for purposes of determining off-street parking and loading requirements as set forth herein; and
  - d. Noise from any outdoor entertainment activity shall not be audible from any abutting R District.

<sup>\*</sup>An accessory use bar which is customarily incidental and subordinate to a principal use restaurant is included in this use unit.

2. The uses included in Use Unit 12, when located within a district other than an R District and located on a lot which is abutting an R District, shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.

## D. Off-Street Parking and Loading Requirements.

Uses	Parking Spaces	<b>Loading Berths</b>
Eating Establishment	1 per 100 sq. ft. of floor area	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area

### E. Other Requirements.

- 1. Only vehicles which are accessory to permitted principal uses on the lot shall be permitted to be parked on the lot. Such vehicles shall include customer's vehicles, repair or service vehicles, and those vehicles driven in the ordinary course of the principal user's business.
- 2. Except for the purpose of immediate loading or unloading, accessory vehicles or trailers in excess of 1-1/2 tons capacity, or accessory vehicles or trailers with signs that exceed 32 square feet that direct attention to a business, service, commodity, or entertainment offered or sold on the premises shall not be parked closer to the street than the nearest building wall unless granted a special exception from the Board of Adjustment."

Ord. Nos. 17830, 17847, 17907

## "SECTION 1212a. USE UNIT 12a. ADULT ENTERTAINMENT ESTABLISHMENTS

A. **Description.** Businesses which cater primarily to adults 21 years of age and above and which sell and serve intoxicating beverages and/or low-point beer (as defined by Oklahoma statutes) on the premises and all sexually oriented businesses.

#### B. Included Uses:

Bar/Tavern
Beer Bar
Billiard Parlor/Pool Hall
Night Club
Private Club
Sexually Oriented Business

#### C. Use Conditions:

- 1. The uses included in Use Unit 12a, when located on a lot which is abutting an R District shall be screened from the abutting R District by the erection and maintenance of a screening wall or fence along the lot line or lines in common with the R District.
- 2. Sexually Oriented Businesses shall meet the conditions set forth in Section 705 of this code.
- 3. Adult Entertainment Establishments, other than Sexually Oriented Businesses, shall meet the following spacing standards; provided, however, that the spacing standards shall not apply to accessory use bars as defined in this code:
  - a. Public entrance doors shall be located at least 50 feet from an R District, which shall be measured in a straight line from the nearest point on a residential zoning district boundary line (not including residentially zoned expressway right-of-way) to the nearest public entrance door of the Adult Entertainment Establishment; and
  - b. Shall be located a minimum of 300 feet from a public park, school or church, which shall be measured from the nearest point on the property line of a park, school or church to the nearest public entrance door of the Adult Entertainment Establishment measured along the street right-of-way line providing the nearest direct route usually traveled by pedestrians between such points; for purposes of determining measured distance, property situated on the opposite side of the street from such park, school or church shall be considered as if it were located on the same side of the street with the park, school or church; and
  - c. Shall be spaced 300 feet from any other Adult Entertainment Establishment listed in Use Unit 1212a., except in the Central Business District (CBD), which 300 feet shall be measured in a straight line from the nearest point of the wall of the portion of the building in which said business is conducted, to the nearest point of the wall of the portion of the building in which another adult entertainment business is conducted.

Church, as used herein, shall mean all contiguous property owned or leased by a church upon which is located the principal church building or structure, irrespective of any interior lot lines.

School, of the type which offers a compulsory education curriculum, as used herein, shall mean all contiguous property owned or leased by a school upon which is located the principal school building(s) irrespective of any interior lot lines.

- 4. The uses included in Use Unit 12a. shall take place within a completely enclosed building, except outdoor customer seating (includes rooftop seating) is permitted, whether uncovered or covered by a tent or canopy, provided:
  - a. The outdoor customer seating area shall abut the building wall of the business, except for rooftop seating, but extend no closer to the street than the building setback requirements;
  - b. The outdoor customer seating area shall not occupy or use required parking spaces or access aisles;
  - c. The outdoor customer seating area exceeding 10% of the indoor building floor area of the principal use shall be considered floor area for purposes of determining off-street parking and loading requirements as set forth herein; and
  - d. Noise from any outdoor entertainment activity shall not be audible from any abutting R District.
  - 5. All uses included within Use Unit 1212a shall be reviewed by the Board of Adjustment at a public hearing to determine if they comply with all applicable spacing requirements. Notice of the public hearing shall be given as provided in Section 1603 of this code.

## D. Off-Street Parking and Loading Requirements.

Uses	Parking Spaces	<b>Loading Berths</b>
Bar, Beer Bar, Tavern, Billiard Parlor, Night Club, Pool Hall, Private Club	1 per 75 sq. ft. of floor area	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area
Sexually Oriented Business: Adult Amusement or Entertainment	1 per 75 sq. ft. of floor area	1 per 5,000 to 10,000 sq. ft. plus 1 per each additional 15,000 sq. ft. of floor area
Motel	1 per room plus 1 per manager	1 per 5,000 to 10,000 sq. ft. plus 1 for each additional 15,000 sq. ft. of floor area
Theater	1 per 4 seats or 1 per booth plus 1 per manager	1 per 5,000 to 10,000 sq. ft. plus 1 for each additional 15,000 sq. ft. of floor area
	22	

All other such uses

1 per 225 sq. ft. of floor area

1 per 5,000 to 10,000 sq. ft. plus 1 for each additional 15,000 sq. ft. of floor area"

Ord. Nos. 17847, 17907, 18751, 19217, 20952

Section 12. That Title 42, Chapter 18, Section 1800, Tulsa Revised Ordinances, be and the same is hereby amended by adding a definition for "Mixed-Use Building", to read as follows:

"Mixed-Use Building: A building that includes both residential and non-residential uses, provided that when only one or two dwellings are within a building, the total residential use shall not exceed fifty percent (50%) of the building's total square footage."

- Section 13. SEVERABILITY CLAUSE. If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.
- Section 14. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.
- Section 15. EMERGENCY CLAUSE. That an emergency is now declared to exist for the preservation of the public peace, health and safety, by reason whereof this ordinance shall take effect immediately from and after its passage, approval and publication.

ADOPTED by the Council:	<u> </u>	
	Date	
	Chairman of the Council	
ADOPTED as an emergency measure:		
ADOF TED as an emergency measure.	Date	
	Chairman of the Council	
OFFICE OF THE MAYOR		
Received by the Mayor:	, at	

	Date	Time
		Dewey F. Bartlett Jr., Mayor
	By_	Secretary
APPROVED by the Mayor at	of the City of Tulsa, Ok	lahoma:Date
(Seal) ATTEST:	-	Mayor
City Clerk	_ <	
APPROVED:	OP.P.	