TULSA METROPOLITAN AREA PLANNING COMMISSION
Meeting No. 2748
June 21, 2017, 1:30 PM
175 East 2nd Street, 2nd Level, One Technology Center
Tulsa City Council Chamber

CONSIDER, DISCUSS AND/OR TAKE ACTION ON:

Call to Order:

REPORTS:

Chairman's Report:

Work Session Report:

Director's Report:
Review TMAPC Receipts for the month of May 2017

1. Minutes of June 7, 2017, Meeting No. 2747

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.


4. **LS-21011** (Lot-Split) (CD 3) – Location: Northeast of the northeast corner of East King Street and North Sheridan Road (Related to LC-905) (Continued from June 7, 2017)

5. **LC-905** (Lot-Combination) (CD 3) – Location: Northeast of the northeast corner of East King Street and North Sheridan Road (Related to LS-21011) (Continued from June 7, 2017)
6. **LS-21013** (Lot-Split) (CD 8) – Location: Northeast corner of South Canton Avenue and East 84th Street South (Related to LC-906, LC-907 and LC-908)

7. **LC-906** (Lot-Combination) (CD 8) – Location: Northeast corner of South Canton Avenue and East 84th Street South (Related to LS-21013, LC-907 and LC-908)

8. **LC-907** (Lot-Combination) (CD 8) – Location: Northeast corner of South Canton Avenue and East 84th Street South (Related to LS-21013, LC-906 and LC-908)

9. **LC-908** (Lot-Combination) (CD 8) – Location: Northeast corner of South Canton Avenue and East 84th Street South (Related to LS-21013, LC-906 and LC-907)

10. **LS-21014** (Lot-Split) (CD 1) – Location: West of the Northwest corner of North Union Avenue and West Pine Place

11. **LC-909** (Lot-Combination) (County) – Location: South of the southwest corner of South Harvard Avenue and East 181st Street South (Related to LS-21015)

12. **LS-21015** (Lot-Split) (County) – Location: South of the southwest corner of South Harvard Avenue and East 181st Street South (Related to LC-909)

13. **LS-21016** (Lot-Split) (County) – Location: East of the northeast corner of East 111th Street North and North Cincinnati Avenue

14. **LC-910** (Lot-Combination) (CD 4) – Location: South of the southwest corner of South Harvard Avenue and East 16th Street South

15. **LC-911** (Lot-Combination) (CD 2) – Location: West of the Northwest corner of East 61st Place South and South Harvard Avenue

16. **LC-912** (Lot-Combination) (CD 3) – Location: South of the southeast corner of South 66th East Avenue and East Admiral Place

17. **LS-21017** (Lot-Split) (County) – Location: Northeast corner of South Elwood Avenue and West 171st Street South

18. **LC-913** (Lot-Combination) (CD 8) – Location: East of the southeast corner of South 70th East Avenue and East 106th Street South (Related to LC-914 and LS-21018 on Public Hearing)

19. **LC-914** (Lot-Combination) (CD 8) – Location: East of the southeast corner of South 70th East Avenue and East 106th Street South (Related to LC-913 and LS-21018 on Public Hearing)

20. **LC-915** (Lot-Combination) (County) – Location: North of the northwest corner of East 171st Street South and South Peoria Avenue (Related to LS-21019)
21. **LS-21019** (Lot-Split) (County) – Location: North of the northwest corner of East 171st Street South and South Peoria Avenue (Related to LC-915)

22. **LS-21021** (Lot-Split) (CD 7) – Location: West of the northwest corner of East 51st Street South and South 129th East Avenue

23. **Z-6010-SP-3b Eric Sack** (CD 7) Location: West of the northwest corner of State Farm Boulevard and South 129th East Avenue requesting a **Corridor Minor Amendment** reallocate floor area for a lot split.

24. **PUD-684-3 Jonathan Cowan** (CD 2) Location: South of the southwest corner of East 81st Street South and South Lewis Avenue requesting a **PUD Minor Amendment** to allow up to 65 square foot wall sign on tower element of apartment clubhouse

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

**PUBLIC HEARINGS:**


31. **LS-21018** (Lot-Split) (CD 8) Location: East of the southeast corner of South 70th East Avenue and East 106th Street South (Related to LC-913 and LC-914 on Consent Agenda)

32. **Cottages at Addison Creek** (CD 8) Preliminary Plat, Location: North of the northwest corner of East 131st Street South and South Sheridan Road

33. **Addison Creek** (CD 8) Preliminary Plat, Location: North of the northwest corner of East 131st Street South and South Sheridan Road *(North and west of proposed Cottages at Addison Creek Preliminary Plat)*

34. **CPA-62 Pam Chandler** (CD 3) Location: West of the southwest corner of East 36th Street North and North Sheridan Road requesting to amend the Comprehensive Plan Land Use Map from Existing Neighborhood to Employment (Related to Z-7396) (Continued from June 7, 2017)

35. **Z-7396 Pam Chandler** (CD 3) Location: West of the southwest corner of East 36th Street North and North Sheridan Road requesting rezoning from RMH to IM with optional development plan (Related to CPA-62) (Continued from June 7, 2017)

36. **Z-7394 Lou Reynolds** (CD 2) Location: North of the northwest corner of South 57th West Avenue and West 23rd Street requesting rezoning from RS-3 to IL (Continued from June 7, 2017) (Related to Z-7394 Plat Waiver)

37. **Z-7394 Plat Waiver** (CD 2) Location: North of the northwest corner of South 57th West Avenue and West 23rd Street (Related to Z-7394)

38. **Z-7393 Nathan Cross** (CD 7) Location: requesting rezoning from RS-3/CS to CG with optional development plan. *(Applicant requests a continuance to July 5, 2017)*

39. **CPA-63 Wallace Engineering/Carolyn Back** (CD 2) Location: Northwest corner of West 91st Street and South Elwood Avenue requesting to amend the Comprehensive Plan Land Use Map from Park and Open Space to Employment and the Stability and Growth Map from Area of Stability to an Area of Growth (Related to Z-7397)
40. **Z-7397 Wallace Engineering/Carolyn Back** (CD 2) Location: Northwest corner of West 91st Street and South Elwood Avenue requesting rezoning from AG/IL to AG/CG with optional development plan. (Related to CPA-63)

**OTHER BUSINESS**

41. 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 cell phones and pagers must be turned off during the Planning Commission.

Visit our website at [www.tmapc.org](http://www.tmapc.org) email address: esubmit@incog.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.
### TMAPC RECEIPTS
Month of May 2017

<table>
<thead>
<tr>
<th>ZONING</th>
<th>ITEM</th>
<th>CITY</th>
<th>COUNTY</th>
<th>TOTAL RECEIVED</th>
<th>ITEM</th>
<th>CITY</th>
<th>COUNTY</th>
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<td>(575.00)</td>
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### LAND DIVISION

| Minor Subdivision          | 0    | $0.00  | $0.00  | $0.00          | 3    | $975.00 | $975.00 | 1,950.00      |
| Preliminary Plats          | 2    | 1,195.00| 1,195.00| 2,390.00       | 25   | 11,451.25| 11,451.25| 22,902.50     |
| Final Plats                | 2    | 1,020.00| 1,020.00| 2,040.00       | 16   | 6,634.97| 6,634.97| 13,269.94     |
| Plat Waviors               | 8    | 1,000.00| 1,000.00| 2,000.00       | 22   | 2,750.00| 2,750.00| 5,500.00      |
| Lot Splits                 | 15   | 750.00  | 750.00  | 1,500.00       | 125  | 6,645.00| 6,645.00| 13,290.00     |
| Lot Combinations           | 13   | 650.00  | 650.00  | 1,300.00       | 119  | 6,250.00| 6,250.00| 12,500.00     |
| Other                      | 1    | 25.00   | 25.00   | 50.00          | 12   | 1,250.00| 1,250.00| 2,500.00      |
| NSF                        | 0.00  | 0.00   | 0.00   | 0.00           |      | (50.00) | (50.00) | (100.00)      |
| Refunds                    | 0.00  | 0.00   | 0.00   | 0.00           |      | 0.00    | 0.00    | 0.00           |
|                             |      |        |        | $4,640.00      |      | $4,640.00| $4,640.00| $71,812.44    |

### TMAPC COMP

| Comp Plan Amendment        | 3    | $750.00| $750.00| $750.00        | 8    | $2,000.00| $2,000.00| $2,000.00      |
| Refund                     |      | $0.00  | $0.00  | $0.00          |      | $0.00    | $0.00    | $0.00          |
|                             |      |        |        | $750.00        |      | $750.00  | $750.00| $750.00       |

### BOARDS OF ADJUSTMENT

| Fees                       | 28   | $9,950.00| $1,600.00| $11,550.00 | 216  | $61,450.00| $20,650.00| $82,100.00     |
| Refunds                    | (250.00) | 0.00 | (250.00) | (250.00) | 171  | ($1,300.00)| $0.00    | ($1,300.00)    |
| NSF Check                  | 0.00  | 0.00    | 0.00    | 0.00         |      | 0.00     | 0.00    | 0.00           |
|                             | $9,700.00| $1,600.00| $11,300.00| $60,150.00 |      | $20,650.00| $80,800.00| $80,800.00    |

### TOTAL

|                             | $26,140.00| $17,290.00| $43,430.00| $165,261.22| $123,761.22| $289,022.44 |

### LESS WAIVED FEES *

|                             | $0.00 | $0.00 | ($3,312.31) | ($3,312.31) |

### GRAND TOTALS

|                             | $26,140.00| $17,290.00| $43,430.00| $161,948.91| $123,761.22| $285,710.13 |

* Advertising, Signs & Postage Expenses for City of Tulsa Applications with Fee Waivers.
May, 2017

TMAPC Receipt Comparison

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<td>Comp Plan Amendments</td>
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6/14/2017
**Case Number:** Z-6010-SP-3b  
**Minor Amendment**

**Hearing Date:** June 21, 2017

**Case Report Prepared by:**  
Jay Hoyt

**Owner and Applicant Information:**  
Applicant: Sack and Associates, Inc.

Property Owner: American Southwest Properties

**Location Map:**  
(shown with City Council Districts)

![Location Map](image)

**Applicant Proposal:**  
Concept summary: Corridor Minor amendment to reallocate floor area for a lot split.

Gross Land Area: 10.83 acres

Location: West of the NW/c State Farm Blvd. and South 129th East Ave.

12151 East State Farm Blvd.

**Zoning:**  
Existing Zoning: CO  
Proposed Zoning: No Change

**Comprehensive Plan:**  
Land Use Map: Employment  
Growth and Stability Map: Growth

**Staff Recommendation:**  
Staff recommends approval

**Staff Data:**  
TRS: 9429  
CZM: 49  
Atlas: 987

**City Council District:** 7  
**Councilor Name:** Anna America

**County Commission District:** 1  
**Commissioner Name:** John Smaligo
SECTION I: Z-6010-SP-3b Minor Amendment

STAFF RECOMMENDATION

Amendment Request: Modify the Corridor Plan to reallocate floor area for a lot split.

Currently, Tract 1A is allocated 141,571 sf of floor area. The applicant is proposing to split Tract 1A into two tracts of equal lot area, Tracts 1A-W (West Tract) and 1A-E (East Tract). Tract 1A-W would be allocated 100,661 sf of floor area from the original allowable. Tract 1A-E would be allocated the remaining 40,910 sf of floor area.

Staff Comment: This request can be considered a Minor Amendment as outlined by Section 25.040D.3.b(5) of the Corridor District Provisions of the City of Tulsa Zoning Code.

"Minor amendments to an approved corridor development plan may be authorized by the Planning Commission, which may direct the processing of an amended development plan and subdivision plat, incorporating such changes, so long as substantial compliance is maintained with the approved development plan."

Staff has reviewed the request and determined:

1) The requested amendment does not represent a significant departure from the approved development standards in the Corridor Development Plan.

2) All remaining development standards defined in Z-6010-SP-3 and subsequent minor amendments shall remain in effect.

Exhibits included with staff recommendation:

INCOG zoning case map
INCOG aerial photo
Applicant Minor Amendment Text
Applicant Lot Split Plan

With considerations listed above, staff recommends approval of the minor amendment request to reallocate floor area for a lot split.
**Current Floor Area Allocation**

<table>
<thead>
<tr>
<th>Tract 1A, Undivided Tract</th>
<th>Gross Area</th>
<th>Floor Area Allocation</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>10.8334 AC</td>
<td>141,571 SF</td>
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**Proposed Floor Area Allocation**

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<tr>
<th>Tract 1A-W, West Tract</th>
<th>Gross Area</th>
<th>Floor Area Allocation</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>5.4167 AC</td>
<td>100,661 SF</td>
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<table>
<thead>
<tr>
<th>Tract 1A-E, East Tract</th>
<th>Gross Area</th>
<th>Floor Area Allocation</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>5.4167 AC</td>
<td>40,910 SF</td>
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</table>

All other development standards and requirements remain in full force and affect and are unchanged by this amendment to allocate floor area.
<table>
<thead>
<tr>
<th><strong>TMAPC</strong></th>
<th><strong>Case Report Prepared by:</strong></th>
<th><strong>Location Map:</strong></th>
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<tbody>
<tr>
<td>Tulsa Metropolitan Area Planning Commission</td>
<td>Jay Hoyt</td>
<td>(shown with City Council Districts)</td>
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<table>
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<tr>
<th><strong>Case Number:</strong></th>
<th><strong>PUD-684-3</strong></th>
<th><strong>Applicant Proposal:</strong></th>
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</thead>
<tbody>
<tr>
<td><strong>Minor Amendment</strong></td>
<td>Concept summary: PUD minor amendment to allow up to 65 sf wall sign on tower element of apartment clubhouse</td>
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<table>
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<tr>
<th><strong>Hearing Date:</strong></th>
<th><strong>June 21, 2017</strong></th>
<th><strong>Gross Land Area:</strong></th>
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<table>
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<tr>
<th><strong>Owner and Applicant Information:</strong></th>
<th><strong>Applicant: Jonathan Cowen</strong></th>
<th><strong>9.74 acres</strong></th>
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<td><strong>Property Owner:</strong></td>
<td>Crown Wind River, LLC</td>
<td><strong>Location:</strong></td>
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<table>
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<th><strong>Zoning:</strong></th>
<th><strong>OM/RM-1/PUD-684</strong></th>
<th><strong>South of the SW/c East 81st St South and South Lewis Ave.</strong></th>
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<tr>
<td><strong>Existing Zoning:</strong></td>
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<td><strong>8836 South Lewis Ave</strong></td>
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<td>No Change</td>
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<td><strong>Development Area G-1</strong></td>
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<tr>
<th><strong>Comprehensive Plan:</strong></th>
<th><strong>Land Use Map:</strong> Regional Center</th>
<th><strong>Staff Recommendation:</strong></th>
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<tbody>
<tr>
<td><strong>Growth and Stability Map:</strong> Growth</td>
<td></td>
<td>Staff recommends approval.</td>
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<th><strong>Staff Data:</strong></th>
<th><strong>City Council District:</strong></th>
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<td>CZM: 52</td>
<td><strong>Councilor Name:</strong> Jeannie Cue</td>
<td><strong>Commissioner Name:</strong> Ron Peters</td>
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<td>Atlas: 1424</td>
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SECTION I: PUD-684-3 Minor Amendment

STAFF RECOMMENDATION

Amendment Request: Modify the PUD Development Standards to allow up to 65 sf wall sign on tower element of the clubhouse for Win River.

Currently, one wall sign per building wall, not to exceed 32 sf are allowed. Freestanding signs are allowed 0.2 sf per liner foot of frontage. At 449 feet of frontage, 90 sf of freestanding signage would be allowed.

The applicant has stated that the intent for the tower sign is to be used in lieu of a freestanding sign. The sign will be located on the face of the tower that faces S. Lewis Ave.

Staff Comment: This request can be considered a Minor Amendment as outlined by Section 30.010.I.2.c(1) of the City of Tulsa Zoning Code.

“Modification to approved signage, provided the size, location, number and character (type) of signs is not substantially altered.”

Staff has reviewed the request and determined:

1) The requested amendment does not represent a significant departure from the approved development standards in the PUD.

2) All remaining development standards defined in PUD-684 and subsequent amendment shall remain in effect.

Exhibits included with staff recommendation:

INCOG zoning case map
INCOG aerial photo
Applicant Exhibits:
    Proposed Signage Exhibit

With considerations listed above, staff recommends approval of the minor amendment request to allow up to 65 sf wall sign on tower element of the clubhouse.
Kim,

I spoke with the applicant yesterday and they would like to withdraw the agenda items listed below;

- LS-21002
- LS-21003
- LS-21004
- LS-21005
- LS-21006
- LC-902

Thank you.

Amy Ulmer | Assistant Planner, Land Development Services
2 West Second Street, Suite 800
Tulsa, OK 74130
918.579.9471
918.579.9571 fax
aulmer@incog.org

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Yvonne Hovell

Thank you for the clarity

Yvonne Hovell

Tulsa Urban Development Group, LLC dba URBAN8

www.urban8tulsa.com/

On Tue, Jun 13, 2017 at 3:44 PM, Ulmer, Amy <aulmer@incog.org> wrote:

Yvonne,

Items 25-30
You will need to contact the title company to create the deeds. As I mentioned below, your lot-splits will result in four newly created parcels, with four new legal descriptions. There will need to be deeds for each of those new tracts. According to my files you are missing one legal description, you have the legal description for Reserve “B” but not the remainder tract. Once you’ve obtained that new legal description/exhibit from the surveyor please send me a copy so I can add it to your application.

Also, please confirm that you would like to withdraw the following agenda items:

- LS-21002
- LS-21003
- LS-21004
- LS-21005
- LS-21006
- LC-902

This leaves LS-21001 and LS-21007, which reflect the revised legal descriptions/exhibits for Reserve Area “A” and Reserve Area “B”.

Let me know if you have any other questions.

Amy Ulmer | Assistant Planner, Land Development Services
2 West Second Street, Suite 800
Tulsa, OK 74130
918.579.9471
918.579.9571 fax
aulmer@incog.org

From: Yvonne Hovell [mailto:yhovell@holstongroup.com]
Sent: Tuesday, June 13, 2017 1:14 PM
To: Ulmer, Amy
Subject: Re: Third & Greenwood property
Amy

Thank you for your time and your recommendations during our meeting this morning.

I am trying to remember what was suggested that I contact the title company to amend or correct. Can you help direct me?

--

Yvonne Hovell

Tulsa Urban Development Group, LLC dba URBAN8

www.urban8tulsa.com/

On Tue, Jun 13, 2017 at 12:20 PM, Ulmer, Amy <aulmer@incog.org> wrote:

Yvonne,

Great to meet you this afternoon. This email is to confirm that you would like to withdraw the following agenda items:

- LS-21002
- LS-21003
- LS-21004
- LS-21005
- LS-21006
- LC-902

This leaves LS-21001 and LS-21007, which reflect the revised legal descriptions/exhibits for Reserve Area “A” and Reserve Area “B”.

As for the deeds, a title company usually prepares those. Your lot-splits will result in four newly created parcels, with four new legal descriptions. There will need to be deeds for each of those new tracts. According to my files you are missing one legal description, you have the legal description for Reserve “B” but not the remainder tract.
Once you’ve obtained that new legal description/exhibit from the surveyor please send me a copy so I can add it to your application. Let me know if you have any other questions.

Amy Ulmer | Assistant Planner, Land Development Services

2 West Second Street, Suite 800
Tulsa, OK 74130

918.579.9471
918.579.9571 fax

aulmer@incog.org

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Yvonne Hovell
Tulsa Urban Development Group, LLC dba URBAN8
www.urban8tulsa.com/
**Case Number:** LS-21018  
Lot-Split  
(Related to LC-913 and LC-914 on Consent Agenda)  
**Hearing Date:** June 21, 2017

<table>
<thead>
<tr>
<th><strong>Case Report Prepared by:</strong></th>
<th><strong>Owner and Applicant Information:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Amy Ulmer</td>
<td>Applicant: Mark B. Capron</td>
</tr>
<tr>
<td></td>
<td>Property Owners: Alan W. Carlton Revocable Trust</td>
</tr>
</tbody>
</table>

**Location Map:**  
(shown with County Commission Districts)

![Location Map Image]

**Applicant Proposal:**  
Proposal to split an existing AG tract into three tracts.

- The lot-split requires a waiver of the Subdivision Regulations that no lot have more than three side lot lines.
- Existing Use: Vacant
- Tract A-1 Size: 17.44 ± acres
- Tract A-2 Size: 1.4 ± acres
- Location: East of the Southeast corner of South 70th East Avenue and East 106th Street South

**Comprehensive Plan:**  
Land Use Map: New Neighborhood

Stability and Growth Map: Area of Growth

**Zoning:**  
Existing Zoning: AG

<table>
<thead>
<tr>
<th><strong>Staff Recommendation:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Staff recommends approval of the lot-split and the waiver of the Subdivision Regulations that no lot have more than three side lot lines.</td>
</tr>
</tbody>
</table>

| **City Council District:** 8  
**Councilor Name:** Phil Lakin, Jr. |
|-------------------------------|-----------------------------------|
| **County Commission District:** 3  
**Commissioner Name:** Ron Peters |
Lot-Split and Waiver of Subdivision Regulations

June 21, 2017

LS-21018
Alan W. Carlton Revocable Trust, (8326) (AG) (Council District 8)
Location: East of the Southeast corner of South 70th East Avenue and East 106th Street South

The Lot-Split proposal is to split an existing AG (Agriculture) tract into two tracts. Tract A-1 and Tract A-2 will meet the Bulk and Area requirements of the City of Tulsa Zoning Code with the concurrent lot-combination applications (LC-913 and LC-914).

The Technical Advisory Committee met on June 21, 2017 and had the following comment. Development Services requests a mutual access easement across Tract B to the east that is subject to LC-913.

The proposed lot-split would not have an adverse affect on the surrounding properties and staff recommends APPROVAL of the lot-split and the waiver of the Subdivision Regulations that no lot have more than three side lot lines.
### TMAPC

Tulsa Metropolitan Area Planning Commission

<table>
<thead>
<tr>
<th>Case: Cottages at Addison Creek</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hearing Date: June 21, 2017</td>
</tr>
</tbody>
</table>

#### Case Report Prepared by:
Nathan Foster

#### Owner and Applicant Information:
- **Applicant:** Tanner Consulting, LLC
- **Owner:** Stone Horse Development, LLC

#### Location Map:
(shown with City Council Districts)

#### Applicant Proposal:
- Preliminary Subdivision Plat
- 47 lots, 8 blocks, 10.25± acres
- **Location:** North of the northwest corner of East 131st Street South and South Sheridan Road

#### Zoning:
RS-3/PUD-812

#### Staff Recommendation:
Staff recommends approval of the Preliminary Plat

#### City Council District:
- **8**

#### Councilor Name:
- Phil Lakin

#### County Commission District:
- **3**

#### Commissioner Name:
- Ron Peters

**EXHIBITS:** Site Map, Aerial, Land Use, Growth & Stability, Preliminary Plat Submittal
PRELIMINARY SUBDIVISION PLAT

Cottages at Addison Creek - (CD 8)
North of the northwest corner of East 131st Street South and South Sheridan Road

This plat consists of 47 lots, 5 blocks, 2 reserve areas on 10.258± acres for use as a single-family residential subdivision.

The Technical Advisory Committee (TAC) met on June 1, 2017 and provided the following conditions:

1. **Zoning:** The property is currently zoned RS-3 with Planned Unit Development 812. All lots shown on the preliminary plat conform to the lot and building regulations of RS-3 in the City of Tulsa Zoning Code.

2. **Transportation & Traffic:** Ensure access and limits of no access measurements equal the total boundary distance. Include sidewalk language in deed of dedication.

3. **Sewer:** Utility easements along streets are shown as 15'. Utility easements for lots adjacent to reserve areas are shown as 11'. Provide 17.5' utility easements or a release from the City of Tulsa for easements as shown.

4. **Water:** The proposed 20' restricted waterline easement shall be exclusive without other easements overlapping. Alternatively, provide a 17.5' utility easement along both sides of streets and establish the 30' roadway as a reserve and utility easement.

5. **Engineering Graphics:** Submit a subdivision control data sheet with final plat. Provide addresses for individual lots. Label the property being platted as “site” or “project location” in the location map. Correct subdivision statistics to reflect 5 blocks. Show only filed plats in the location map and label all other property as unplatted. Under the “Basis of Bearing” heading provide a bearing angle between two known points associated with this plat. Graphically label the Point of Beginning. Correct subdivision statistics to reflect accurate number of blocks. Show property pins set/found graphically.

6. **Fire:** No comments.

7. **Stormwater, Drainage, & Floodplain:** The majority of the subject property is located within the FEMA 100-year Floodplain as well as the City of Tulsa Regulatory Floodplain. All delineated floodplain boundaries, including City of Tulsa Regulatory Floodplain, must be clearly and accurately shown on the plat with base flood elevations labeled. It is recommended that the current effective map panels with map effective dates also be placed on the plat. Any proposed development within the floodplain must meet the floodplain development requirements of the City of Tulsa Revised Ordinances, Title 11-A and Title 51 as well as all City drainage standards. Proposed changes to the floodplain boundaries or flood elevations will be subject to floodplain map revisions.
8. **Utilities: Telephone, Electric, Gas, Cable, Pipeline, Others:** All utilities indicated to serve the site must provide a release prior to final plat approval. Provide a Certificate of Records Search from the Oklahoma Corporation Commission to verify no oil & gas activity on the site.

**Waivers of Subdivision Regulations:**

1. None Requested

Staff recommends **APPROVAL** of the preliminary subdivision plat subject to the conditions provided by TAC and the requirements of the Subdivisions Regulations.
SUBJECT TRACT
LAND USE PLAN
NEW NEIGHBORHOOD
**Case:** Addison Creek  
**Hearing Date:** June 21, 2017

**Case Report Prepared by:** 
Nathan Foster

**Owner and Applicant Information:**  
**Applicant:** Tanner Consulting, LLC  
**Owner:** Stone Horse Development, LLC

**Location Map:** (shown with City Council Districts)

![Map Image]

**Applicant Proposal:**  
Preliminary Subdivision Plat  
114 lots, 9 blocks, 56.41± acres  
*Location: North of the northwest corner of East 131\textsuperscript{st} Street South and South Sheridan Road*  
*(North and west of proposed Cottages at Addison Creek preliminary plat)*

**Zoning:** RS-3

**Staff Recommendation:**  
Staff recommends **approval** of the Preliminary Plat

**City Council District:** 8  
**Councilor Name:** Phil Lakin  
**County Commission District:** 3  
**Commissioner Name:** Ron Peters

**EXHIBITS:** Site Map, Aerial, Land Use, Growth & Stability, Preliminary Plat Submittal
PRELIMINARY SUBDIVISION PLAT

Addison Creek - (CD 8)
North of the northwest corner of East 131st Street South and South Sheridan Road (North and west of proposed Cottages at Addison Creek Preliminary Plat)

This plat consists of 114 lots, 9 blocks, 7 reserve areas on 56.41± acres for use as a single-family residential subdivision.

The Technical Advisory Committee (TAC) met on June 1, 2017 and provided the following conditions:

1. **Zoning:** The property is currently zoned RS-3. All lots shown on the preliminary plat conform to the lot and building regulations of RS-3 in the City of Tulsa Zoning Code.

2. **Transportation & Traffic:** Ensure access and limits of no access measurements equal the total boundary distance. Include sidewalk language in deed of dedication. Ensure maintenance and access through Reserve E is included in deed of dedication.

3. **Sewer:** Proposed easements along streets and subdivision perimeter are less than 17.5' recommended by subdivision regulations. City of Tulsa must approve and release easements for final plat.

4. **Water:** Waterlines must be installed 8' off of property lines within a dedicated utility easement. Recommended that 17.5' utility easements are provided on each side of all roadways.

5. **Engineering Graphics:** Submit a subdivision control data sheet with final plat. Provide addresses for individual lots. Label the property being platted as “site” or “project location” in the location map. Show only filed plats in the location map and label all other property as unplatted. Under the “Basis of Bearing” heading provide a bearing angle between two known points associated with this plat. Graphically label the Point of Beginning. Correct subdivision statistics to reflect accurate number of blocks. Show property pins set/found graphically.

6. **Fire:** No comments.

7. **Stormwater, Drainage, & Floodplain:** The majority of the subject property is located within the FEMA 100-year Floodplain as well as the City of Tulsa Regulatory Floodplain. All delineated floodplain boundaries, including City of Tulsa Regulatory Floodplain, must be clearly and accurately shown on the plat with base flood elevations labeled. It is recommended that the current effective map panels with map effective dates also be placed on the plat. Any proposed development within the floodplain must meet the floodplain development requirements of the City of Tulsa Revised Ordinances, Title 11-A and Title 51 as well as all City drainage standards. Proposed changes to the floodplain boundaries or flood elevations will be subject to floodplain map revisions.
8. Utilities: Telephone, Electric, Gas, Cable, Pipeline, Others: All utilities indicated to serve the site must provide a release prior to final plat approval. Provide a Certificate of Records Search from the Oklahoma Corporation Commission to verify no oil & gas activity on the site.

Waivers of Subdivision Regulations:

1. None Requested

Staff recommends APPROVAL of the preliminary subdivision plat subject to the conditions provided by TAC and the requirements of the Subdivisions Regulations.
Preliminary Plat

ADDISON CREEK

PART OF THE NORTH HALF OF THE SOUTHEAST QUARTER IN said ADDISON CREEK tract, COUNTY OF TULSA, STATE OF OKLAHOMA.

SECTION 3, TOWNSHIP 84 NORTH, RANGE 88 WEST, SEC. 3, TULSA COUNTY, OKLAHOMA, A SUBDIVISION OF THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA.

DEED OF DEDICATION

The Oklahoma Gas and Electric Company, hereinafter called the "Company," does hereby enter into the following dedication:

SECTION A - PUBLIC STREETS, EASEMENTS AND UTILITY RIGHTS

A. Easements and Utilities

1. The Company hereby dedicates to the public the right of way to the public streets and utilities indicated below. The public streets and utilities shall be dedicated in such manner as to provide for the necessary right of way for the construction, operation and maintenance of said public streets and utilities.

2. The dedication of the public streets and utilities shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of the public streets and utilities in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of the public streets and utilities.

B. Undeveloped Areas

1. Undeveloped areas shall be used for storm sewer systems, water and sewer systems, and any other public utilities as may be determined by the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of undeveloped areas shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of undeveloped areas in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of undeveloped areas.

C. Storm Drainage

1. Storm drainage shall be provided for in accordance with the standards of the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of storm drainage systems shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of storm drainage systems in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of storm drainage systems.

D. Reserve Areas

1. Reserve areas shall be provided for in accordance with the standards of the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of reserve areas shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of reserve areas in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of reserve areas.

E. Reserved Areas

1. Reserved areas shall be used for the reserved purposes indicated below.

2. The dedication of reserved areas shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of reserved areas in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of reserved areas.

F. Service Easements

1. Service easements shall be provided for in accordance with the standards of the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of service easements shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of service easements in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of service easements.

G. Undeveloped Areas

1. Undeveloped areas shall be used for undeveloped purposes as may be determined by the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of undeveloped areas shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of undeveloped areas in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of undeveloped areas.

H. Easements

1. Easements shall be provided for in accordance with the standards of the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of easements shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of easements in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of easements.

I. Underground Utilities

1. Underground utilities shall be provided for in accordance with the standards of the City of Tulsa, Tulsa County, or any other local governmental entity.

2. The dedication of underground utilities shall be effective upon the recording of this plat. The dedication shall be binding upon the Company and all subsequent owners of any real property created by this plat.

3. The Company hereby reserves the right to alter, amend or modify the dedication of underground utilities in accordance with applicable laws and regulations.

4. The Company hereby agrees to indemnify and hold harmless the City of Tulsa, Tulsa County, and any other local governmental entity, from any and all claims, damages, losses, or expenses arising from the dedication of underground utilities.
<table>
<thead>
<tr>
<th><strong>Case Number:</strong> CPA-62</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Comprehensive Plan Amendment</strong> (related to Z-7396)</td>
</tr>
<tr>
<td><strong>Hearing Date:</strong> June 21, 2017</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Case Report Prepared by:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Amy Ulmer</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Location Map:</strong> (shown with City Council Districts)</th>
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<tbody>
<tr>
<td><img src="image_url" alt="Location Map" /></td>
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</table>

<table>
<thead>
<tr>
<th><strong>Owner and Applicant Information:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Applicant:</strong> Pam Chandler</td>
</tr>
<tr>
<td><strong>Property Owners:</strong> Gary &amp; Janet Orton</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Applicant Proposal:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Land Use Map change from <strong>Existing Neighborhood</strong> to <strong>Employment</strong></td>
</tr>
<tr>
<td><strong>Existing Use:</strong> Vacant</td>
</tr>
<tr>
<td><strong>Proposed Use:</strong> Truck Dispatch Location &amp; Office Space</td>
</tr>
<tr>
<td><strong>Tract Size:</strong> 14.19 ± acres</td>
</tr>
<tr>
<td><strong>Location:</strong> West of the Southwest corner of East 36th Street North &amp; North Sheridan Road</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Comprehensive Plan:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Land Use Map:</strong></td>
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<tr>
<td><strong>Existing:</strong> Existing Neighborhood</td>
</tr>
<tr>
<td><strong>Proposed:</strong> Employment</td>
</tr>
<tr>
<td><strong>Stability and Growth Map:</strong></td>
</tr>
<tr>
<td><strong>Existing:</strong> Area of Growth</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th><strong>Zoning:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Existing Zoning:</strong> RMH/RS-3</td>
</tr>
<tr>
<td><strong>Proposed Zoning:</strong> IM with optional development plan</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>Staff Recommendation:</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Staff recommends <strong>approval</strong> of the Employment designation.</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>City Council District:</strong> 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Councilor Name:</strong> David Patrick</td>
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<table>
<thead>
<tr>
<th><strong>County Commission District:</strong> 1</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Commissioner Name:</strong> John Smaligo</td>
</tr>
</tbody>
</table>
I. PROPERTY INFORMATION AND LAND USE REQUEST

<table>
<thead>
<tr>
<th>Existing Land Use: Existing Neighborhood</th>
</tr>
</thead>
<tbody>
<tr>
<td>Existing Stability and Growth designation: Area of Growth</td>
</tr>
<tr>
<td>Proposed Land Use: Employment</td>
</tr>
<tr>
<td>Location: W of SW/c e 36th St N &amp; N Sheridan Rd</td>
</tr>
<tr>
<td>Size: 14.19 ± acres</td>
</tr>
</tbody>
</table>

A. Background

The land use assigned for this area at the time of adoption of the 2010 Tulsa Comprehensive Plan is Existing Neighborhood, with a Stability and Growth Map designation of Area of Growth. The undeveloped parcel is located south of the entrance to both the Tulsa Zoo and Mohawk Park. The surrounding area contains a mixture of uses including a mobile home park to the west; single-family residences to the east; a CS zoned cell tower and a designated park and open space to the north; and vacant AG zoned land to the south.

There are two separate parcels that the abut the property to the north; a vacant parcel with a land use designation of Park and Open Space and Area of Stability and a CS zoned parcel with an Existing Neighborhood land designation and Area of Growth. The areas immediately south of the site are designated as an Existing Neighborhood and as an Area of Growth and an Area of Stability. The applicant has submitted this proposed Comprehensive Plan amendment and a concurrent rezoning application (Z-7396) with an optional development plan to allow for offices and storage of commercial vehicles.
B. Existing Land Use and Growth Designations (Tulsa Comprehensive Plan)

An Existing Neighborhood land use designation was assigned for the subject area at the time of the adoption of the Tulsa Comprehensive Plan in 2010:

“The Existing Residential Neighborhood category is intended to preserve and enhance Tulsa’s existing single family neighborhoods. Development activities in these areas should be limited to the rehabilitation, improvement or replacement of existing homes, and small-scale infill projects, as permitted through clear and objective setback, height, and other development standards of the zoning code. In cooperation with the existing community, the city should make improvements to sidewalks, bicycle routes, and transit so residents can better access parks, schools, churches, and other civic amenities.”

When the new Tulsa Comprehensive Plan was developed and adopted in 2010, the subject tract was designated as an Area of Growth:

“The purpose of Areas of Growth is to direct the allocation of resources and channel growth to where it will be beneficial and can best improve access to jobs, housing, and services with fewer and shorter auto trips. Areas of Growth are parts of the city where general agreement exists that development or redevelopment is beneficial. As steps are taken to plan for, and, in some cases, develop or redevelop these areas, ensuring that existing residents will not be displaced is a high priority. A major goal is to increase economic activity in the area to benefit existing residents and businesses, and where necessary, provide the stimulus to redevelop.

Areas of Growth are found throughout Tulsa. These areas have many different characteristics but some of the more common traits are close proximity to or abutting an arterial street, major employment and industrial areas, or areas of the city with an abundance of vacant land. Also, several of the Areas of Growth are in or near downtown. Areas of Growth provide Tulsa with the opportunity to focus growth in a way that benefits the City as a whole. Development in these areas will provide housing choice and excellent access to efficient forms of transportation including walking, biking, transit, and the automobile.”
C. Proposed Land Use and Growth Designations (Tulsa Comprehensive Plan)

The applicant is proposing an Employment land use designation on the subject site.

"Employment areas contain office, warehousing, light manufacturing and high tech uses such as clean manufacturing or information technology. Sometimes big-box retail or warehouse retail clubs are found in these areas. These areas are distinguished from mixed-use centers in that they have few residences and typically have more extensive commercial activity."

"Employment areas require access to major arterials or interstates. Those areas, with manufacturing and warehousing uses must be able to accommodate extensive truck traffic, and rail in some instances. Due to the special transportation requirements of these districts, attention to design, screening and open space buffering is necessary when employment districts are near other districts that include moderate residential use."

D. Zoning and Surrounding Uses:

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Zoning</th>
<th>Existing Land Use Designation</th>
<th>Area of Stability or Area of Growth</th>
<th>Existing Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>South</td>
<td>AG</td>
<td>Existing Neighborhood</td>
<td>Area of Growth</td>
<td>Vacant</td>
</tr>
<tr>
<td>East</td>
<td>RS-3/AG</td>
<td>Existing Neighborhood</td>
<td>Area of Growth</td>
<td>Residential</td>
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<tr>
<td>West</td>
<td>RMH</td>
<td>Existing Neighborhood</td>
<td>Area of Growth</td>
<td>Residential/ Mobile Home Park</td>
</tr>
</tbody>
</table>
E. Applicant’s Justification:

As part of the amendment application, the applicant is asked to justify their amendment request. Specifically, they are asked to provide a written justification to address:

1. How conditions on the subject site have changed, as well as those on adjacent properties and immediate area;
2. How changes have impacted the subject site to warrant the proposed amendment; and;
3. How the proposed change will enhance the surrounding area and the City of Tulsa.

The applicant provided the following justification as part of their application:

“Band B Leasing believes approval of the request for zoning from RMH (Rural Mobile Home) to IM(Industrial Medium) will enhance property values around it.

The businesses will provide jobs and diversity of mixed use zoning in the area.

There are no comparables in the area. The growth of residential properties in the area have not increased in several years.

The City of Tulsa owns several properties in close proximity that are already zoned Commercial. A property close to the east is zoned IM and has an established business.

Neighborhoods where values are relatively lower and already experiencing a downward trend in advance of the project completion.

It is not surprising to observe industrial development rights allocated in localities where house values are on the decline.”

F. Staff Summary & Recommendation:

The applicant is proposing to change the current Existing Neighborhood land use designation into an Employment designation to accommodate office space and commercial vehicle storage. This is a unique situation in which the subject lot and the tracts directly to the east and west were designated Existing Neighborhood and Area of Growth when the Comprehensive Plan was adopted in 2010. Existing Neighborhood designations are typically coupled with Areas of Stability.

The applicant has stated that “the growth of residential properties in the area have not increased in several years”. However, there is a concern that changes in land use designations will destabilize existing residential uses on adjacent properties. To ensure
appropriate setbacks between the existing residences immediately to the east and west, the requested rezone will be accompanied by an optional development plan.

The subject lot is in close proximity to industrial and commercial uses. The majority of the properties to the east are large IL zoned lots with Employment and Area of Growth designations. As stated by the Comprehensive Plan, common traits of an Area of Growth are “close proximity to or abutting an arterial street, major employment and industrial areas, or areas of the city with an abundance of vacant land”. Providing infill development aligns with the Comprehensive Plan’s goals for Areas of Growth. An expansion of the Employment land use designation onto these lots would eliminate inconsistencies with the Area of Growth map designation.

Staff recommends approval of the Employment land use designation as submitted by the applicant.
**Case Report Prepared by:**
Dwayne Wilkerson

**Location Map:**
(shown with City Council Districts)

![Location Map Image]

**Zoning:**

*Existing Zoning:* RMH/RS-3

*Proposed Zoning:* IM with optional development plan

**Comprehensive Plan:**

*Land Use Map:* Existing Neighborhood
*Proposed Land Use Designation:* Employment Stability and Growth Map: Area of Growth

**Location District:** 3

**Staff Data:**

<table>
<thead>
<tr>
<th>TRS</th>
<th>CZM</th>
<th>Atlas</th>
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</thead>
<tbody>
<tr>
<td>0322</td>
<td>30</td>
<td>439</td>
</tr>
</tbody>
</table>

**Case Number:** Z-7396 with optional development plan
(related to CPA-62)

**Hearing Date:** June 21, 2017

**Owner and Applicant Information:**

*Applicant:* Pam Chandler

*Property Owner:* ORTON, GARY HOWARD AND JANET JO

**Applicant Proposal:**

*Present Use:* Undeveloped wooded site

*Proposed Use:* Fleet vehicle repair and maintenance, business offices

*Concept summary:* Rezoning and comprehensive plan amendment to support light industrial uses along 36th Street North West of Sheridan and the Airport.

*Tract Size:* 14.19 ± acres

*Location:* West of southwest corner of E. 36 St. N. and N. Sheridan Rd.

**Staff Recommendation:**

Staff recommends denial of IM zoning.

In conjunction with the comprehensive plan amendment, staff recommends approval for IL zoning with the optional development plan standards included in Section II of the staff report.

**City Council District:** 3

*Councilor Name:* David Patrick

**County Commission District:** 1

*Commissioner Name:* John Smaligo

---

35.1

REVISED 6/15/2017
SECTION I: Z-7396
DEVELOPMENT CONCEPT:
The first phase of the anticipated project is for a tree maintenance company and include outdoor storage of equipment, a business office and possibly maintenance building. It is possible that multiple buildings could be constructed on the site.

EXHIBITS:
- INCOG Case map
- INCOG Aerial (small scale)
- INCOG Aerial (large scale)
- Tulsa Comprehensive Plan Land Use Map
- Tulsa Comprehensive Plan Areas of Stability and Growth Map
- Applicant Exhibits: None

SECTION II: OPTIONAL DEVELOPMENT PLAN STANDARDS
Z-7396 with the optional development plan standards will conform to the provisions of the Tulsa Zoning Code for development in a IL zoning district and its supplemental regulations except as further refined below:

A. Permitted Uses:
Use Categories limited to the subcategories and specific uses defined below and uses that are customarily accessory to the permitted uses.
   i. Public, Civic and Institutional
      Safety Services
      Utilities and Public Service Facility
      Minor
   ii. Commercial
      Animal Service
      Boarding or shelter
      Grooming
      Veterinary
      Commercial Service (All specific uses)
      Financial Services (All specific uses)
      Funeral or Mortuary Service
      Office (All Specific uses)
      Studio Artist or Instructional Service
      Trade School
   iii. Wholesale, Distribution and Storage
      Equipment and Materials Storage, Outdoor
      Trucking and Transportation Terminal
      Warehouse
      Wholesale sales and distribution

B. MINIMUM PARKING AND BUILDING SETBACKS*:
   Minimum Building Setback from North boundary 25 FT
   Minimum Parking Setbacks from North Boundary 25 FT
   *Only landscaped open space, including fencing lighting signage and other landscape features is allowed except for driveway access. Driveway with shall not exceed 30 feet in the setback area.
C. VEHICULAR ACCESS:
   A maximum of 2 vehicular access points are allowed to East 36th street north

D. LANDSCAPE STANDARDS IN PARKING AND BUILDING SETBACK:
   A minimum of 30 trees will be installed or saved and maintained within north setback area
   described in paragraph B above. Trees shall meet or exceed the sizes identified in the
   Zoning Code.

E. ON-PREMISE FREESTANDING SIGNS:
   Two double-faced signs, with a maximum display surface area of sixty four square feet
   (64 SF) per side and a maximum height of five feet (15 FT) will be permitted along East 36th
   Street North.

   Signage shall be monument style signs. Pole signs are prohibited.

   All signs shall be lit by either a constant external light source or a constant internal light
   source.

F. FENCING:
   Fencing including gate assembly along the north lot line shall be limited to ornamental iron style
   fencing. Chain link or other fencing with theft deterrent addition shall not be placed within 50
   feet of the north lot line.

G. DUMPSTER OR TRASH STORAGE:
   Dumpster or trash storage of any kind is prohibited within 100 feet of the north lot line.

H. BUILDING DESIGN:
   Garage style overhead doors shall not face north unless that door is a minimum of 150 feet
   from the south right of way line of East 36th Street North.

DETAILED STAFF RECOMMENDATION:

Z-7396 requesting IM zoning is not consistent with the Existing Neighborhood land use designation of
the Comprehensive Plan; however, staff supports the Employment land use designation contemplated
with CPA-62. IL zoning with an optional development plan as defined in Section II would be consistent
with that land use category and,

IL zoning with the optional development plan is consistent with the expected development pattern in
the area. The optional development plan provides appropriate design and use limitations that would
be expected along the 36th Street North Corridor at this location and,

Contemplated uses in an IL zoning district with the optional development plan standards is considered
non-injurious to the surrounding property including the Mohawk Park are north of 36th Street North
therefore,

Staff recommends denial of Z-7396 to rezone property from RMH to IM however, staff recommends
approval of IL zoning with the optional development plan outlined in Section II above.
SECTION III: Supporting Documentation

RELATIONSHIP TO THE COMPREHENSIVE PLAN:

Staff Summary: This parcel is west of the Tulsa International Airport and on the west edge of a large Employment Area surrounding the airport. The Comprehensive Plan recognized this area as an Area of Growth however the Land Use designation was determined to be an Existing Neighborhood. From a much broader view much of the land area that is classified as Existing Neighborhood is surrounded by an employment area and includes parcels owned by the City of Tulsa. The Existing Neighborhood designation is generally large parcels of undeveloped land with unoccupied homes or no one living on the land. The only existing residential neighborhood is immediately west of the project site. That neighborhood is a small mobile home community with less than 30 homes that all appear to be a single width style.

Land Use Vision:

Existing Land Use Plan map designation: Existing Neighborhood

The Existing Residential Neighborhood category is intended to preserve and enhance Tulsa’s existing single family neighborhoods. Development activities in these areas should be limited to the rehabilitation, improvement or replacement of existing homes, and small-scale infill projects, as permitted through clear and objective setback, height, and other development standards of the zoning code. In cooperation with the existing community, the city should make improvements to sidewalks, bicycle routes, and transit so residents can better access parks, schools, churches, and other civic amenities.

Proposed Land Use designation: Employment

Employment areas contain office, warehousing, light manufacturing and high tech uses such as clean manufacturing or information technology. Sometimes big-box retail or warehouse retail clubs are found in these areas. These areas are distinguished from mixed-use centers in that they have few residences and typically have more extensive commercial activity.

Employment areas require access to major arterials or interstates. Those areas, with manufacturing and warehousing uses must be able to accommodate extensive truck traffic, and rail in some instances. Due to the special transportation requirements of these districts, attention to design, screening and open space buffering is necessary when employment districts are near other districts that include moderate residential use.

Areas of Stability and Growth designation: Area of Growth

The purpose of Areas of Growth is to direct the allocation of resources and channel growth to where it will be beneficial and can best improve access to jobs, housing, and services with fewer and shorter auto trips. Areas of Growth are parts of the city where general agreement exists that development or redevelopment is beneficial. As steps are taken to plan for, and, in some cases, develop or redevelop these areas, ensuring that existing residents will not be displaced is a high priority. A major goal is to increase economic activity in the area to benefit existing residents and businesses, and where necessary, provide the stimulus to redevelop.

Areas of Growth are found throughout Tulsa. These areas have many different characteristics but some of the more common traits are close proximity to or abutting an arterial street, major employment and industrial areas, or areas of the city with an abundance of vacant land. Also, several of the Areas of Growth are in or near downtown. Areas of Growth provide Tulsa with the opportunity to focus growth in a way that benefits the City as a whole. Development in these
areas will provide housing choice and excellent access to efficient forms of transportation including walking, biking, transit, and the automobile."

**Transportation Vision:**

*Major Street and Highway Plan:* Port Road / 36th Street north is considered a primary arterial

*Trail System Master Plan Considerations:* None

*Small Area Plan:* None

**Special District Considerations:** This site is south of the Tulsa Zoo maintenance and service area and immediately west of the Tulsa International Airport master plan area. Any industrial zoned property could include an optional development plan that respects the public investments by the Airport Authority and the Zoo. Appropriate development standards are an important consideration in this area.

*Historic Preservation Overlay:* None

**DESCRIPTION OF EXISTING CONDITIONS:**

*Staff Summary:* The site is vegetated and slopes to the south with floodplain areas on the south side of the property.

*Environmental Considerations:* The southwest corner of the site is affected by the FEMA floodplain. No other environmental constraints are known that would affect site development for industrial or residential development. Mohawk Park and the Tulsa Zoo is north of the site north of 36th Street North.

**Streets:**

<table>
<thead>
<tr>
<th>Exist. Access</th>
<th>MSHP Design</th>
<th>MSHP R/W</th>
<th>Exist. # Lanes</th>
</tr>
</thead>
<tbody>
<tr>
<td>East 36th Street North</td>
<td>Primary Arterial</td>
<td>120 feet</td>
<td>4</td>
</tr>
</tbody>
</table>

**Utilities:**

The subject tract has municipal water service available. A sanitary sewer extension would be required to serve the site with City of Tulsa sewer service.
### Surrounding Properties:

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Zoning</th>
<th>Existing Land Use Designation</th>
<th>Area of Stability or Growth</th>
<th>Existing Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>North</td>
<td>CS West ½ RS-3 East 2/3rd</td>
<td>Existing neighborhood west 1/3</td>
<td>Growth West 1/3</td>
<td>Unoccupied detached house and Cell tower west 1/3rd</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Park and Open Space East 2/3</td>
<td>Stability East 2/3</td>
<td>Vacant East 2/3rd</td>
</tr>
<tr>
<td>East</td>
<td>AG</td>
<td>Existing Neighborhood</td>
<td>Stability</td>
<td>Detached House</td>
</tr>
<tr>
<td>South</td>
<td>AG</td>
<td>Existing Neighborhood</td>
<td>Growth</td>
<td>Undeveloped</td>
</tr>
<tr>
<td>West</td>
<td>RMH</td>
<td>Existing Neighborhood</td>
<td>Stability</td>
<td>Mobile home park North ½</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Vacant South ½</td>
</tr>
</tbody>
</table>

### SECTION IV: Relevant Zoning History

**ZONING ORDINANCE:** Ordinance number 16208 dated December 5, 1984, established zoning for the subject property.

**Subject Property:**

**BOA-13428 January 10, 1985:** The Board of Adjustment approved a Use Variance to permit an RV park in an RMH district; and a Special Exception to permit 5 to 8 mobile homes in an RS-3 district; a Variance of one-year time limit; and a Variance to allow 5 to 8 mobile home per lot of record, on property located at the 5600 block of E. 36th St. N. and also known as a part of the subject property.

**Z-5991 December 1984:** All concurred in approval of a request for rezoning a tract of land from AG/RS-3 to RMH, for a mobile home park, on property located west of the southwest corner of E. 36th St. N. and N. Sheridan Rd. and also known as a part of the subject property.

**Surrounding Property:**

**Z-7056 May 2007:** All concurred in approval of a request for rezoning a 4+ acre tract of land from RS-3 to IL, for storage of antique semi-truck, on property located on the southwest corner of E. 36th St. N. and N. Sheridan Rd.

**Z-6283 May 1990:** All concurred in approval of a request for rezoning a 7.3+ acre tract of land from AG to IL, for light industrial use, on property located south of southwest corner of N. Sheridan Rd. and E. 36th St. N.
Case Number: Z-7394
Zoning request previously heard as Z-7340 July 2016. (Related to Z-7394 Plat Waiver)

Hearing Date: June 21, 2017

Case Report Prepared by:
Dwayne Wilkerson

Owner and Applicant Information:
Applicant: Lou Reynolds
Property Owner: FRANCISCO, F DARREN & LANA JO

Location Map:
(shown with City Council Districts)

Applicant Proposal:
Present Use: Trucking & transportation terminal
Proposed Use: Trucking & transportation terminal
Concept summary: Rezone existing lot from RS-3 to IL for the existing non-conforming business and storage lot.
Tract Size: 2.07 ± acres
Location: North of northwest corner of S. 57th W. Ave. and W. 23rd St.

Zoning:
Existing Zoning: RS-3
Proposed Zoning: IL

Comprehensive Plan:
This site is not included in the current Tulsa Comprehensive plan however, the previous comprehensive plan (Vision 2000) illustrates this area as a low intensity development area.

Staff Recommendation:
Staff recommends denial.

Uses allowed in the IL zoning category are not harmonious with the surrounding property west of S. 57th West Ave. and are not consistent with the Vision 2000 comprehensive plan for low intensity development and not consistent with the anticipated future development pattern in this area.

Staff Data:
TRS: 9217
CZM: 35 Atlas: 261/330

City Council District: 2
Councilor Name: Jeannie Cue

County Commission District: 2
Commissioner Name: Karen Keith
SECTION I: Z-7394

DEVELOPMENT CONCEPT:
The rezoning request will support a trucking and delivery company that is currently operating on the site. An optional development plan has not been included in the request.

EXHIBITS:
INCOG Case map
INCOG Aerial (small scale)
INCOG Aerial (large scale)
Tulsa Comprehensive Plan Land Use Map
Tulsa Comprehensive Plan Areas of Stability and Growth Map
Neighborhood Correspondence:
Applicant Correspondence:

DETAILED STAFF RECOMMENDATION:
The proposed zoning map amendment is not consistent with the policy of the previously approved comprehensive plan and;

Z-7394 requesting light industrial zoning is not compatible with the existing surrounding property on the north, west and south and;

Construction of Gilcrease Expressway will remove the South 57th West Avenue connection to West 21st Street South. Elimination of that connection will force industrial traffic west into the single family residential neighborhood for access to 21st and;

The proposed Gilcrease Expressway will remove the industrial uses east of South 57th West Avenue and help stabilize the area as a residential neighborhood and;

The existing facility was constructed without appropriate approvals when it was in the unincorporated Tulsa County jurisdiction. At that time the use was not consistent with the provisions of the land use designations identified in Vision 2000 Comprehensive Plan therefore;

Staff recommends Denial of Z-7394 to rezone property from RS-3 to IL.

SECTION II: Supporting Documentation

RELATIONSHIP TO THE COMPREHENSIVE PLAN:

Staff Summary: This area of Tulsa was annexed in 2012 after adoption of the Tulsa Comprehensive Plan. The Tulsa Comprehensive Plan has not been updated to include this area. The only Comprehensive plan reference is the Vision 2000 plan. Part of the staff analysis includes references to that plan.

The area was assigned RS-3 zoning in 2014 after the property was annexed by the City of Tulsa. RS-3 zoning is consistent with the previously approved county zoning on the parcel. Aerial photo imagery illustrates that in 2013 the trees and vegetation were cleared from the site and gravel was placed on this property which had been previously zoned residential in the County. The property included in the request has never been zoned or included in a comprehensive plan that would support the requested zoning change.
Land Use Vision:

District 9: The vision 2000 plan illustrates this area as a Low Intensity Development area which does not include any non residential uses and a maximum of 6 dwelling units per acre.

The detailed goals and objectives of the residential areas are defined in the following snippet from the Vision Plan.

<table>
<thead>
<tr>
<th>4.3 Residential Areas</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.3.1 GOALS</td>
</tr>
<tr>
<td>4.3.1.1 The stabilizing of residential neighborhoods.</td>
</tr>
<tr>
<td>4.3.1.2 The provision of a variety of residential styles and intensities from farms to multifamily.</td>
</tr>
<tr>
<td>4.3.1.3 The provision of quality neighborhoods with all of the needed services and facilities.</td>
</tr>
<tr>
<td>4.3.2 OBJECTIVES</td>
</tr>
<tr>
<td>4.3.2.1 The public streets and facilities in the residential areas of District 9 should be given a high level of maintenance attention for the stabilizing influence that would result.</td>
</tr>
<tr>
<td>4.3.2.2 Existing residential neighborhoods should be given every possible public sector assistance toward stability of quality and property values on an individual, volunteer basis.</td>
</tr>
<tr>
<td>4.3.2.3 The enforcement of existing regulations and the correction of zoning discrepancies for the improvement of existing neighborhoods.</td>
</tr>
</tbody>
</table>

Transportation Vision:

Major Street and Highway Plan: This area was annexed in anticipation of the Gilcrease Parkway expansion. The Oklahoma Turnpike Authority has recently announced that the Parkway will be part of the Turnpike system and will be constructed sooner than previously anticipated.

Trail System Master Plan Considerations: None

Small Area Plan: None

Special District Considerations: None

Historic Preservation Overlay: None

TIMELINE OF CURRENT OWNERSHIP, ANNEXATION AND ZONING HISTORY:

September, 1980: Tulsa Board of County Commissioners approved a resolution that established zoning in Tulsa County. At that time this property was residential and zoned RS.
October 1, 2011: County records indicate that a Quit-Claim deed was filed transferring fee simple title to the current property owner.

August 16, 2012: Tulsa City Council annexation included this property along the proposed Gilcrease Expressway. When the annexed properties were brought into the City Limits all properties were assigned a zoning classification of AG as required by ordinance.

March 20, 2012 (CBOA-2420): Tulsa County Board of Adjustment Applicant requested a use variance to allow Use Unit 15, business use in an RS zoned district: County Board of Adjustment does not have jurisdiction. Staff requested a refund for the application fees.

April 23, 2014: (Z-7253): Tulsa City Council established zoning in annexed area. Zoning on this site was changed from AG to RS-3. Z-7253 rezoned land that was annexed into the City of Tulsa. When the annexation occurred all zoning was changed to AG. Z-7253 changed zoning to closely match the county zoning that was in place prior to annexation. The delivery company was established and the property owner notified at that time.

DESCRIPTION OF EXISTING CONDITIONS:

Staff Summary: See following images.

Aerial Imagery shown below is dated June, 2012 and shows the site as a heavily wooded site. At that time the site was zoned RS and still in Tulsa County.
Aerial Imagery dated August 2012 shows the site as a gravel parking lot:

Environmental Considerations: The existing site is surrounded on three sides with residential uses. The existing gravel lot creates a dust nuisance to the surrounding residential properties on the north, west and south. At this time there are no other known environmental considerations.

Environmental Considerations:

Streets:

<table>
<thead>
<tr>
<th>Exist. Access</th>
<th>MSHP Design</th>
<th>MSHP R/W</th>
<th>Exist. # Lanes</th>
</tr>
</thead>
<tbody>
<tr>
<td>South 57(^{th}) West Avenue</td>
<td>Residential Collector</td>
<td>60</td>
<td>2</td>
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</table>

Utilities:

The subject tract has municipal water and sewer available.

Surrounding Properties:

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Zoning</th>
<th>Existing Land Use Designation</th>
<th>Area of Stability or Growth</th>
<th>Existing Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>North</td>
<td>RS-3</td>
<td>NA</td>
<td>NA</td>
<td>Single-Family Residential</td>
</tr>
<tr>
<td>West</td>
<td>RS (County)</td>
<td>NA</td>
<td>NA</td>
<td>Residential</td>
</tr>
<tr>
<td>South</td>
<td>RS-3</td>
<td>NA</td>
<td>NA</td>
<td>Residential</td>
</tr>
<tr>
<td>East</td>
<td>IL</td>
<td>NA</td>
<td>NA</td>
<td>Gravel Storage Lot</td>
</tr>
</tbody>
</table>
SECTION III: Relevant Zoning History

ZONING ORDINANCE: Ordinance number 23084 dated April 23, 2014, established zoning for the subject property.

Subject Property:

Z-7340 July 2016: All concurred in denial of a request for rezoning a 2.07± acre tract of land from RS-3 to IL, for a truck yard, on property located north of the northwest corner of S. 57th W. Ave. and W. 22nd St. S. and also known as the subject property. The request was originally submitted without an optional development plan but later amended to include consideration with an optional development plan. The planning commission recommended denial with an 11-0-0 vote including with the optional development plan. The applicant did not appeal the decision to the City Council.

Z-7253 April 2014: All concurred in approval of a request for rezoning 77± acres of land from AG to RS-3/IL/IM to establish the previous zoning for property that was recently annexed into the City of Tulsa as AG, on property located in the Berryhill Annexation area and includes the subject property. As a result of this larger application the subject property was zoned RS-3.

Surrounding Property:

CBOA-323 January 21, 1983: The Board of Adjustment upheld the decision of the Building Inspector which denied the appeal of the Building Inspectors decision, to permit a dog kennel in an RS district, and to allow the applicant 120 days in which to dispense with the present operation, on property located at 5729 W. 22nd St. and located northwest of subject property.

CBOA-308 December 17, 1982: The Board of Adjustment denied a Variance to operate a dog training and boarding kennel, on property located at 5729 W. 22nd St. and located northwest of subject property.

6/7/2017 1:30 PM
APPLICANT CORRESPONDENCE:
Lewis Long  
Oklahoma State Senate, District 37 – Retired  
Distract 2 Superintendent, Tulsa County – Retired  

May 25, 2017  

Mr. Dwayne Wilkerson  
INCOG  
2 West 2nd Street, #800  
Tulsa, Oklahoma 74103  

RE: TMAPC Case No. Z-7394  
2240 S. 57th West Avenue, Tulsa, OK 74107  

Dear Mr. Wilkerson:  

Darren Francisco met with Mike Parker and me after he purchased the afore mentioned Property. Darren bought the Property for his trucking company. At that time, the house had been vacant and dilapidated for years.  

The Property was zoned RS. We did not see any difficulty in getting a use variance for a trucking use on the Property. This is an area in transition from residential to commercial.  

Then, as today, many of the properties are more commercial than residential. Also, the Property is right across the street from the Groendyke yard. None of the properties have sanitary sewer. There is no expectation of this becoming a residential neighborhood.  

So, the County fully supported Darren’s proposed use of the Property.  

Darren recently told me about his problems getting the use variance approved by the City of Tulsa.  

I am retired from the County now, but see no reason the Property should not be rezoned.  

I support Darren’s rezoning.  

Let me know how I can help.  

Sincerely,  

Lewis Long
Aerostar Delivery, LLC
2127 South 59th West Avenue
Tulsa, OK 74107
918-629-2619

May 25, 2017

Mr. Dwayne Wilkerson
INCOG
2 West 2nd Street, #800
Tulsa, Oklahoma 74103

RE: TMAPC Case No. Z-7394
2240 S. 57th West Avenue, Tulsa, Oklahoma 74107

Dear Mr. Wilkerson:

I am writing to help you better understand my requested zoning change.

I own Aerostar Delivery, LLC. Aerostar is a trucking company. I also live and run my business from my home a block away at 2127 S. 59th West Avenue, Tulsa, OK 74107.

On October 1, 2011, I purchased the Property to use in my business. At that time, there was a run-down house and shed on the Property which I removed when I improved the Property for my trucking yard.

Before, I started work, I met with Lewis Long, Tulsa County District No. 2 Superintendent and Mike Parker, Tulsa County Building Inspector, to discuss my plans. Together we planned my project and the location of my driveway and drainage. Lewis told me when I was finished all I needed to do was to file an application for a use variance with the County Board of Adjustment. I would not have to rezone the Property and they told me the County would support my requested variance.

Shortly before the end of 2011, I learned that the property was going to be annexed into the City of Tulsa as a part of the proposed extension of the Gilcrease Expressway.

I had no idea that the annexation would moot my requested use variance.

There is a rather unique feature to this area, which was welcome in the County but, sadly, not in the City. Many of the people who live here, like my wife, Lana and I, operate businesses out of our homes. Most of us, myself included, can’t afford to move out of our homes because there are no other parts of town where we can move and take our businesses with us. We just simply can’t afford to be separated from our businesses. This way of life was fine until the annexation occurred.
I hope you can appreciate how difficult it is for me.

My Property is right across the street from Groendyke's yard. Unlike most of the City, this is an area where people work and live in harmony. How can a line on a map change so much?

Thank you for your time.

F. Darren Francisco
City of Tulsa Planning Commission  
c/o INCOG  
Attn: Dwayne Wilkerson  
2 West 2nd Street, Suite 800  
Tulsa, Oklahoma 74103  
dwilkerson@inco.org

Re:  Z-7394  
Darren Francisco Property  
2240 S. 57th Ave. W.

Dear Commissioners,

I live at 5719 W 22nd, nearby Darren Francisco. Mr. Francisco shared his plans to rezone his property to make sure he complies with the Zoning Code. I am familiar with his operations and support the rezoning needed for Darren to continue to operate his business. I request that the Commission approve it. Thank you for your time.

Sincerely,

[Signature]
City of Tulsa Planning Commission
c/o INCOG
Attn: Dwayne Wilkerson
2 West 2nd Street, Suite 800
Tulsa, Oklahoma 74103
dwilkerson@incog.org

Re: Z-7394
Darren Francisco Property
2240 S. 57th Ave. W.

Dear Commissioners,

My wife and I have lived in this neighborhood for 15 years and are familiar with Darren’s plans to rezone his property. He explained to us that he is simply rezoning to ensure his existing use complies with the Tulsa Zoning Code. We support the rezoning needed for Darren to continue to operate his business and would request that the Commission approve it. Thank you.

Sincerely,

[Signature]

36.15
NEIGHBORHOOD CORRESPONDENCE:
**Case:** Z-7394 Plat Waiver  
(Related to Z-7394)  
**Hearing Date:** June 21, 2017  

**Case Report Prepared by:**  
Nathan Foster  

**Owner and Applicant Information:**  
**Applicant:** Lou Reynolds  
**Owner:** Darren Francisco  

**Location Map:**  
*(shown with City Council Districts)*  

**Applicant Proposal:**  
Plat Waiver  
*Location:* North of the northwest corner of South 57th West Avenue and West 23rd Street South  

**Zoning:**  
*Current:* RS-3  
*Proposed:* IL  

**Staff Recommendation:**  
If zoning approval is granted, staff recommends **approval** of the plat waiver  

**City Council District:** 2  
**Councilor Name:** Jeannie Cue  
**County Commission District:** 2  
**Commissioner Name:** Karen Keith  

**EXHIBITS:** Site Map, Aerial, Applicant Submittal
PLAT WAIVER

Z-7394 – (CD 2)
North of the northwest corner of South 57th West Avenue and West 23rd Street South

The platting requirement for this property is being triggered by a rezoning request (Z-7394). The property owner is proposing a rezoning from RS-3 to IL to bring the current use of the property into compliance with the City of Tulsa Zoning Code.

The Technical Advisory Committee met on May 18, 2017 and the following items were determined:

1. The property consists of two separately platted lots that will need to be combined with an official lot combination.
2. All required right-of-way has been dedicated and is in place.
3. Necessary easements are all in place and no additional easements will be needed at this time.
4. The property was previously platted under the Second West Tulsa View Acres Addition plat.

If zoning approval is given, staff recommends approval of the plat waiver.
[x] PLAT WAIVER  [ ] *ACCELERATED RELEASE OF BUILDING PERMIT*

APPLICATION INFORMATION

RECEIVED BY:  DATE FILED: 5/17  TARC DATE: 5/17  TMAPC DATE: 6/1/17

ZONING REFERENCE CASE: Z-7394  BOA REFERENCE CASE:

TMAPC DATE (IF PENDING): 6/7/17  PROPOSED ZONING: IL  BOA DATE (IF PENDING):

*A PRELIMINARY PLAT MUST BE IN PROGRESS BEFORE A REQUEST FOR ACCELERATED RELEASE WILL BE CONSIDERED.

*PLAT NAME:  *APPROVAL DATE:  *ANTICIPATED APPROVAL DATE:

SUBJECT PROPERTY INFORMATION

ADDRESS OR DESCRIPTIVE LOCATION:  2240 S. 57th Ave. W.

LEGAL DESCRIPTION:  Lots 3 & 4, Block 2, Second West Tulsa View Acres Subdivision

PRESENT ZONING  RS-3  T-R-S  9217  CZM  35  ATLAS  CO  2

INFORMATION ABOUT YOUR PROPOSAL

REASON FOR PLAT WAIVER APPLICATION: Applicant requests a Plat Waiver for the Property, which has also been requested for rezoning from RS-3 to IL, to conform to the existing use, following its annexation into the City of Tulsa. The infrastructure and utilities needed are already available and no purposes will be served by replatting and/or have already been served by previous platting.

*EXTRAORDINARY OR EXCEPTIONAL CIRCUMSTANCES THAT JUSTIFY ACCELERATED RELEASE OF A BUILDING PERMIT:

*BENEFITS AND PROTECTIONS TO THE CITY IF THE BUILDING PERMIT IS RELEASED PRIOR TO FILING THE FINAL PLAT:

APPLICANT INFORMATION

<table>
<thead>
<tr>
<th>NAME</th>
<th>Lou Reynolds</th>
</tr>
</thead>
<tbody>
<tr>
<td>ADDRESS</td>
<td>2727 E. 21st St., Ste. 200</td>
</tr>
<tr>
<td>CITY, ST, ZIP</td>
<td>Tulsa, OK 74114</td>
</tr>
<tr>
<td>DAYTIME PHONE</td>
<td>(918) 747-8900</td>
</tr>
<tr>
<td>EMAIL</td>
<td><a href="mailto:rreyolds@ellerdetrich.com">rreyolds@ellerdetrich.com</a></td>
</tr>
</tbody>
</table>

PROPERTY OWNER INFORMATION

<table>
<thead>
<tr>
<th>NAME</th>
<th>Darren Francisco c/o Eller &amp; Detrich</th>
</tr>
</thead>
<tbody>
<tr>
<td>ADDRESS</td>
<td>2727 E. 21st St., Ste. 200</td>
</tr>
<tr>
<td>CITY, ST, ZIP</td>
<td>Tulsa, OK 74114</td>
</tr>
<tr>
<td>DAYTIME PHONE</td>
<td>(918) 747-8900</td>
</tr>
<tr>
<td>EMAIL</td>
<td><a href="mailto:rreyolds@ellerdetrich.com">rreyolds@ellerdetrich.com</a></td>
</tr>
</tbody>
</table>

I, THE UNDERSIGNED APPLICANT, CERTIFY THAT THE INFORMATION ON THIS APPLICATION IS TRUE AND CORRECT.

SIGNATURE & DATE:

DOES OWNER CONSENT TO THIS APPLICATION [x] [ ]Y IN WHAT IS APPLICANT'S RELATIONSHIP TO OWNER?  Attorney

APPLICATION FEES

TOTAL DUE: $250  RECEIPT NUMBER: 229277

APPLICATION FEES IN WHOLE OR PART WILL NOT BE REFUNDED AFTER NOTIFICATION HAS BEEN GIVEN.

DISPOSITION

TMAPC ACTION:  [ ] APPROVED  [ ] DENIED  DATE:  CONDITIONS:

REVISED 11/3/2015

37.5
NOTE: THIS FORM ACCOMPANIES PLAT WAIVER APPLICATIONS ONLY, NOT USED FOR ACCELERATED RELEASE REQUESTS.

TMAPC POLICY ON PLAT WAIVERS:
(This form is to be completed by applicant.)

It shall be the policy of the Tulsa Metropolitan Area Planning Commission that all requests for plat waivers shall be evaluated by the staff and by the Technical Advisory Committee based on the following list. After such evaluation, TMAPC Staff shall make a recommendation to the TMAPC as to the merits of the plat waiver request accompanied by the answers to these questions:

A YES answer to the following 3 questions would generally be FAVORABLE to a plat waiver:

1) Has property previously been platted? [ ] YES [ ] NO
2) Are there restrictive covenants contained in a previously filed plat? [ ] YES [ ] NO
3) Is property adequately described by surrounding platted properties or street R/W? [ ] YES [ ] NO

A YES answer to the remaining questions would generally NOT be favorable to a plat waiver:

4) Is right-of-way dedication required to comply with Major Street and Highway Plan? [ ] YES [ ] NO
5) Will any restrictive covenants be filed by separate instrument? [ ] YES [ ] NO
6) Infrastructure requirements
   a) Water
      i) Is a main line water extension required? [ ] YES [ ] NO
      ii) Is an internal system or fire line required? [ ] YES [ ] NO
      iii) Are additional easements required? [ ] YES [ ] NO
   b) Sanitary Sewer
      i) Is a main line extension required? [ ] YES [ ] NO
      ii) Is an internal system required? [ ] YES [ ] NO
      iii) Are additional easements required? [ ] YES [ ] NO
   c) Storm Sewer
      i) Is a P.F.P.I. required? [ ] YES [ ] NO
      ii) Is an Overland Drainage Easement required? [ ] YES [ ] NO
      iii) Is on-site detention required? [ ] YES [ ] NO
      iv) Are additional easements required? [ ] YES [ ] NO
7) Floodplain
   a) Does the property contain a City of Tulsa (Regulatory) Floodplain? [ ] NO
   b) Does the property contain a F.E.M.A. (Federal) Floodplain? [ ] NO
8) Change of Access
   a) Are revisions to existing access locations necessary? [ ] YES
9) Is the property in a P.U.D.? [ ] NO
   a) If yes, was plat recorded for the original P.U.D.? [ ] YES [ ] NO
10) Is this a Major Amendment to a P.U.D.? [ ] NO
    a) If yes, does the amendment make changes to the proposed physical development of the P.U.D.? [ ] YES [ ] NO

NOTE:
If, after consideration of the above criteria, a plat waiver is granted on unplatted properties, a current ALTA/ACSM/NSPS Land Title Survey (and as subsequently revised) shall be required. Said survey shall be prepared in a recordable format and filed at the County Clerk's office by the applicant.
Technical Advisory Committee (TAC) Meeting Date: Thursday, 5/18/17 1:30 p.m.
Large Conference Room, 8th Floor, INCOG, 2 West 2nd Street

Tulsa Metropolitan Area Planning Commission (TMAPC) Case Number: [redacted]
TMAPC Date: Wednesday, 6/7/17 1:30 p.m.
Tulsa City Council Room, 2nd Level, One Technology Center, 175 East 2nd Street

A person knowledgeable of the application and the property must attend the meetings to represent the application.

PLATTING REQUIREMENTS:
For any land which has been rezoned upon application of a private party, no building permit or zoning clearance permit may be issued until that portion of the tract on which the permit is sought has been included within a subdivision plat or replat, as the case may be, submitted to and approved by the Planning Commission, and filed of record in the office of the County Clerk where the property is situated. Provided that the Planning Commission, pursuant to their exclusive jurisdiction over subdivision plats, may waive the platting requirement upon a determination that the above stated purposes have been achieved by previous platting or could not be achieved by a plat or replat.

If your application is approved, you will need additional permits.
Contact the Permit Center at 596-9601 if your tract is in the City of Tulsa or Tulsa County Building Inspector’s Office at 596-5296 if in unincorporated Tulsa County.

Tulsa Metropolitan Area Planning Commission
2 West 2nd Street, Suite 800
Tulsa, Oklahoma 74103
(918) 584-7526
Email: dfernandez@incog.org
Kim,

The applicant is requesting a continuance for this case. It was scheduled to be on the 6/21 agenda.

Thank you,

Jay Hoyt

From: Nathan Cross [mailto:ncross@riggsabney.com]
Sent: Friday, June 02, 2017 10:39 AM
To: Wilkerson, Dwayne <DWilkerson@incog.org>; Hoyt, Jay <JHoyt@incog.org>
Cc: Johnnie Morland <jmorland@riggsabney.com>; Paul Brown <paul@shadowmountaintulsa.com>
annaamerica@tulsacouncil.org
Subject: FW: Shadow Mountain HOA

Dwayne/Jay –

See below. The neighborhood has requested a continuance to July and we are in agreement. To that end, we are requesting a continuance to the 7/5/17 agenda for case number Z-7393. Please let me know if you have questions or concerns.

Nathan

Nathan Cross | ncross@riggsabney.com
Attorney
RIGGS ABBEY
NEAL TURPEN ORBISON LEWIS
502 West 6th St. | Tulsa, OK 74119
Office: 918-587-3161 | Fax: 918-587-9708

Paul –

My client is still working on getting drawings completed reflecting the changes we are making to address the concerns that we have heard and I will circulate them as soon as I have them. We are amenable to continuing the hearing until 7/5/17 to give you more time and to give us more time to meet with you all and discuss. Unfortunately, we are running up against
hard deadlines in our contract to purchase the land so I am not sure that we can agree to extend this any further. I will forward the information on the changes as soon as I receive it from my client.

As an FYI regarding meeting timelines – I will be out of town 6/12-6/19 so I will not be able to meet with you and your neighbors during that week. This is a secondary reason that we are postponing the meeting. We did not want to run into an issue where I was out of town and unable to meet with you all prior to the 6/21 date.

I will email INCOG and notifying them of our request for a continuance and copy you and Councilor America.

Please do not hesitate to contact me if you have questions or concerns.

Nathan

From: Paul Brown [mailto:paul@shadowmountaintulsa.com]
Sent: Friday, May 26, 2017 2:10 PM
To: Nathan Cross <ncross@riggsabney.com>
Subject: Shadow Mountain HOA

Nathan

We were wondering if you could postpone the TMAPC meeting from 6/21 until sometime in July. That would give us more time. Also, have you talked to your investors about some of the changes that were brought out in our last meeting?

Thanks
Paul Brown
President, SMHA
### Comprehensive Plan:
- **Land Use Map:**
  - Existing: *Park and Open Space*
  - Proposed: *Employment*

- **Stability and Growth Map:**
  - Existing: *Area of Stability*
  - Proposed: *Area of Growth*

### Zoning:
- **Existing Zoning:** AG/IL
- **Proposed Zoning:** CG with optional development plan

### Applicant Proposal:
- **Land Use Map change from Park and Open Space to Employment**
- **Stability and Growth Map change from Area of Stability to an Area of Growth**
- **Existing Use:** Open space and misc. storage buildings
- **Proposed Use:** Office/Commercial
- **Tract Size:** 43.8 acres
- **Location:** NW/c corner of West 91st Avenue and S. Elwood Avenue

### Staff Recommendation:
Staff recommends approval of the Employment land use and Area of Growth designations.

### City Council District: 2
**Councilor Name:** Jeannie Cue

### County Commission District: 2
**Commissioner Name:** Karen Keith
COMPREHENSIVE PLAN LAND USE MAP AMENDMENT REQUEST
NW/c corner of West 91st Ave. and S. Elwood Ave. (CPA-63)

1. PROPERTY INFORMATION AND LAND USE REQUEST

<table>
<thead>
<tr>
<th>Existing Land Use:</th>
<th>Park and Open Space</th>
</tr>
</thead>
<tbody>
<tr>
<td>Existing Stability and Growth designation:</td>
<td>Area of Stability</td>
</tr>
<tr>
<td>Proposed Land Use:</td>
<td>Employment</td>
</tr>
<tr>
<td>Proposed Stability and Growth designation:</td>
<td>Area of Growth</td>
</tr>
<tr>
<td>Location:</td>
<td>NW/c corner of West 91st Ave. and S. Elwood Ave.</td>
</tr>
<tr>
<td>Size:</td>
<td>43.80 acres</td>
</tr>
</tbody>
</table>

A. Background

The subject area is in west Tulsa, on the southern edge of the boundary of the West Highlands/Tulsa Hills Small Area Plan, which was adopted in 2014. This small area plan was initiated in response to development pressures in a previously agricultural area. The small area plan attempts to balance future development with existing aesthetics and open space while ensuring that transportation and related systems are enhanced. The map designations of Parks and Open Space and Area of Stability on this parcel were not changed through the small area planning process.

The land use assigned for this parcel in the Tulsa Comprehensive Plan is Parks and Open Space and Area of Stability is due to the levee and Tulsa County floodway on the western portion of the parcel. The levee provides a dividing line through the parcel that separates the floodway on the western portion of the parcel from the portion that is subject to both the Comprehensive Plan amendment request to Employment and an Area of Growth and rezoning application (Z-7397) with an optional development plan.

A portion of the area subject to both applications is currently zoned IL and the remainder zoned AG. The area to the south lies within the City of Jenks; the area to the east is Jones Airport with an Employment land use designation and IL zoning; and the area north and west of the subject area is the remainder of the lot containing the levee and floodway.
B. Existing Land Use and Growth Designations (Tulsa Comprehensive Plan/ West Highlands/Tulsa Hills Small Area Plan) Parks and Open Space land use and Area of Stability designations were assigned to the area subject to the amendment request at the time of the adoption of the Tulsa Comprehensive Plan in 2010:

“These (Parks and Open Space) are areas to be protected and promoted through the targeted investments, public-private partnerships, and policy changes identified in the Parks, Trails, and Open Space chapter. Zoning and other enforcement mechanisms will assure that recommendations are implemented. No park and/or open space exists alone: they should be understood as forming a network, connected by green infrastructure, a transportation system, and a trail system. Parks and open space should be connected with nearby institutions, such as schools or hospitals, if possible.”

“Open spaces are the protected areas where development is inappropriate, and where the natural character of the environment improves the quality of life for city residents. These include environmentally sensitive areas (e.g., floodplains or steep contours) where construction and utility service would have negative effect on the city’s natural systems. Open space tends to have limited access points, and is not used for recreation purposes. Development in environmentally sensitive areas is uncharacteristic and rare, and should only occur following extensive study which shows that development will have no demonstrably negative effect. Open space also includes cemeteries, hazardous waste sites, and other similar areas without development and where future land development and utility service is inappropriate. Parcels in the city meeting this description of open space are designated as areas of stability.”

“The Areas of Stability includes approximately 75% of the city’s total parcels. Existing residential neighborhoods, where change is expected to be minimal, make up a large proportion of the Areas of Stability. The ideal for the Areas of Stability is to identify and maintain the valued character of an area while accommodating the rehabilitation, improvement or replacement of existing homes, and small scale infill projects. The concept of stability and growth is specifically designed to enhance the unique qualities of older neighborhoods that are looking for new ways to preserve their character and quality of life.”

C. Proposed Land Use and Growth Designations (Tulsa Comprehensive Plan/ West Highlands/Tulsa Hills Small Area Plan) The applicant is proposing Employment and Area of Growth designations on the subject site.

“Employment areas contain office, warehousing, light manufacturing and high tech uses such as clean manufacturing or information technology. Sometimes big-box retail or warehouse retail clubs are found in these areas. These areas are distinguished from mixed-use centers in that they have few residences and typically have more extensive
commercial activity. Employment areas require access to major arterials or interstates. Those areas, with manufacturing and warehousing uses must be able to accommodate extensive truck traffic, and rail in some instances. Due to the special transportation requirements of these districts, attention to design, screening and open space buffering is necessary when employment districts are near other districts that include moderate residential use."

"The purpose of Areas of Growth is to direct the allocation of resources and channel growth to where it will be beneficial and can best improve access to jobs, housing, and services with fewer and shorter auto trips. Areas of Growth are parts of the city where general agreement exists that development or redevelopment is beneficial. As steps are taken to plan for, and, in some cases, develop or redevelop these areas, ensuring that existing residents will not be displaced is a high priority. A major goal is to increase economic activity in the area to benefit existing residents and businesses, and where necessary, provide the stimulus to redevelop.

Areas of Growth are found throughout Tulsa. These areas have many different characteristics but some of the more common traits are close proximity to or abutting an arterial street, major employment and industrial areas, or areas of the city with an abundance of vacant land. Also, several of the Areas of Growth are in or near downtown. Areas of Growth provide Tulsa with the opportunity to focus growth in a way that benefits the City as a whole. Development in these areas will provide housing choice and excellent access to efficient forms of transportation including walking, biking, transit, and the automobile."
D. Zoning and Surrounding Uses

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Zoning</th>
<th>Existing Land Use Designation</th>
<th>Area of Stability or Area of Growth</th>
<th>Existing Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>North</td>
<td>AG</td>
<td>Parks and Open Space</td>
<td>Area of Stability</td>
<td>Levee, Tulsa County floodway (remaining portion of the same parcel)</td>
</tr>
<tr>
<td>South</td>
<td>RS-2 (City of Jenks)</td>
<td>N/A</td>
<td>N/A</td>
<td>Single-Family Residential</td>
</tr>
<tr>
<td>East</td>
<td>RS-1</td>
<td>Employment</td>
<td>Area of Growth</td>
<td>Jones Airport</td>
</tr>
<tr>
<td>West</td>
<td>RS-1</td>
<td>Parks and Open Space</td>
<td>Area of Stability</td>
<td>Levee, Tulsa County floodway (remaining portion of the same parcel)</td>
</tr>
</tbody>
</table>

E. Applicant’s Justification

As part of the amendment application, the applicant is asked to justify their amendment request. Specifically, they are asked to provide a written justification to address:

1. How conditions on the subject site have changed, as well as those on adjacent properties and immediate area;
2. How changes have impacted the subject site to warrant the proposed amendment; and;
3. How the proposed change will enhance the surrounding area and the City of Tulsa.

The applicant provided the following answers to the above questions below:

1. "The conditions of the subject area and its surrounding properties have greatly changed with an influx of new development. (Please see attached aerial exhibit depicting recent development in the two (2) square mile area.) The subject area has a large part of the property that lies within a designated flood plain area running along the levee that dissects the approximate 80-acre parcel from the northeast corner down to the southwest corner of the property.

Historically, flood plain areas were listed on the City of Tulsa Land Use Plan Map as Open Space. When the Map was updated, the Park and Open Space designations were combined into one designation which arbitrarily united both categories into one, making it more difficult to utilize undeveloped land lying..."
within flood plain areas not necessarily intended to be designated and utilized as park land.

This Amendment will run concurrently with our request to rezone a portion of this parcel. The western portion of the parcel, lying east of the levee, is split-zoned Agricultural and Industrial Light.

The Agricultural zoning designation is most likely due to the flood plain designated area around the levee. The requested rezoning of the property from Agricultural and Industrial Light, to Agricultural and Commercial General, will allow for a mix of uses that will be complementary to the hard corner of 91st Street and Elwood Avenue. The land to the west of the levee will remain in Agricultural zoning and as Park and Open Space on the Land Use Plan Map, providing a nice transition buffer between the new subdivision and large lot single-family properties to the west.

The Industrial Light zoning is a more intense zoning designation compared to the more restrictive Commercial General zoning designation which we believe will make for a better transition between abutting existing and proposed uses.”

“Surrounding properties changed in recent years, currently under construction, or proposed for change:

- New Commercial and Multi-Family Mixed-Use development - 71st and Elwood
- New Elementary School - 77th and Elwood
- New Indoor/Outdoor Sports Complex – 81st, E of Elwood, N of the R.L. Jones, Jr. Airport
- New 3rd and 4th Grade School - 91st and Hwy-75
- Hyde Park Subdivision – 87th and Hwy-75
- The Walk at Tulsa Hills - 81st and Hwy-75
- Estates of Tulsa Hills Subdivision– 86th and Maybelle Ave (Eastside)
- Winchester Park Subdivision – 86th and Maybelle Ave (Westside)
- Maybelle Road Extension from 81st to 91st
- New Life-Church - 81st and Maybelle
- Phase 2 - Tulsa Hills Shopping Center – 81st and Hwy-75
- New QuikTrip, Micro-Hospital, and Retirement Facility - 71st between Hwy-75 and Elwood”

2. “These various development changes have greatly impacted the subject area and warrant the proposed amendment. This hard corner has developable land that is currently zoned Agricultural and Light Manufacturing, and is designated on the Land Use Plan Map as Parks and Open Space. The developable land on this corner will help serve retail, commercial, and indoor recreational needs for the growing community.

The exponential growth in this area has triggered a supply and demand requirement for a mix of consumer services needed for everything from after-school fitness programs to convenience goods and restaurant to retail uses, warranting the requested amendment.”

06.21.17 Comprehensive Plan Land Use Map Amendment Request NW/c corner of West 91st Avenue and S. Elwood Avenue
3. "The proposed change will enhance the surrounding area and the City of Tulsa by allowing the land to be developed commercially, not industrially, and will enhance the life experience of the community members who desire to live, work, play, eat, and shop in their own neighborhood community.

The proposed change will enhance the area and the City of Tulsa by providing new jobs and expanding the tax base from the new revenue streams generated. The mix of uses will provide community members with a place for socializing over a cup of coffee or an opportunity to enjoy a good meal with neighbors after a child’s sporting event. Remaining within one's community has become very appealing and with the development of the GoPlan bike and walk trail system, the opportunity to walk or bike to this area could become a reality.

When metropolitan areas began, they were centered around an urban core based on an activity such as commerce. This would be defined in Tulsa by the oil boom and the development of downtown Tulsa in the teens and 20's. In a pursuit for a presumably better quality of life or in chasing employment that moved to the suburbs, we created an undesirable condition called "urban sprawl". This defines where South Tulsa finds itself in dealing with their current growing pains. The influx of Millennials and empty-nesters moving back downtown or to suburban "town centers" defines the need for community members to have a place to live, work, play, eat and shop within their own neighborhood. The proposed change will enhance the surrounding area and the City of Tulsa by providing a sense of place for the community members in that area."

F. Staff Summary & Recommendation

As previously stated, the Tulsa Comprehensive Plan designated this parcel as Parks and Open Space and an Area of Stability due to the levee and Tulsa County floodway on the western portion of the parcel. During development of the Comprehensive Plan, land use and Areas of Stability and Growth designations were not split across parcels. Rather, they were assigned to the entirety of the parcel regarding of the environmental characteristics.

In this situation, the levee provides a dividing line through the parcel that separates the floodway on the western portion of the parcel. The portion of the parcel east of the levee that is not located in the floodway (subject to applications CPA-63 and Z-7397) is partially zoned IL and has development potential. An Employment land use designation would be consistent with the existing and proposed zoning and with the Employment designation to the east. The levee and floodway to the west of the subject area will provide a significant barrier between future development on this site and residential uses further west.

Staff recommends Approval of the Employment and Area of Growth designations as submitted by the applicant.
SUBJECT TRACT
LAND USE PLAN
PARK & OPEN SPACE
Case Number: Z-7397
*with an optional development plan*
( Related to CPA-62)

**Hearing Date:** June 21, 2017

### Case Report Prepared by:
Dwayne Wilkerson

### Owner and Applicant Information:
**Applicant:** Carolyn Back

**Property Owner:** BOGGS-BROWN-CORBIN PROPERTIES

### Location Map:
*(shown with City Council Districts)*

![Location Map Image]

### Applicant Proposal:
**Present Use:** Open space and misc. storage buildings

**Proposed Use:** Office/commercial

**Concept summary:**
Rezone property to support anticipated mix of office and commercial uses to include retail east of the levee.

**Tract Size:** 43.8+ acres
**Location:** Northwest corner of W. 91st St. S. and S. Elwood Ave.

### Zoning:
**Existing Zoning:** AG/ IL

**Proposed Zoning:** CG with an optional development plan

### Comprehensive Plan:
**Land Use Map:** Existing - Park and Open Space; Proposed - Employment

**Stability and Growth Map:** Existing - Area of Stability; Proposed – Area of Growth

### Staff Recommendation:
Staff recommends approval of CG zoning with an optional development plan.

### Staff Data:
<table>
<thead>
<tr>
<th>TRS</th>
<th>CZM</th>
<th>Atlas</th>
</tr>
</thead>
<tbody>
<tr>
<td>8214</td>
<td>51</td>
<td>0/1745</td>
</tr>
</tbody>
</table>

### City Council District:
**City Council District:** 2

**Councilor Name:** Jeannie Cue

**County Commission District:** 2

**Commissioner Name:** Karen Keith

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*REVISED 6/15/2017*
SECTION I: Z-7397

DEVELOPMENT CONCEPT:
The anticipated zoning with allowed uses to the west of the levee does not change at this time. Leaving this portion of the parcel in its currently zoned state will work as an excellent buffer between the residential uses to the north and west of the site.

The anticipated uses to the east of the levee would be a mix of office and commercial uses to include retail. It is the intention of the applicant to down zone the SE/c of the property, east of the levee, from IL to CG to help reduce the possible impacts allowed within Industrial Light zoning while bringing the split-zoned portion of the parcel, east of the levee, into a more clearly defined zoning line designation to follow the levee.

A mix of Office and Commercial uses are proposed for a “New-to-Tulsa” garage condo concept of premium garage storage units, individually owned, just like condos, but not residential in nature. The individually owned units will provide an innovative space solution for owners needing a secure premium place to store toys including cars, boats, jet skis, motorcycles and recreational vehicles. Each owner has a titled condo unit, plus access to common areas including a possible office/clubhouse. Equity can build in these proposed units just like an office condo.

Other uses proposed to meet community needs are a neighborhood convenience store with fueling canopies and a car wash, fitness focused tenants, and service oriented merchants. These uses would provide a variety of uses from fitness focused classes for children and adults to a dry cleaner and a favorite coffee shop and/or restaurant.

EXHIBITS:
INCOG Case map
INCOG Aerial (small scale)
INCOG Aerial (large scale)
Tulsa Comprehensive Plan Land Use Map
Tulsa Comprehensive Plan Areas of Stability and Growth Map
Applicant Exhibits:
Exhibit A delineating the CG tract
Legal description for the CG tract
ALTA survey
Topographic Survey

SECTION II: OPTIONAL DEVELOPMENT PLAN STANDARDS
Z-7397 with the optional development plan standards will conform to the provisions of the Tulsa Zoning Code for development in a CG zoning district and its supplemental regulations except as further refined below. All uses categories, subcategories or specific uses outside of the permitted uses defined below are prohibited.

PERMITTED USE CATEGORIES
i. PUBLIC, CIVIC, AND INSTITUTIONAL
   College or University
   Library or Cultural Exhibit
   Parks and recreation
   Religious Assembly
   Safety Service

ii. COMMERCIAL
   Animal Service (includes all specific uses)
   Assembly and entertainment
Other indoor
(small up to 250 person capacity)
Broadcast or Recording Studio
Commercial Service (includes all permitted specific uses)
Financial Services (includes all specific uses)
Funeral or Mortuary Service
Office (includes all specific uses)
Parking, Non-accessory
Restaurants and Bars (includes all permitted specific uses)
Retail Sales (includes all specific uses)
Self-service Storage Facility
Studio, Artist, or Instructional Service
Trade School
Vehicle Sales and Service
  Fueling Station
  Personal vehicle repair and maintenance
  Personal vehicle rentals
  Vehicle parts and supply sales
  Vehicle body and paint finishing shop

iii. WHOLESALE, DISTRIBUTION AND STORAGE
    Equipment and Materials Storage, Outdoor
    Note: Outdoor storage is prohibited unless shielded by a solid natural
    landscape buffer lot less than 15 feet in width or enclosed masonry walls
    shield view from outside observation. The minimum height of the buffer or
    wall shall not be less than 6 feet.
    Warehouse
    Wholesale Sales and Distribution

iv. INDUSTRIAL
    Low-Impact Manufacturing and Industry

v. RECYCLING
    Consumer Material Drop-off Station

vi. AGRICULTURAL
    Community Garden
    Farm, Market- or Community-supported
    Greenhouse

vii. OTHER
    Drive-in or Drive-through Facility (as a component of an allowed principal use)
    Oil or Gas Well

viii. INDUSTRIAL
    Low-impact manufacturing and Industry

SIGNAGE: (Modifications to these sign standards will automatically be considered a major
amendment to the optional development plan)
On-premise freestanding signs:
  Two double-faced signs, with a maximum display surface area of sixty four square
feet (64 SF) per side and a maximum height of five feet (15 FT) will be permitted
along South 91st West Avenue.

Signage shall be monument style signs. Pole signs are prohibited.
All signs shall be lit by either a constant external light source or a constant internal light source.

Wall Signage:
Wall signage within 250 feet of the north right of way line of South 91st West Avenue must be externally lit with constant light.

Dynamic Display:
No Dynamic Display sign is permitted within 300 feet of the north right of way line of South 91st West Avenue.

DETAILED STAFF RECOMMENDATION:
Z-7397 requesting CG zoning is not consistent with the current Park and Open Space land use designation of the Comprehensive Plan however staff supports the Employment land use designation contemplated with CPA-63. CG zoning with an the optional development plan as defined in Section II is consistent with that land use classification and,

CG zoning with the optional development plan is consistent with the expected development pattern in the area. The optional development plan provides appropriate design and use limitations that would be expected west of Jones/Riverside Airport at this location and,

Contemplated uses in an CG zoning district with the optional development plan standards is considered non-injurious to the surrounding property therefore,

Staff recommends approval of Z-7397 to rezone property from AG/IL to CG with the optional development plan standards identified in Section II and with the concurrent approval of CPA-63.

Staff recommends Approval of Z-7397 to rezone property from AG/IL to CG with an optional development plan.

SECTION III: Supporting Documentation

RELATIONSHIP TO THE COMPREHENSIVE PLAN:

Staff Summary: The concurrent comprehensive plan request (CPA-63) proposes a land use classification change from Parks and Open Space to Employment. Staff supports the requested change. CG zoning with the optional development plan is consistent with the vision and concepts outlined in the Employment land use designation.

Land Use Vision:

Existing Land Use Plan map designation: Park and Open Space
This building block designates Tulsa's park and open space assets. These are areas to be protected and promoted through the targeted investments, public-private partnerships, and policy changes identified in the Parks, Trails, and Open Space chapter. Zoning and other enforcement mechanisms will assure that recommendations are implemented. No park and/or open space exists alone: they should be understood as forming a network, connected by green infrastructure, a transportation system, and a trail system. Parks and open space should be connected with nearby institutions, such as schools or hospitals, if possible.
Open spaces are the protected areas where development is inappropriate, and where the natural character of the environment improves the quality of life for city residents. These include environmentally sensitive areas (e.g., floodplains or steep contours) where construction and utility service would have negative effect on the city's natural systems. Open space tends to have limited access points, and is not used for recreation purposes. Development in environmentally sensitive areas is uncharacteristic and rare, and should only occur following extensive study which shows that development will have no demonstrably negative effect. Open space also includes cemeteries, hazardous waste sites, and other similar areas without development and where future land development and utility service is inappropriate. Parcels in the city meeting this description of open space are designated as areas of stability.

**Proposed land use designation:**
Employment areas contain office, warehousing, light manufacturing and high tech uses such as clean manufacturing or information technology. Sometimes big-box retail or warehouse retail clubs are found in these areas. These areas are distinguished from mixed-use centers in that they have few residences and typically have more extensive commercial activity.

Employment areas require access to major arterials or interstates. Those areas, with manufacturing and warehousing uses must be able to accommodate extensive truck traffic, and rail in some instances. Due to the special transportation requirements of these districts, attention to design, screening and open space buffering is necessary when employment districts are near other districts that include moderate residential use.

**Areas of Stability and Growth designation: Area of Stability**
The purpose of Areas of Growth is to direct the allocation of resources and channel growth to where it will be beneficial and can best improve access to jobs, housing, and services with fewer and shorter auto trips. Areas of Growth are parts of the city where general agreement exists that development or redevelopment is beneficial. As steps are taken to plan for, and, in some cases, develop or redevelop these areas, ensuring that existing residents will not be displaced is a high priority. A major goal is to increase economic activity in the area to benefit existing residents and businesses, and where necessary, provide the stimulus to redevelop.

Areas of Growth are found throughout Tulsa. These areas have many different characteristics but some of the more common traits are close proximity to or abutting an arterial street, major employment and industrial areas, or areas of the city with an abundance of vacant land. Also, several of the Areas of Growth are in or near downtown. Areas of Growth provide Tulsa with the opportunity to focus growth in a way that benefits the City as a whole. Development in these areas will provide housing choice and excellent access to efficient forms of transportation including walking, biking, transit, and the automobile.

**Transportation Vision:**

**Major Street and Highway Plan:** None that affect this site.

**Trail System Master Plan Considerations:** None
Small Area Plan: None

Special District Considerations: None

Historic Preservation Overlay: None

DESCRIPTION OF EXISTING CONDITIONS:

Staff Summary: The site is east of a level system that protects this property from Hagar Creek flood events. Several engineering challenges may affect the development of this site. The Jenks Planning Department has noted that sanitary sewer is not available from Jenks without downstream improvements; storm water discharge should be drained away from Jenks toward the Arkansas River or to the Jenks.

Environmental Considerations: None that would affect site development.

Streets:

<table>
<thead>
<tr>
<th>Exist. Access</th>
<th>MSHP Design</th>
<th>MSHP R/W</th>
<th>Exist. # Lanes</th>
</tr>
</thead>
<tbody>
<tr>
<td>West 91st Street</td>
<td>Secondary Arterial</td>
<td>100 feet</td>
<td>3</td>
</tr>
<tr>
<td>South Elwood Avenue</td>
<td>Secondary Arterial</td>
<td>100 feet</td>
<td>3</td>
</tr>
</tbody>
</table>

Utilities:

The subject tract has municipal water and sewer available.

Surrounding Properties:

<table>
<thead>
<tr>
<th>Location</th>
<th>Existing Zoning</th>
<th>Existing Land Use Designation</th>
<th>Area of Stability or Growth</th>
<th>Existing Use</th>
</tr>
</thead>
<tbody>
<tr>
<td>North</td>
<td>AG</td>
<td>Park and Open Space</td>
<td>Stability</td>
<td>Levee, Tulsa County floodway</td>
</tr>
<tr>
<td>East</td>
<td>IL</td>
<td>Employment</td>
<td>Growth</td>
<td>Jones Airport</td>
</tr>
<tr>
<td>South</td>
<td>Jenks (RS-2 and IL)</td>
<td>Medium intensity Residential and medium commercial use where PSO substation located</td>
<td>NA</td>
<td>Single family residential and PSO Substation</td>
</tr>
<tr>
<td>West</td>
<td>AG</td>
<td>Park and Open Space</td>
<td>Stability</td>
<td>Levee, Tulsa County floodway</td>
</tr>
</tbody>
</table>
SECTION IV: Relevant Zoning History

ZONING ORDINANCE: Ordinance number 15871 dated November 18, 1983 (IL), and 11817 dated June 26, 1970 (AG), established zoning for the subject property.

Subject Property:

Z-5873 November 1983: All concurred in approval of a request for rezoning a 23+ acre tract of land from AG to IL, for industrial use, on property located on the northwest corner of W. 91st St. and S. Elwood Ave. and also known as a part of the subject property.

Surrounding Property:

BOA-21872 April 14, 2015: The Board of Adjustment approved a Special Exception to allow an aviation college/school (Use Unit 5) in an IL district, on property located at 112 W. Beechcraft Dr. and east of subject property across S. Elwood Ave.

BOA-7490 June 1, 1972: The Board of Adjustment approved a Special Exception to permit operating an airport in an IL district, limiting approval to that portion of the request located north of 91st St. as per plot plan, on property located at the northeast corner of W. 91st St. and S. Elwood Ave. across S. Elwood from subject property.
Z-7397 with Optional Development Plan

Note: Graphic overlays may not precisely align with physical features on the ground.

Aerial Photo Date: February 2016
SUBJECT TRACT LAND USE PLAN PARK & OPEN SPACE

Land Use Plan Categories:
- Downtown
- Downtown Neighborhood
- Main Street
- Mixed-Use Corridor
- Regional Center
- Neighborhood Center
- Employment
- New Neighborhood
- Existing Neighborhood
- Park and Open Space
- Arkansas River Corridor

Z-7397
with Optional Development Plan

0 250 500

18-12 14

40.11
Z-7397
with Optional Development Plan

Growth and Stability

Area of Growth
Area of Stability
FILE: 171790LG-A

Notes
1. THE BEARING BASE FOR THIS EXHIBIT IS BASED ON THE SOUTH LINE OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 14, T-18N, R-12E AS S88°59'14"W.
LEGAL DESCRIPTION EXHIBIT “A” – CG ZONING

A TRACT OF LAND LYING IN THE EAST HALF (E/2) OF THE SOUTHEAST QUARTER (SE/4) OF SECTION FOURTEEN (14), TOWNSHIP EIGHTEEN (18) NORTH, RANGE TWELVE (12) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS TO-WIT: BEGINNING AT THE SOUTHEAST CORNER OF THE EAST HALF (E/2) OF THE SOUTHEAST QUARTER (SE/4) OF SAID SECTION FOURTEEN (14); THENCE S88°59'14"W AND ALONG THE SOUTH LINE OF THE EAST HALF OF SAID SECTION FOURTEEN (14) FOR A DISTANCE OF 1248.26 FEET; THENCE N01°30'46"W FOR A DISTANCE OF 122.24 FEET; THENCE N10°50'19"E FOR A DISTANCE OF 285.24 FEET; THENCE N22°44'37"E FOR A DISTANCE OF 1521.83 FEET; THENCE N16°58'35"E FOR A DISTANCE OF 128.57 FEET; THENCE N46°04'17"E FOR A DISTANCE OF 669.44 FEET; THENCE N88°57'23"E FOR A DISTANCE OF 50.00 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER (SE/4) OF SAID SECTION FOURTEEN (14); THENCE S01°01'51"E AND ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER (SE/4) OF SAID SECTION FOURTEEN (14) A DISTANCE OF 2352.85 FEET TO THE POINT OF BEGINNING; SAID TRACT CONTAINING 1,907,961 SQUARE FEET OR 43.80 ACRES MORE OR LESS.

LEGAL DESCRIPTION WAS PREPARED ON MAY 4, 2017 BY CLIFF BENNETT, PLS #1815 WITH THE BEARINGS BASED ON THE SOUTH LINE OF THE EAST HALF (E/2) OF THE SOUTHEAST QUARTER (SE/4) OF SAID SECTION FOURTEEN (14) AS S88°59'14"W.

SURVEYOR’S CERTIFICATE

I, CLIFF BENNETT OF BENNETT SURVEYING, INC., CERTIFY THAT THE LEGAL DESCRIPTION HEREON CLOSES IN ACCORDANCE WITH CURRENT TOLERANCES AND IS A TRUE REPRESENTATION OF THE REAL PROPERTY DESCRIBED, AND THAT THE SURVEY OF THE REAL PROPERTY MEETS THE MINIMUM TECHNICAL STANDARDS AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR THE STATE OF OKLAHOMA.

WITNESS MY HAND AND SEAL THIS 4TH DAY OF MAY, 2017.

FILE: 171790LG-A

CLIFF BENNETT, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2018

CLOSURE REPORT

North: 381761.4298'  East: 2561666.9733'
Course: S88°59'14"W  Length: 1248.26'
North: 381739.3664'  East: 2560418.5083'
Course: N01°30'46"W  Length: 122.24'
North: 381861.5873'  East: 2560416.7477'
Course: N10°50'19"E  Length: 285.24'
North: 382122.0988'  East: 2560466.6243'
Course: N22°44'37"E  Length: 1521.83'
North: 383525.5942'  East: 2561054.9761'
Course: N16°58'35"E  Length: 128.57'
North: 386364.5619'  East: 2561092.5157'
Course: N46°04'17"E  Length: 669.44'
North: 384112.9936'  East: 2561574.6485'
Course: N88°57'23"E  Length: 50.07'
North: 384113.9043'  East: 2561624.8412'
Course: S01°01'51"E  Length: 2352.85'
North: 381761.4301'  East: 2561666.9701'

Perimeter: 6358.43'  Area: 43.80 acres
Error Closure: 0.0061  Course: N31°20'32"W
Error North: 0.00524  East: -0.00319

Precision: 1:1042365.57

40.14