

To:

Honorable Mayor and City Councilors

From:

Michael Spurgeon, City Manager

Date:

August 10, 2018

Re:

Notes to Council

1. STAFF REPORTS / ITEMS REQUIRING IMMEDIATE ATTENTION

Development Services Report – Proposed Medical Marijuana Zoning Changes

2. GENERAL CORRESPONDENCE / NOTIFICATION

N/A

3. SPECIAL EVENTS / ACTIVITIES

- Upcoming Special Events
- Parks Department Post Event Report Get Your Science On
- Parks Department Post Event Report Play Ball
- Parks Department Event Announcement SandDazzle on August 11th

Respectfully submitted,

Michael Spurgeon

jmh

Attachments

| 1. STAFF | REPORTS / ITEM | IS REQUIRING | G IMMEDIATE A | ATTENTION |
|----------|----------------|--------------|---------------|-----------|
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INTEROFFICE MEMO

To: City Council

Cc: Michael Spurgeon, City Manager

Kenny Schwab, Assistant City Manager – Operations

From: Michael W. Skates, Development Services Director

Date: August 10, 2018

Re: Development Services Report – Proposed Medical Marijuana Zoning Changes

Proposed Zoning Change – With the passing of SQ 788, Development Services has coordinated closely with the City Legal Department regarding the law and what code changes, if any, are necessary to be complaint with State Law.

As discussed by Acting City Attorney Trevor Dennis at the August 7, 2018 City Council meeting, the Health Department is still making determinations and modifying previous stated changes related to Medical Marijuana. In his discussion, he mentioned that Development Services had reviewed the law and determined that certain changes were necessary within the Zoning Code for dispensaries, growing and processing.

In interpreting the law and looking at how best to categorize medical marijuana dispensary locations, we looked at three possibilities. First, was just a general reference of medical marijuana that would allow it sold wherever feasible in meeting the distance requirement from schools with no real change in the zoning code. Second, was placing medical marijuana into its own zoning category and regulating what district a business could set up shop. Third, was to place it in with Alcohol Beverages, retail sale.

Through detailed discussions among City staff, we agreed to propose placing medical marijuana in with Alcohol Beverage, retail sale. This allows dispensaries to be placed in the same locations where Liquor stores are located.

We were in agreement of placing commercial growing and processing in commercial use - agriculture in Industrial Light (IL) or Industrial Heavy (IH) zoning districts only. This made since with growing necessary to be indoors.

To meet target dates of the law and the expected rollout of medical marijuana, staff sent notice to the local newspaper this past Wednesday, August 8, 2018 for the required 20 notice period. A special Planning Commission meeting is scheduled for August 30, 2018. If approved by Planning Commission, the zoning code change recommendations will go forward to City Council September 4, 2018.

ORDINANCE NO.

An ordinance amending Section 3.1.F (Table 3.1-1) Table of Allowed Uses; and Section 5.4 (Table 4.4.1) Off-Street Parking Schedule A; and Section 10.3.D.1 Definitions of General Use Categories and Specific Use Types; and Section 10.3.D.9 Definitions of General Use Categories and Specific Use Types of the Broken Arrow Zoning Ordinance (No. 2931); repealing all ordinances or parts of ordinances in conflict herewith; and declaring an emergency.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW:

SECTION I. Section 3.1.F (Table 3.1-1) Table of Allowed Uses, of the Broken Arrow Zoning Code (No. 2931) is hereby amended to read as follows:

F. Table of Allowed Uses

| USE CATEGORY | USE TYPE | A G | | RESID | ENT | IAL | | | ١ | DRO | 3.1-′ D AF | REAS | 3 | | | | D US | | CO | OMM /OF | ERC FICE | | IN | ID'L | |
|---------------------|--|--------|--------|---|--------|--------|-------------|-----|------|------|---------------|------|---|---|--------|--------|--------|--------|--------|------------|-------------|----|----|------|--|
| | | A 1 | R E | RS1 / R1 RS2 / R2 RS3 / R3/R S4 | R D | R M | R M H | 1 | 2 | 3 | 4 | 5 | 6 | 7 | N M | C M | D M | D F | 0 N | CN | C G | СН | L | H | SPECIFIC USE PERMIT STANDARDS |
| | | | | | | | F | RES | IDEI | NTIA | AL U | SES | 6 | | | | | | | | | | | | |
| Household Living | Dwelling, duplex | | | | Р | Р | | Р | Р | | | | | | | | | | | | | | | | |
| | Dwelling, multi- family | | | | | Р | | Р | | | | Р | Р | Р | Р | Р | Р | Р | | | | | | | |
| | Dwelling, single- family attached | | | | Р | Р | | Р | Р | | | | | | Р | Р | Р | Р | | | | | | | |
| | Dwelling, single- family detached | Р | Р | Р | Р | | Р | Р | Р | Р | Р | Р | | | | | | Р | | | | | | | |
| | Dwelling, mobile home | s | | | | | Р | | | | | | | | | | | | | | | | | | 3.2.A.1. |
| | Dwelling, zero lot line | | | | Р | | | | | | | | | | Р | | | Р | | | | | | | |
| | Mobile home park | | | | | | Р | | | | | | | | | | | | | | | | | | |
| | Mobile home subdivision | | | | | | Р | | | | | | | | | | | | | | | | | | |
| Group Living | Boarding, dormitory, and rooming house | | | | | Р | | | | | | | | | | | | | | | | | | | |
| | Group home | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | | | | | | | | | | | | | | |
| | Convalescent home, nursing home, or assisted living facility | S | s | s | Р | Р | | s | s | s | s | Р | Р | Р | Р | Р | Р | Р | | | | | | | 3.2.A.2. |

| | | | | | | | | | Т | ABL | E 3.1 | I-1 T | ABL | E O | F AL | LOW | ED I | JSE: | s | | | | | | |
|-------------------------|---|--------|--------|--------|----------|-----|-------------|-------|------|-----|-------|-------|-----|-----|--------|----------|------|--------|-----|-------------|----------|----|----------|--------|--|
| USE CATEGORY | USE TYPE | A G | ı | RESIDE | NTIA | L | | | | | ARE | | | | | (ED | | | CON | MME OFFI | | AL | INE |)'L | |
| | | A 1 | R E | | R D | N.A | R M H | 1 : | 2 | 3 | 4 | 5 | 6 | | N M | C M | | D F | | | | СН | L | I H | SPECIFIC USE PERMIT STANDARDS |
| | | | | | | Pl | JBL | IC/IN | ISTI | TUT | ΠΟΝ | IAL | USE | S | | | | | | | | | | | |
| Community Service | Cemetery | s | | | | | | | | | | | | | | | | | | | | | | | 3.2.B.3. |
| | Crematorium, without funeral parlor or public area | s | | | | | | | | | | | | | | | | | | | | | Р | P | 3.2.B.4. |
| | Government administration and civic buildings | s | s | s | s | s | s | S | s | s | s | Р | Р | Р | Р | Р | Р | Р | Р | Р | P | Р | Р | Р | |
| | Municipal or community recreation center | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | s | | |
| | Places of assembly | s | s | s | s | s | s | S | s | s | s | s | s | s | s | s | s | s | Р | s | s | s | | | 3.2.B.6. |
| | Public safety facility | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | |
| Cultural Facility | Art gallery or museum, public | s | s | s | s | s | | S | s | S | s | Р | Р | Р | Р | Р | Р | Р | | Р | Р | Р | | | 3.2.B.2. |
| | Library, public | s | s | S | s | s | | s | s | s | s | Р | Р | Р | Р | Р | Р | Р | | Р | Р | Р | | | 3.2.B.5. |
| Child Care Facility | Child care center | S | S | S | S | S | S | S | S | S | S | S | S | S | | | S | S | Р | Р | s | | | | |
| | Day care center / nursery school | S | S | S | S | S | S | S | S | S | S | S | S | S | | | S | S | Р | Р | S | | | | |
| | Home day care | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | | | | | | | | | | | | | | |
| Education | College or university | s | s | | | | | | | | | | | | | s | s | s | | s | Р | Р | | | 3.2.B.7. |
| | Elementary | s | s | s | s | s | s | s | s | s | s | Р | Р | Р | Р | Р | Р | Р | | | | | | | 3.2.B.7. |
| | Middle school or high school | s | s | s | s | s | s | S | s | s | s | Р | Р | Р | Р | Р | Р | Р | | | | | | | 3.2.B.7. |
| | Trade school | s | s | S | s | s | s | s | s | s | s | Р | Р | Р | Р | Р | Р | Р | s | s | Р | Р | Р | | 3.2.B.7 |
| Health Care Facility | Medical office or clinic | | | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | | | |
| | Hospital | s | s | s | s | s | s | | | | | | | | | | | s | | | Р | Р | | | |
| | | JL | | | <u> </u> | Pl | JBL | IC/IN | ISTI | TUT | ΓΙΟΝ | IAL | USE | ES | | <u> </u> | ļ | ļ | | <u> </u> | <u> </u> | | | | |

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| Parks and Open Space | Arboretum or botanical garden | Р | s | s | | | | | | | | | | | | | | | | | | | | | 3.2.B.1. |
| | Campground | s | | | | | | | | | | | | | | | | | | | | | | | |
| | Community playfields and parks | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | |
| Telecom- munication Facility | Tower (including any facility with tower) | | | s | s | s | s | s | s | S | s | s | s | s | s | s | s | s | s | s | Р | Р | Р | Р | 5.9 |
| | Broadcasting or recording studio, (no tower) | | | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | |
| | Transmitting station (no tower) | | | | | | | | | | | | | | | | | | | Р | Р | Р | Р | Р | |
| Transportation on Facility | Airport | s | | | | | | | | | | | | | | | | | | | | s | s | S | |
| | Bus and passenger train terminal | | | | | | | | | | | s | s | Р | | Р | s | s | s | Р | Р | Р | Р | | |
| | Heliport | s | | | | | | | | | | | | | | | | | | | s | s | s | S | |
| Utility | Utility facility, major | s | | | | | | | | | | | | | | | | | | | s | s | s | Р | |
| | Utility facility, | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | |
| | | | | | | | C | OM | ME | RCIA | AL U | ISES | <u> </u> | | 6 | | | | 6 | | | | | | l |
| Agriculture | Agriculture | Р | | | | | | | | | | | | | Г | | | | Г | | | | | | |
| | Medical Marijuana Commercial Growing /Cultivation | | | | | | | | | | | | | | | | | | | | | | P | Р | |
| Animal Sales and Services | Animal pet shop, retail | | | | | | | | | | | | | Р | | s | | | | | Р | Р | Р | | |
| | Animal training school | s | | | | | | | | | | | | | | | | | | | | s | Р | | 3.2.C.1. |
| | Kennel | S | | | | | | | | | | | | | | | | | | | | s | Р | | 3.2.C.1. |
| | Veterinary clinic/animal hospital | s | | | | | | | | | | | | s | | s | | | | | s | Р | Р | | 3.2.C.1. |
| | Veterinary clinic, large animal | s | | | | | | | | | | | | | | | | | | | | | | | 3.2.C.1. |
| Financial Service | Financial institution, with drive-thru | | | | | | | | | | | s | Р | Р | s | Р | Р | s | s | Р | Р | Р | | | |
| | Financial institution, without drive- thru | | | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | Р | | | |

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| Food and | Bar/Nightclub | | | | | | | | | | | | Р | Р | П | Р | Р | | Г | | Р | Р | Г | | |
| Beverage | Catering service | | | | | | | | | | | Р | Р | Р | Р | Р | | Р | | Р | Р | Р | | | |
| | Fruit and vegetable market | | | | | | | | | | | Р | Р | Р | | | Р | Р | | Р | Р | Р | | | |
| | Restaurant, drive-in | | | | | | | | | | | | | Р | | | | | | | Р | Р | | | |
| | Restaurant, without drive- thru | | | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | | Р | Р | Р | | | |
| | Restaurant, with drive-thru | | | | | | | | | | | | | Р | | | | | | s | Р | Р | | | |
| | Micro food and beverage production* | | | | | | | | | | | s | s | s | s | s | s | s | | s | s | s | Р | Р | 3.2.C.2 |
| Office Office, business or professional PPPPPPPPPPPPPPPPPPPPPPPPPPPPPPPPPPPP | | | | | | | | | | | | | | | | | | | | | | | | | |
| Research laboratory PPP | | | | | | | | | | | | | | | | | | | | | | | | | |
| Recreation and Entertainment, Outdoor | | | | | | | | | | | | | | | | | | | | | | | | | |
| | ertainment, recreation S 3.2.C.4. | | | | | | | | | | | | | | | 3.2.C.4. | | | | | | | | | |
| | Golf course or driving range, lighted | s | | | | | | | | | | | | | | | | | | | | Р | | | 3.2.C.4 |
| | Major entertainment facility | S | | | | | | | | | | | | | | | | | | | | Р | s | | 3.2.C.4 |
| | Race track (auto, dog, or horse) | s | | | | | | | | | | | | | | | | | | | | s | | | 3.2.C.4 |
| | RV campground/ park | | | | | | | | | | | | | | | | | | | | | s | | | 3.2.C.3. |
| | Shooting range | s | | | | | | | | | | | | | | | | | | | | | | | 3.2.C.4 |
| | Zoo | s | | | | | | | | | | | | | | | | | | | | | | | 3.2.C.4 |
| Recreation And Entertainment Indoor | Art gallery or museum, private | | | | | | | | | | | Р | Р | Р | | Р | P | Р | Р | Р | Р | Р | | | |
| | Fitness and recreational sports center | s | | | | | | | | | | Р | Р | Р | s | Р | Р | Р | s | s | Р | Р | s | | |
| | General indoor recreation | | | | | | | | | | | s | s | Р | | Р | s | | | Р | Р | Р | s | | |
| | | 1 | | | ' | <u>'</u> | (| ОМ | ME | RCI | AL U | SES | 3 | <u>'</u> | | | | | | • | ' | | | | |

| Recreation And Entertainment | Major entertainment facility | | | | | | | | | s | s | s | | | s | s | | | s | Р | Р | | |
|------------------------------------|--|---|--|---|---|-----|-----|-----|------|-----|---|---|---|---|---|---|---|---|---|---|---|---|----------|
| Indoor Cont | Movie theatre | | | | | | | | | S | s | Р | | Р | s | S | | | P | Р | | | |
| Personal Services | Dry cleaning and laundry service | | | | | | | | | | | P | | Р | | | | | Р | Р | Р | | |
| | Funeral services | | | | | | | | | | | Р | | Р | | | | Р | Р | Р | | | |
| | General personal services | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | | Р | Р | Р | | | |
| | Instructional services | | | | | | | | | Р | Р | Р | | Р | | Р | s | Р | P | Р | | | |
| Retail (Sales) | Alcoholic beverages, retail sale Medical Marijuana, retail sale | | | | | | | | | | Р | Р | | Р | Р | | | Р | Р | Р | | | |
| | Convenience store with gas sales | | | | | | | | | | | P | | P | | | | Р | Р | P | | | |
| | Horticulture nursery sales | s | | | | | | | | | | Р | | | | | | | Р | Р | | | |
| | Open-air market or flea market | | | | | | | | | | s | s | | | s | | | | s | s | | | |
| | Retail, general | | | | | | | | | Р | Р | Р | Р | Р | Р | Р | | Р | Р | Р | | | |
| | Retail, large | | | | | | | | | | | | | | | | | | Р | Р | | | |
| | Sexually oriented business | | | | | | | | | | | | | | | | | | | Р | | | |
| Vehicles and Equipment | Boat and/or RV storage | | | | | | | | | | | | | | | | | | | s | Р | Р | |
| | Car wash | | | | | | | | | | | | | | | | | | | P | Р | | |
| | Gasoline sales | | | | | | | | | | | Р | | | | | | | Р | Р | Р | | |
| | Parking structure | | | | | | | | | Р | P | Р | Р | P | P | P | | | P | P | Р | P | |
| | Vehicle sales and rental | | | | | | | | | | | | | | | | | | | S | | | 3.2.C.5. |
| | Vehicle service and repair, major | | | | | | | | | | | | | | | | | | | | Р | Р | |
| | Vehicle service and repair, minor | | | | | | | | | | | Р | | Р | | | | | Р | Р | Р | Р | |
| Visitor Accommodation | Bed and breakfast | Р | | s | s | | | | | s | Р | Р | s | S | Р | S | | | Р | Р | | | |
| | Hotel or motel | | | | | | | | | s | Р | Р | | Р | Р | S | | | Р | Р | | | |
| | | | | | | IND | UST | RIA | L US | SES | | | | | | | | | | | | | |
| Industrial Service | Fossil fuel storage | | | | | | | | | | | | | | | | | | | | s | Р | |
| | | | | | | IND | UST | RIA | L US | SES | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | | | | | |

| Industrial Service Cont | General industrial service | | | | | | | | | | | | | Р | Р | |
|--------------------------------------|--------------------------------------|---|--|--|--|--|--|---|--|---|--|--|---|---|---|----------|
| Manufacturing and Production | Assembly, light | | | | | | | s | | s | | | | Р | Р | 3.2.D.1 |
| | Manufacturing, light | | | | | | | | | | | | | Р | Р | |
| | Manufacturing, heavy | | | | | | | | | | | | | | Р | |
| Mining and Processing | Minerals and raw materials | s | | | | | | | | | | | | | s | |
| | Oil and gas | s | | | | | | | | | | | | | s | |
| Warehouse and Freight Movement | Mini-storage | | | | | | | | | | | | s | Р | Р | 3.2.D.3. |
| | Motor freight terminal | | | | | | | | | | | | | Р | Р | |
| | Office warehouse | | | | | | | | | | | | s | Р | Р | |
| | Storage yard | | | | | | | | | | | | | Р | Р | |
| | Warehouse | | | | | | | | | | | | | Р | Р | |
| | Wholesale establishment | | | | | | | | | | | | | Р | Р | |
| Waste and Salvage | Auto salvage yard | | | | | | | | | | | | | | s | 3.2.D.4. |
| | Scrap operations | | | | | | | | | | | | | | s | |
| | Recycling center (outdoor or indoor) | | | | | | | | | | | | s | Р | Р | |
| | Solid waste disposal | s | | | | | | | | | | | | | s | 3.2.D.2. |

SECTION II. Section 5.4 (Table 4.4.1) Off-Street Parking Schedule A, of the Broken Arrow Zoning Code (No. 2931) is hereby amended to read as follows:

| | TABLE 5.4.1: OFF-STREET PAR | RKING SCHEDULE A |
|-------------------------------|--|--|
| Use Category | Use Type | Minimum Parking Spaces Required |
| RESIDENTIAL USES | Ose Type | Willing Spaces Required |
| Household Living | Dwelling, duplex | 2 per unit |
| Trouseriola Living | Dwelling, duplex Dwelling, multi-family | 2 per unit |
| | Dwelling, multi-family Dwelling, single-family attached | 2 per unit |
| | Dwelling, single-family detached | 2 per unit |
| | Dwelling, mobile home | 2 per unit |
| | Dwelling, zero lot line | 2 per unit |
| | Mobile home park | 2 per unit (include visitor parking – 2 spaces per 3 mobile homes) |
| | Mobile home subdivision | 2 per unit (include visitor parking – 2 spaces per 3 mobile homes) |
| Group Living | Boarding, dormitory, and rooming house | 1 per bed |
| | Group home | 1 per 2 beds, plus 1 per 100 square feet of assembly area |
| | Convalescent home, nursing home, or assisted living facility | 1 per 2 beds/rooms (whichever is greater), plus 1 space per 2 employees on largest shift |
| PUBLICINSTITUTIONAL US | | |
| Community Service | Cemetery | See Schedule C |
| | Crematorium, without funeral parlor or public area | 1 space per 400 square feet of office area |
| | Government administration and civic buildings | 1 per 300 square feet |
| | Municipal or community recreation center | 1 per 300 square feet |
| | Place of assembly | 1 per 4 seats in meeting area or 1 per 100 square feet in meeting area without seats |
| | Public safety facility | 1 per 300 square feet |
| Cultural Facility | Art gallery or museum, public | 1 per 400 square feet |
| | Library, public | 1 per 300 square feet |
| Child Care Facility | Child care center | per 400 square feet plus 1 additional space for pick-up and delivery of children |
| | Day care center / nursery school | per 400 square feet plus 1 additional space for pick-up and delivery of children |
| | Home day care | 2 per dwelling unit plus 1 space for day care patrons |
| Education | College or university | 1 per 400 square feet |
| | Elementary school | 1 per 800 square feet |
| | Middle school or high school | 1 per 400 square feet |
| | Trade school | 1 per each 2 students, based on design capacity |
| Health Care Facility | Medical office or clinic | 1 per 250 square feet |
| | Hospital | 1 per 2 beds plus 1 space per 300 square feet of office area |
| Parks and Open Space | Arboretum or botanical garden | 1 per 300 square feet |
| | Campground | 1 per tent site plus 1 per employee on largest shift |
| | Community playfields and parks | See Schedule C |
| Telecommunication Facility | Tower (including any facility with tower) | No parking requirement |
| | Broadcasting or recording studio (no tower) | 1 per 300 square feet |
| | Transmitting station (no tower) | 1 per 200 square feet |
| Transportation Facility | Airport | See Schedule C |
| | Bus and passenger train terminal | See Schedule C |
| | Heliport | See Schedule C |
| Utility | Utility facility, major | See Schedule C |
| | Utility facility, minor | See Schedule C |

| | TABLE 5.4.1: OFF-STREET PAR | RKING SCHEDULE A |
|--|--|--|
| Use Category | Use Type | Minimum Parking Spaces Required |
| COMMERCIAL USES | | |
| Agriculture | Agriculture | See Schedule C |
| - · · · · · · · · · · · · · · · · · · · | Medical Marijuana Commercial | 1 per 1,500 square feet |
| Aminos Colos and Comisso | Growing /Cultivation | 4 = = 200 ============================== |
| Animal Sales and Services | Animal pet shop, retail | 1 per 300 square feet |
| | Animal training school | See Schedule C |
| | Kennel | 1 per 200 square feet |
| | Veterinary clinic/animal hospital | 1 per 200 square feet |
| | Veterinary clinic, large animal | 1 per 200 square feet |
| Financial Service | Financial institution, with drive-thru | 1 per 300 square feet, plus stacking spaces per Section 5.4.E. (Ord No. 3057, adopted 10-06-09) |
| | Financial institution, without drive- thru | 1 per 300 square feet |
| Food and Beverage Service | Bar/Nightclub | 1 per 100 square feet (including outdoor serving/seating areas) |
| OCI VICE | Catering service | 1 per 300 square feet |
| | Fruit and vegetable market | 1 per 300 square feet |
| | Truit and vegetable market | 1 per 100 square feet (including outdoor |
| | Restaurant, drive-in | serving/seating areas) |
| | 5 | 1 per 100 square feet (including outdoor |
| | Restaurant, without drive-thru | serving/seating areas) |
| | | 1 per 100 square feet (including outdoor |
| | Restaurant, with drive-thru | serving/seating areas) plus stacking requirements |
| | Restaurant, with unive-tinu | per Section 5.4.E (Ord No. 3057, adopted 10-06- |
| | | 09) |
| | Micro food and beverage production | See Schedule B |
| Office | Office, business or professional | 1 per 300 square feet |
| | Research laboratory | 1 per 500 square feet |
| Recreation and Entertainment, Outdoor | General outdoor recreation | See Schedule C |
| , | 0.11 | Golf course: 6 per hole |
| | Golf course or driving range, unlighted or lighted | Driving range: 1.5 spaces per tee |
| | unlighted of lighted | Buildings: Additional 1 per 400 square feet |
| | Major entertainment facility | 1 per each four seats provided in the main seating area(s) |
| | Race track (auto, dog, or horse) | 1 per each four seats provided in the main seating |
| | Race track (auto, dog, or norse) | area(s) |
| | RV campground/park | See Schedule C |
| | Shooting range | 1 per bay |
| | Zoo | See Schedule C |
| Recreation And Entertainment Indoor | Art gallery or museum, private | 1 per 400 square feet |
| | Fitness and recreational sports center | 1 per 250 square feet |
| | General indoor recreation, | 1 per 250 square feet |
| | • | <u> </u> |
| | Major entertainment facility | See Schedule C |
| | Movie theatre | 1 per each 4 seats provided |
| Retail (Personal Service) | Dry cleaning and laundry service | 1 per 300 square feet |
| | Funeral services | 1 per 4 seats of main assembly room |
| | | Under 2,000 square feet (gross floor area): 1 per 250 square feet |
| | General personal services | |
| | | 2,000 square feet or more (gross floor area): 1 per 300 square feet |
| | Instructional services | See Schedule C |
| Retail (Sales) | Alcoholic beverages, retail sale Medical Marijuana, retail sale | 1 per 300 square feet |
| | Convenience store with gas sales | 1 per dispensing station plus 1 space per 200 square |
| | Horticulture nursery sales | feet of retail space 1 per 300 square feet |
| | Horticulture Hursery Sales | |
| | Open-air market or floa market | See Schedule B |
| | Open-air market or flea market Retail, general | See Schedule B 1 per 300 square feet |

| | TABLE 5.4.1: OFF-STREET PA | RKING SCHEDULE A |
|---------------------------------|--------------------------------------|--|
| Use Category | Use Type | Minimum Parking Spaces Required |
| | Sexually oriented business | Bar, restaurant, or entertainment space: 1 space per 100 square feet; Retail sales/rental space: 1 space per 300 square feet |
| Vehicles and Equipment | Boat and/or RV storage | 1 per 50 vehicles stored |
| | Car wash | 1 per 500 square feet of building area |
| | Gasoline sales | 1 per dispensing station plus 1 space per 200 square feet of retail space |
| | Parking structure | No requirement |
| | Vehicle sales and rental | 1 per 400 square feet of office sales area, plus 1 space per 1,000 square feet outdoor display area |
| | Vehicle service and repair, major | 1 per 400 square feet |
| | Vehicle service and repair, minor | 1 per 400 square feet |
| Visitor Accommodation | Bed and breakfast | 1 per bedroom, plus 2 spaces for primary residence |
| | Hotel or motel | 1 per room, plus 1 space per employee on largest shift, plus 1 space per 300 square feet of meeting or restaurant and bar area |
| INDUSTRIAL USES | | |
| Industrial Service | Fossil fuel storage | 1 per employee on largest shift |
| | General industrial service | See Schedule C |
| Manufacturing and Production | Assembly, light | 1 per 1,500 square feet |
| | Manufacturing, light | 1 per 1,500 square feet |
| | Manufacturing, heavy | 1 per 1,500 square feet |
| Mining and Processing | Minerals and raw materials | See Schedule C |
| | Oil and gas | See Schedule C |
| Warehouse and Freight Movement | Mini-storage | 1 per 3,000 square feet |
| | Motor freight terminal | See Schedule B |
| | Office warehouse | See Schedule B |
| | Storage yard | See Schedule B |
| | Warehouse | See Schedule B |
| | Wholesale establishment | See Schedule B |
| Waste and Salvage | Auto Salvage Yard | See Schedule C |
| | Scrap Operations | See Schedule C |
| | Recycling center (outdoor or indoor) | See Schedule C |
| | Solid waste disposal | See Schedule C |

SECTION III. Section 10.3.D.1 Definitions of General Use Categories and Specific Use Types of the Broken Arrow Zoning Ordinance (No. 2931) is hereby amended to read as follows:

1. Agriculture

The use of land for purposes including farming, ranching, dairying, pasturage, horticulture, animal and poultry husbandry, and accessory uses.

a. Medical Marijuana Commercial Growing /Cultivation
 Indoor commercial medical marijuana growing/cultivation as established by Title 63 O.S. § 421A State of Oklahoma

SECTION IV. Section 10.3.D.9 Definitions of General Use Categories and Specific Use Types of the Broken Arrow Zoning Ordinance (No. 2931) is hereby amended to read as follows:

9. Retail (Sales)

Establishments engaged in the sale, lease, or rent of new or used products to the public. No outdoor display of merchandise is permitted unless specifically authorized by this Ordinance. Accessory uses may include offices, parking, storage of goods, and assembly, repackaging, or repair of goods for on-site sale. Specific use types include, but are not limited to:

a. Alcoholic Beverages, Retail Sales

A retail establishment, such as a liquor store, licensed to sell alcoholic beverages such as beer, wine, and liquor. No on-site consumption is allowed.

b. Medical Marijuana, Retail Sales

A retail establishment, like a Medical Marijuana Dispensary, licensed to sell Medical Marijuana as established by Title 63 O.S. § 421A State of Oklahoma.

i. A Medical Marijuana Dispensary permit will not be granted to any applicant where the proposed location would be located within one thousand (1,000) feet from any public or private school entrance. The distance specified shall be measured from any entrance of the school to the nearest property line point of the dispensary.

c. Convenience Store with Gas Sales (Amended 4-5-11)

An establishment engaged in the sale of convenience goods, such as but not limited to pre-packaged food items, tobacco, over-the-counter drugs, periodicals, and other household goods; and which also provides the retail sale of petroleum products that are dispensed through gasoline pumps and other supplies for motor vehicles. (Ord No. 3155 adopted 4-5-11)

d. Horticulture Nursery Sales

Land or buildings used to raise flowers, shrubs, trees, and other plants for retail sale.

e. Open Air Market or Flea Market

Premises intended for individual vendors who display and sale merchandise in small quantities including but not limited to household goods, appliances, tools, food, and arts and crafts. The display and sale of merchandise may be indoor or outdoor in facilities including but not limited to building, open air, or partially enclosed booths or stalls. This definition does not include retail sidewalk sales or garage sales.

f. Retail, General

Retail establishments not elsewhere classified that provide goods directly to the consumer, including but are not limited to: apparel shops, appliance sales, auto parts store, bait shop, bakeries, bookstores, camera shops, clothing stores, convenience stores without gas pumps, department stores, electronic stores, factory outlet stores, florists, grocery stores, furniture stores, hardware and building material sales, pet shops, pawn shops, pharmacies, shoe stores, and toy stores.

g. Retail, Large

A building that meets the definition of "general retail" and is 75,000 square feet or greater.

h. Sexually Oriented Business

- i. Amusement or entertainment businesses which are distinguished or characterized by an emphasis on acts or on materials depicting, describing or relating to Sexual Conduct or Specified Anatomical Areas as defined in this Ordinance, including but not limited to topless or bottomless dancers, strippers, male or female impersonators, or similar entertainment;
- ii. An establishment having as a significant portion of its stock in trade books, film, tape, photographs, magazines, or other periodicals which are distinguished or characterized by an emphasis on depicting or describing Sexual Conduct or Specified Anatomical Areas;
- iii. An enclosed building used for presenting material in a theater, or theater formats, which is distinguished or characterized by an emphasis on depicting or describing Sexual Conduct or Specified Anatomical Areas;
- iv. A motel wherein material is presented, as a part of the motel services, via closed circuit T.V. or otherwise, which is distinguished or characterized by an emphasis on depicting or describing Sexual Conduct or Specified Anatomical Areas;
- v. Any arcade or similar facility to which the public is permitted or invited to make use of coin-operated or slug operated or electronically, electrically or mechanically controlled, still or motion picture machines, projectors, or other image-producing devices which are maintained to show images to five (5) or fewer persons per machine at any one time, and where the images so displayed are distinguished or characterized by an emphasis or depicting or describing Sexual Conduct or Specified Anatomical Areas;
- vi. Any place where for any form of consideration or gratuity, massage, alcohol rub, administration of fomentations, electric or magnetic treatments, or any other treatment of manipulation of the human body occurs as part of or in connection with Sexual Conduct; also, any place where any person providing any such treatment, manipulation or service related thereto, exposes Specified Anatomical Areas;
- vii. Any place, other than a university or college art class, where, for any form of consideration or gratuity, figure models who display Specified Anatomical Areas are provided to be observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by persons paying such consideration or gratuity;
- viii. Any building or structure which contains or is used for commercial entertainment where the patron directly or indirectly is charged a fee to engage in personal contact with or to allow personal contact by, employees, devices, or equipment or by personnel provided by the establishment which appeals to the prurient interest of the patron in Sexual Conduct.

| Ordinance No. |
|---------------|
| Page 12 of 9 |

| SECTION ' | V. Any o | rdinance | or parts | of ordi | nances | found | to be | in co | nflict | herewi | th are |
|------------------|----------|----------|----------|---------|--------|-------|-------|-------|--------|--------|--------|
| hereby repealed. | | | | | | | | | | | |

SECTION VI. An emergency exists for the preservation of the public health, peace, and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

| of, 2018. | and the emergency clause ruled upon separately this | day |
|-------------------|---|-----|
| ATTEST: | MAYOR | |
| (Seal) CITY CLERK | | |
| APPROVED: | | |
| CITY ATTORNEY | | |

| | . CORRESPONDENCE / N | |
|-----|----------------------|-----------------------|
| • , | | () (` \ |
| | | |



| 3 | SPECIAL | EVENTS | / ACTIV | JITIES |
|----|---------|---------------|---|--------|
| J. | | | $\mathbf{A} \mathbf{C} \mathbf{I} \mathbf{I}$ | / |





INTEROFFICE MEMO

To: Cricket Moore, Executive Assistant

From: Vaunda Olivera, Community Events Manager

CC: Scott Esmond, Director of Parks and Recreation

Date: August 10th, 2018

Re: Notes to Council

EVENTS DIVISION

EVENTS

This weekend, we have several events taking place. The Rose District Farmers Market will be holding a special event in recognition of National Farmers Market Week. Saturday KRMG will be broadcasting live from the market with Alan Storjohann and the Gardening Show providing gardening tips and answering questions. Several of the vendors will be offering specials during the market including Swans Dairy (\$1 off a gallon of milk), Rise and Grind (free cup of coffee with pound of coffee purchase), Abundant Microgreens (free microgreens with purchase of four), AliMade Healing Foods (1 free bone or vegetable brother with \$10 purchase), Hannaford Honey (free lip balm with \$15 purchase), Grassroots Ranch (\$2 off regular price of a dozen eggs) just to name a few. No need to eat before attending the market – we will have food trucks! Hours of the event are from 8:00 a.m. to noon. We hope to see you at the market!

Veteran's Park - The Military History Center in conjunction with Mr. Frank Riesinger will be hosting Victory Over Japan Day - an observance of the day that World War II ended. The observance will include music from a military band. The ceremony will begin at 9:00 a.m. and conclude at 10:30 a.m.

Broken Arrow Events Park – The Astronomy Club of Tulsa will be hosting an event to offer enthusiasts and citizens a chance to observe the meteor shower. The Astronomy Club of Tulsa was founded in 1937 and currently has 170 members in the metro area. The event will begin Saturday at 8:00 pm. and conclude at 2:00 a.m. Sunday morning. For additional information: <u>Http://astrotulsa.com</u>



CITY OF BROKEN ARROW

Parks & Recreation Post Event Report

Event/Program: Get Your Science On! Date: July 23rd, July 30th, Aug. 7th

| DETAILS | | | | |
|--------------------|--------------------------|--------------------------|----------------|----------------------|
| Location | Ray Harral Nature Center | Attendance | 9 participants | |
| Event Organizer | Ray Harral Staff | How long has been going? | the event | 2 nd Year |

DESCRIPTION

- Ray Harral Nature Center provided the opportunity for area children to participate in various STEM focused experiments.
- Participants were able to make casts of animal prints, catapults, and create slime.
 - o All experiments were related to various educational themes.
- Participants left with a fundamental knowledge of various topics like wildlife, kinetic energy, and chemistry.

TYPE OF PROMOTIONS USED

- Broken Arrow Parks and Recreation Facebook Pages
- Fliers at community centers
- Mentioned in the Summer Recreation Guide

NOTES

Our goals:

- Give children the opportunity to be creative and constructive.
- Provide an inclusive and hand's on summertime activity to get children excited about learning.

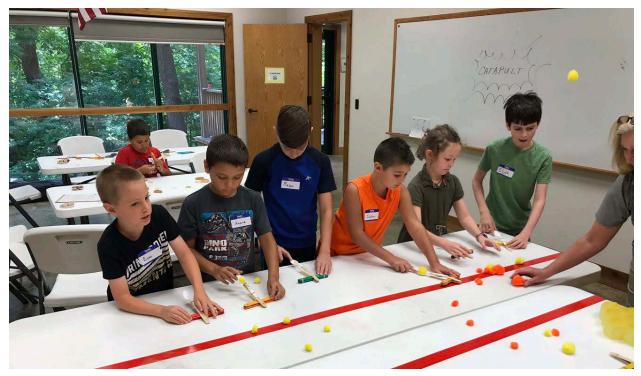
For Next Year:

- Different experiments for new learning opportunities.
- Longer class times for more play and learning.

Photos:









CITY OF BROKEN ARROW

Parks & Recreation Post Event Report

Event/Program: Play Ball Date: August 4, 2018

| DETAILS | | | | |
|--------------------|--|--|----------------------------|----------------------|
| Location | Indian Springs Sports Complex | Attendance | Attendance 62 participants | |
| Event Organizer | Travis Kelly, BA Youth Baseball President | seball How long has the event been going? | | 2 nd Year |

DESCRIPTION

- Sixty Two Broken Arrow Youth had the opportunity to enjoy a FREE two hour free baseball clinic at Indian Springs Baseball Complex On August 4, 2018.
- Participants received coaching tips at all four training stations as well as a free T-shirt from PlayBall.org.
- This Play Ball program is affiliated with the United States Conference of Mayors community program initiatives.
- Mayor Craig Thurmond came out to this annual event to see the smiling faces of all the participants.
- I big THANK YOU goes to Broken Arrow Youth Baseball for organizing the training clinic and promoting the event to our Community.

TYPE OF PROMOTIONS USED

- Broken Arrow Parks and Recreation Facebook Pages
- Broken Arrow Website Community Calendar
- Broken Arrow Youth Baseball email list and Facebook Page.

NOTES

Our goals:

• Our goal with this event is to encourage youth to get outdoors and participate in an inclusive and hands-on baseball activity at no cost to the participants.

PHOTOS:





INTEROFFICE MEMO

To: **Notes to Council**

Thor Rooks, Recreation Manager From:

Event is August 11, 2018 from 10am to 2pm Date:

Community Event Announcement at Nienhuis Park Re:









i'm lovin' it'









