

# **Tulsa Metropolitan Area Planning Commission**

# Agenda of Meeting No. 2907 Wednesday, February 7, 2024, 1:00 p.m.

Tulsa City Council Chambers, 175 E. 2nd St., Tulsa, OK 74103

### **Introduction and Notice to the Public**

The Tulsa Metropolitan Area Planning Commission (TMAPC) provides unbiased advice to the City Council and the County Commissioners on planning, development, and zoning matters. At this meeting, TMAPC, in accordance with and pursuant to applicable policies and procedures, will review, consider, discuss, and may take action on, approve, recommend for approval, amend or modify, recommend for approval with modifications, deny, reject, recommend for denial, or defer action on any item listed on the agenda.

### **How to Participate**

You may attend the hearing to express your opinions or ask questions, or have someone appear on your behalf. If you wish to present documents or exhibits during the hearing, please submit them by 9:00 a.m. the day of the hearing. Please reference the case number and include your name and address. Any exhibits presented will become part of the public record of the case.

- To comment on cases within the City of Tulsa, email <a href="mailto:planning@cityoftulsa.org">planning@cityoftulsa.org</a>.

  Mail: Tulsa Planning Office, 175 E. 2nd St., Suite 480, Tulsa, OK 74103
- To comment on cases outside city limits in Tulsa County, email <u>esubmit@incog.org</u>.
   Mail: INCOG Planning Services, 2 W. 2nd St., Suite 800, Tulsa, OK 74103

All electronic devices must be silenced during the hearing. Note: If you require special accommodations pursuant to the Americans with Disabilities Act, please notify the Tulsa Planning Office at 918-596-7526.

### Call to Order

### **Reports**

Chairperson's Report
Director's Report

# **Approval of Minutes**

Review and possible approval, approval with modifications, denial, or deferral of the following:

1. Minutes from Meeting 2906, January 17, 2024

# **Consent Agenda**

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

### 2. Z-6310-SP-2a/PUD-467-11

Location: East of the northeast corner of East 51st Street and South Harvard Avenue

<u>City Council District</u>: 9 <u>Applicant</u>: Tracy Beswick

Action(s) Requested: PUD Minor Amendment to amend the height restrictions for a pole sign

# **Public Hearing - Plats**

Review and possible approval, approval with modifications, denial, or deferral of the following:

### 3. Jain's Estate

Location: Northwest corner of East Pine Street and North Memorial Drive

<u>City Council District</u>: 3 <u>Applicant</u>: Mark Stacey

Action(s) Requested: Preliminary Plat for new subdivision

## **Other Business**

Review and possible approval, approval with modifications, denial, or deferral of the following:

- **4.** Consider adopting revised TMAPC Policies and Procedures (Continued from January 17, 2024) **(INCOG Staff requests a continuance to February 21, 2024)**
- 5. Commissioners' Comments

# **Adjournment**



# **Tulsa Metropolitan Area Planning Commission**

# Case Z-6310-SP-2a/PUD-467-11 Staff Report

**Hearing Date:** February 7, 2024 **Prepared by:** Dylan Siers

dsiers@cityoftulsa.org 918-596-7584

# **Owner and Applicant Information**

Applicant: Tracy Beswick

Property Owner: Tracy Beswick

# **Property Location**

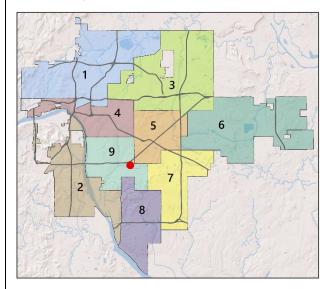
East of the Northeast corner of East 51st Street &

South Harvard Avenue

Tract Size: ±1.36 acres

# **Location within the City of Tulsa**

(shown with City Council districts)



# **Elected Representatives**

<u>City Council:</u> District 9, Jayme Fowler County Commission: District 3, Kelly Dunkerley

### **Public Notice Required**

Mailed Notice to 300' radius – min. 20 days in advance.

# **Staff Recommendation**

Staff recommends Approval.

## **Request Summary**

PUD Minor amendment to amend the height restrictions for a pole sign from 25' to 41'.

## **Zoning**

Existing Zoning: Z-76310-SP-2/PUD-467

Existing Overlays: None

### Use

**Current Use:** Dermatology office

# **Comprehensive Plan Considerations**

### **Land Use**

<u>Land Use Plan</u>: Multiple Use <u>Small Area Plans</u>: None

**Development Era**: Early Automobile

### **Transportation**

Major Street & Highway Plan: N/A

planitulsa Street Type: N/A

Transit: N/A

Existing Bike/Ped Facilities: N/A
Planned Bike/Ped Facilities: N/A

### **Environment**

Flood Area: N/A

<u>Tree Canopy Coverage</u>: 0-10% <u>Parks & Open Space</u>: None

### **Detailed Staff Recommendation**

The applicant is proposing to amend the height restrictions of the PUD to accommodate for an existing pole.

PUD-467-11 has a pole sign height restriction of 25', there was a pole sign that is 40'4" placed on the site with the previous business. The applicant is proposing to allow that sign by amending the PUD.

With consideration given to the factors listed herein, staff recommends approval of the application.

# **Comprehensive Plan Considerations**

### **Land Use Plan**

The subject property is designated as Multiple Use.

Multiple Use areas are "Mostly Commercial or Retail Uses" which include restaurants, shops, services, and smaller format employment uses. This land use designation is most common in areas of the city from earlier development patterns, with Local Centers being more commonplace in newer parts of the city. For single properties that are commercial but surrounded by Neighborhood, Multiple Use is the preferred designation.

### **Small Area Plans**

The subject properties are not within a small area plan.

### **Development Era**

The subject property is located in an area developed during the Early Automobile Era.

As automobile use began to supplant the use of streetcars in cities across the country, the pattern of urban development changed. From the time of the Great Depression, through World War 2, and prior to the development of the Interstate Highway System, Tulsa's land use pattern became more centered around the mile-by-mile grid of major streets that follows the boundaries of the township and range system. During this time period, Tulsa saw some of the fastest growth that has occurred in the city's history, consistent with population growth across the United States. Detached house neighborhoods with a variety of architectural styles proliferated through the area, and a relatively low level of redevelopment has occurred over time as compared to the Downtown Era and the Streetcar Era.

### **Transportation**

Major Street & Highway Plan: N/A

Comprehensive Plan Street Designation: N/A

Transit: N/A

Existing Bike/Ped Facilities: N/A

Planned Bike/Ped Facilities: N/A

Arterial Traffic per Lane: N/A

## **Environmental Considerations**

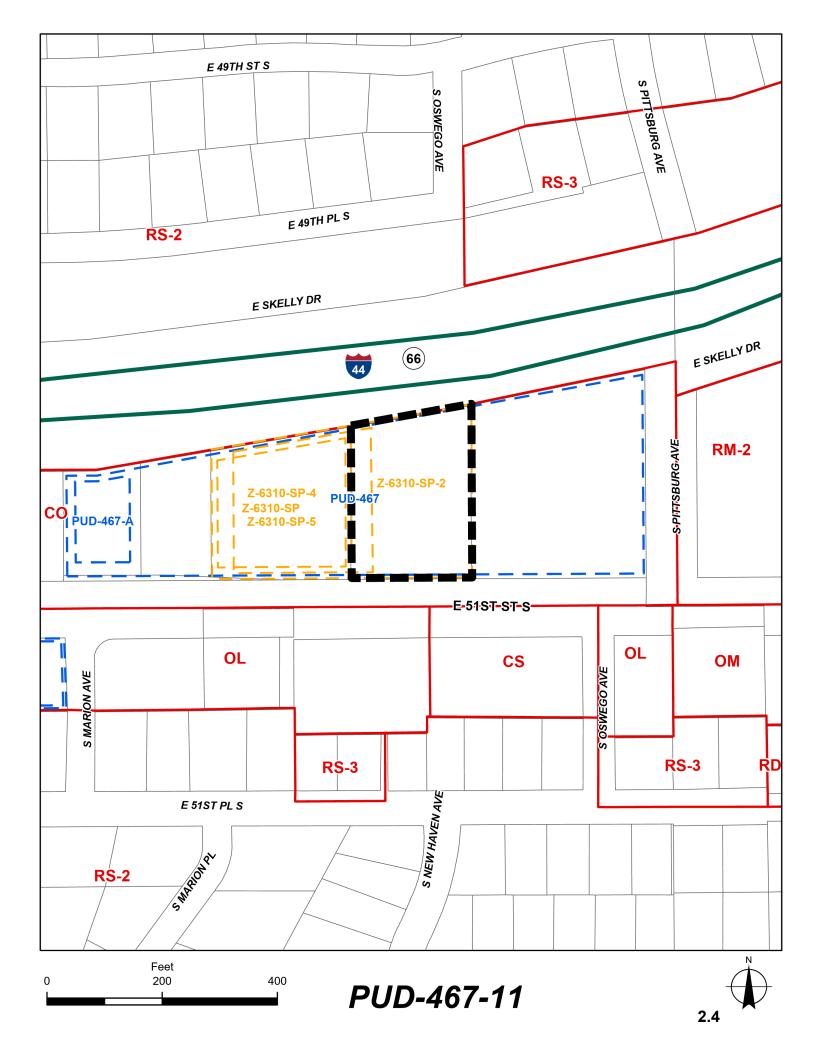
Flood Area: The subject properties are not within a flood area.

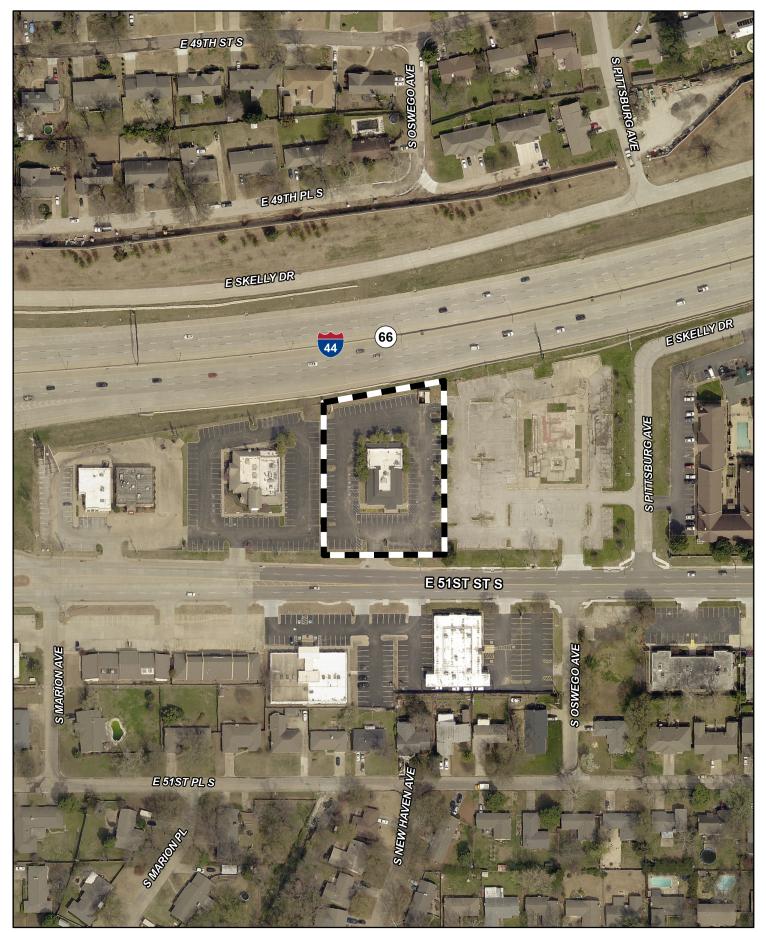
<u>Tree Canopy Coverage</u>: Tree canopy in the area is 0% The area would benefit from additional trees, which also capture and treat runoff before it enters the river.

Parks & Open Space: None

# **Exhibits**

Case map Aerial (small scale) Aerial (large scale) Tulsa Comprehensive Plan Land Use Map



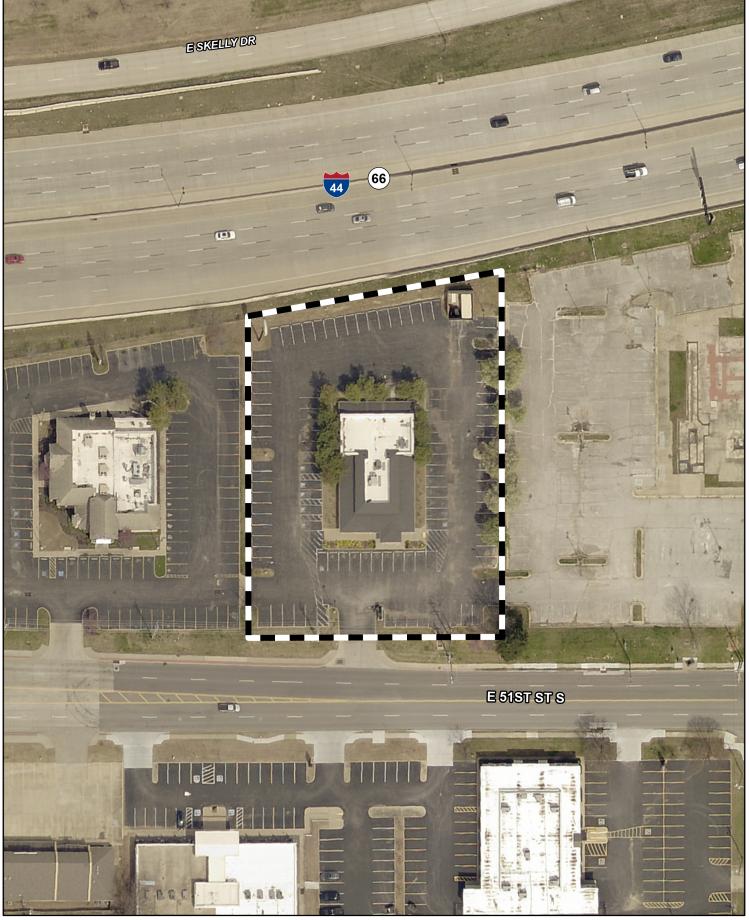




400

PUD-467-11

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



Subject Tract

200

Feet

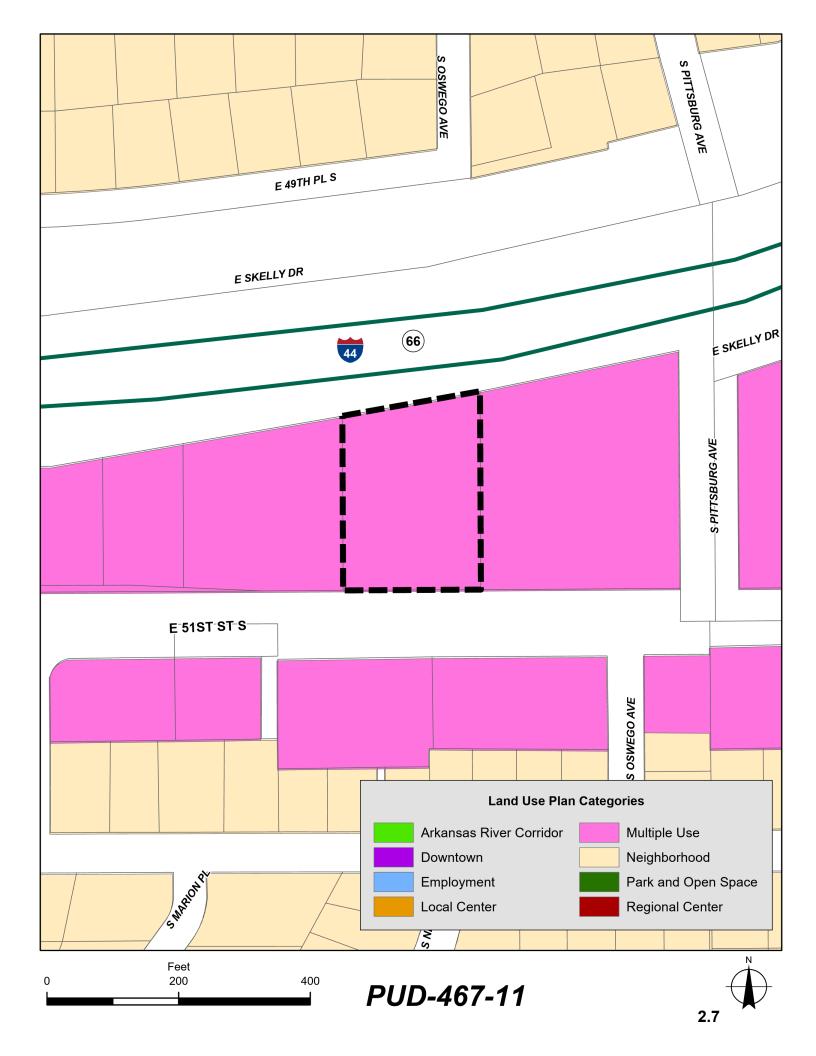
100

PUD-467-11

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

Aerial Photo Date: 2021







# Tulsa Metropolitan Area Planning Commission

# **Preliminary Plat Staff Report- Jain's Estate**

**Hearing Date:** February 7, 2024 **Prepared by:** Austin Chapman

achapman@cityoftulsa.org

918-596-7597

# **Owner and Applicant Information**

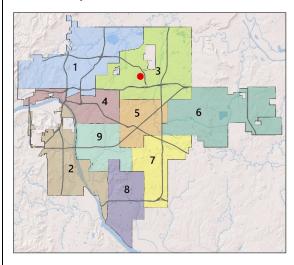
Applicant: Mark Stacey
Property Owner: Jay Jain

# **Property Location**

Multiple lots at the NW/c of N. Memorial Dr. and E. Pine St.

## **Location within the City of Tulsa**

(shown with City Council districts)



## **Elected Representatives**

<u>City Council:</u> District 3, Crista Patrick <u>County Commission:</u> District 1, Stan Sallee

# **Public Notice Required**

Mailed Notice to adjacent property owners a minimum of 10 days in advance

# **Staff Recommendation**

Staff recommends approval subject to conditions.

## **Request Summary**

Platting a new subdivision named Jain's Estate.

Tract Size: ±3.68 acres

# **Zoning**

Existing Zoning: CH/ IL
Existing Overlays: None

### Use

<u>Current Use</u>: Mostly vacant with unoccupied structures to be demolished.

<u>Proposed Use</u>: Commercial Subdivision including Hotels and Storage

# **Comprehensive Plan Considerations**

### **Land Use**

<u>Land Use Plan</u>: Employment Small Area Plans: None

**Development Era:** Early Automobile

### **Transportation**

Major Street & Highway Plan: Secondary Arterials- N.

Memorial Drive and E. Pine St.

planitulsa Street Type: Multi-Modal Corridor

<u>Transit</u>: Tulsa Transit Route 201 <u>Existing Bike/Ped Facilities</u>: None. Planned Bike/Ped Facilities: None.

### **Environment**

Flood Area: City of Tulsa Regulatory Floodplain

<u>Tree Canopy Coverage</u>: 0-10% <u>Parks & Open Space</u>: N/A

## **Detailed Staff Recommendation**

The plat consists of 9 lots, 2 blocks, ±3.68 acres. Staff recommends **approval** of the preliminary subdivision plat subject to the following conditions provided by the Technical Advisory Committee (TAC) at the January 18th meeting and all other requirements of the Subdivisions Regulations. A City of Tulsa release letter is required prior to final plat approval. TAC Conditions:

- 1. Zoning: The property is zoned CH/ IL. Prosed uses and lot design meet standards for those districts.
- 2. <u>Addressing</u>: Addresses will be provided at a later date. Address assignments must be shown on the face of the final plat. Provide standard address disclaimer.
- 3. <u>Transportation</u>: Sidewalks and ADA ramps are required to be installed along all streets.

<u>Major Street & Highway Plan</u>: N. Memorial Drive and E. Pine St. are classified as secondary arterials, right-of-way must be dedicated to conform to the widths prescribed by the Major Street and Highway plan.

*Transit*: No service expansion planned as a part of this subdivision

Existing Bike/Ped Facilities: None.

- 4. <u>Sewer and Water</u>: Public sanitary sewer and water service are available for the subject property. Water meters must be located within right-of-way or dedicated utility easement. Label and dimension all utility easements either required or existing as part of the plat.
- 5. Engineering Graphics:
  - -Submit subdivision control data sheet with the final plat.
  - In the plat subtitle add "STATE OF" before Oklahoma.
  - Under the surveyor's heading add the name of surveyor and the CA number with expiration date.
  - In the Location Map add missing platted properties. Those are Young Addn, Airport Quick Parking Facility, Airport Office & Warehouse, Newman Brothers Sub, Century Addn, Aerial Hgts Sub L5, Aerial Hgts, Aerial Hgts Sub L8-9, Aerial Hgts Sub L10-11, Aerial Hgts Sub L3-4, Aerial Hgts Sub L1-2, Douglas Park Amd Prt B9-10 & 2 & Resub B5 & L8 B2. Label all other land in the section as "unplatted". Add State Highway 11 to the location map. (3)
  - Under the Basis of Bearings information include the coordinate system used. Provide a bearing angle preferably shown on the face of the plat.
  - Graphically show all property pins found or set that are associated with the plat. Either have a legend entry showing the found or set symbology or label each location with text.
  - Prefer to see the plat tied to a section corner, half section, or quarter section. That being labeled graphically on the face of the plat as the POC (point of commencement) with a bearing angle and distance to the POB (point of beginning). All of this incorporated into a metes and bounds written legal description of the property. (4)
  - Graphically label the POB (Point of Beginning) on the face of the plat.
  - Provide the date of the last survey site visit on the face of the plat. If it was consecutive days provide the range of dates.
  - Remove the contours on the final plat submittal.
- 6. <u>Stormwater</u>, <u>Drainage</u>, and <u>Floodplain</u>: Stormwater improvements are required to obtain IDP approval prior to final plat approval. Easements may be required for any public stormwater infrastructure required on the site.
- 7. <u>Utilities (Telephone, Electric, Gas, Cable, Pipeline, Other)</u>: 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 and gas activity on the site.

# **Comprehensive Plan Considerations**

### **Land Use Plan**

The subject property is designated as Employment by the Tulsa Comprehensive Plan. The employment designation is intended to accommodate offices, warehousing and storage, manufacturing and assembly, and industrial processes. The "Industrial Site Suitability" map corresponds to the Employment land use designation and indicates where uses that are potentially incompatible with sensitive land uses are best suited to locate. This directs industrial uses to particular areas of the city while discouraging industrial in close proximity to Neighborhood areas.

### **Surrounding Properties:**

<u>Location</u>	Existing Zoning/Overlay	Existing Land Use Designation	Existing Use
North	IL	Employment	Private park space a part of the Tulsa Public Schools facility
East	RS-3	Employment	Vacant property a part of the Highway 11 right-of- way.
South	CS and RS-3	Multiple Use and Neighborhood	Commercial property and detached houses in the RS-3 portion.
West	IL	Employment	Various industrial and automobile uses including the Transportation Center for Tulsa Public Schools.

### **Small Area Plans**

The subject properties are not located within a small area plan.

### **Development Era**

The subject property is located in an area developed during the Early Automobile Era. As automobile use began to supplant the use of streetcars in cities across the country, the pattern of urban development changed. From the time of the Great Depression, through World War 2, and prior to the development of the Interstate Highway System, Tulsa's land use pattern became more centered around the mile-by-mile grid of major streets that follows the boundaries of the township and range system. During this time period, Tulsa saw some of the fastest growth that has occurred in the city's history, consistent with population growth across the United States. Detached house neighborhoods with a variety of architectural styles proliferated through the area, and a relatively low level of redevelopment has occurred over time as compared to the Downtown Era and the Streetcar Era.

### **Transportation**

<u>Major Street and Highway Plan:</u> North Memorial Drive and East Pine Street are classified as secondary arterials require an ultimate right-of-way of 100 feet. Appropriate right-of-way dedications for public streets will be required as subdivision plats for the property are reviewed.

<u>Comprehensive Plan Street Designation</u>: East Pine Street is designated as a future multi-modal corridor. As development of the street occurs, improvements should anticipate future road users in addition to personal vehicles.

### **Environmental Considerations**

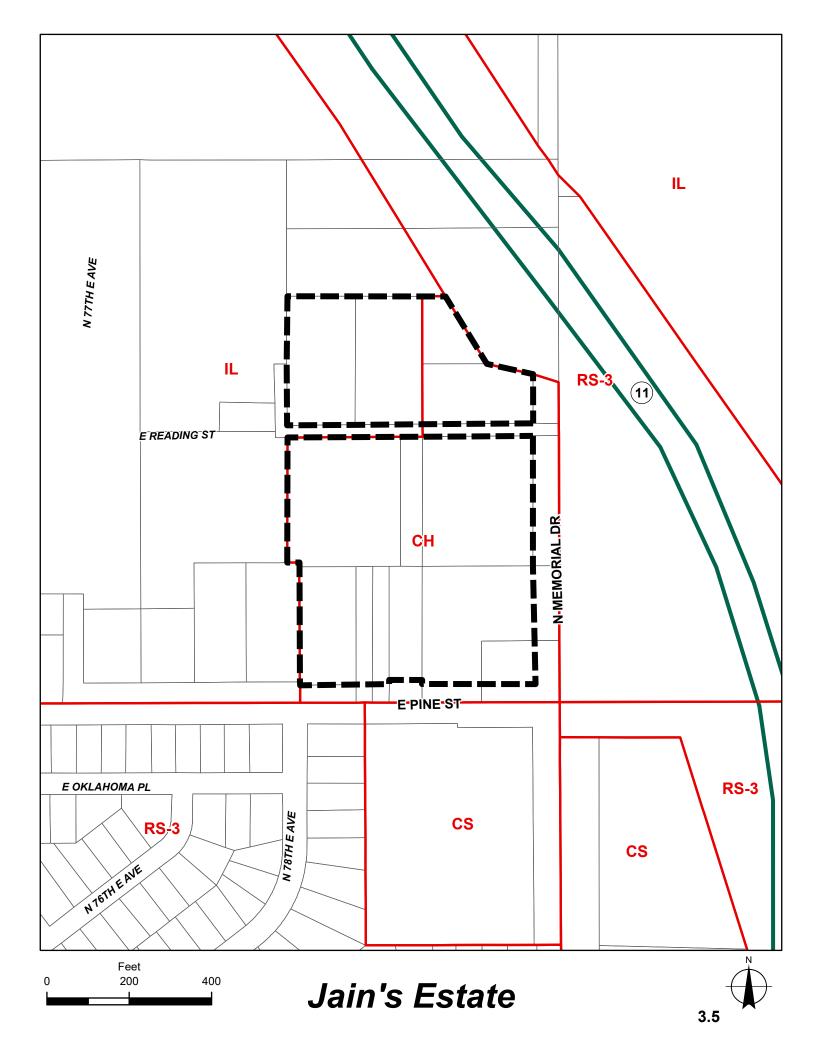
<u>Flood Plain:</u> Property is located in the City of Tulsa Regulatory Floodplain. The City Regulatory Floodplain in Tulsa is based upon the floodplains delineated in the studies conducted for each of the City's drainage basins. It is drawn at the 1% per year storm event, commonly referred to as the 100-year floodplain. For new construction or substantial improvements, all uses will be required to follow City regulations to build up above the regulatory floodplain level. Onsite stormwater detention is proposed on site.

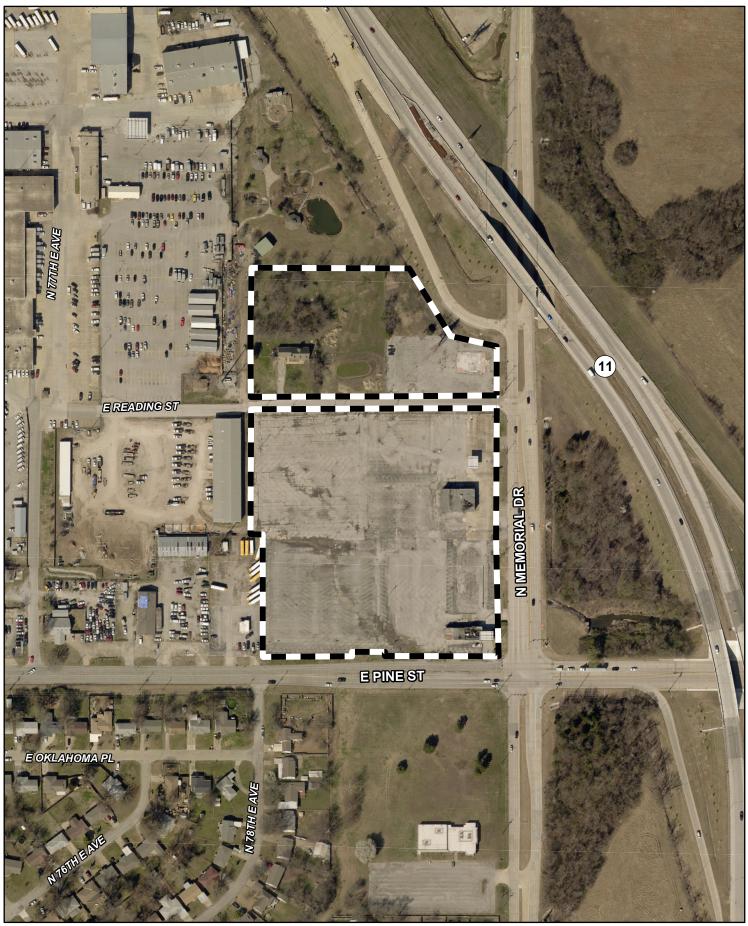
<u>Tree Canopy Coverage</u>: Tree canopy in the area is 0-10%. For areas on the map with this level of coverage, preserving the limited existing canopy should be encouraged, as well as measures to increase the canopy through landscaping. Street-lining trees in particular should be encouraged to spread the benefit of the tree canopy to the pedestrian realm.

Parks & Open Space: None.

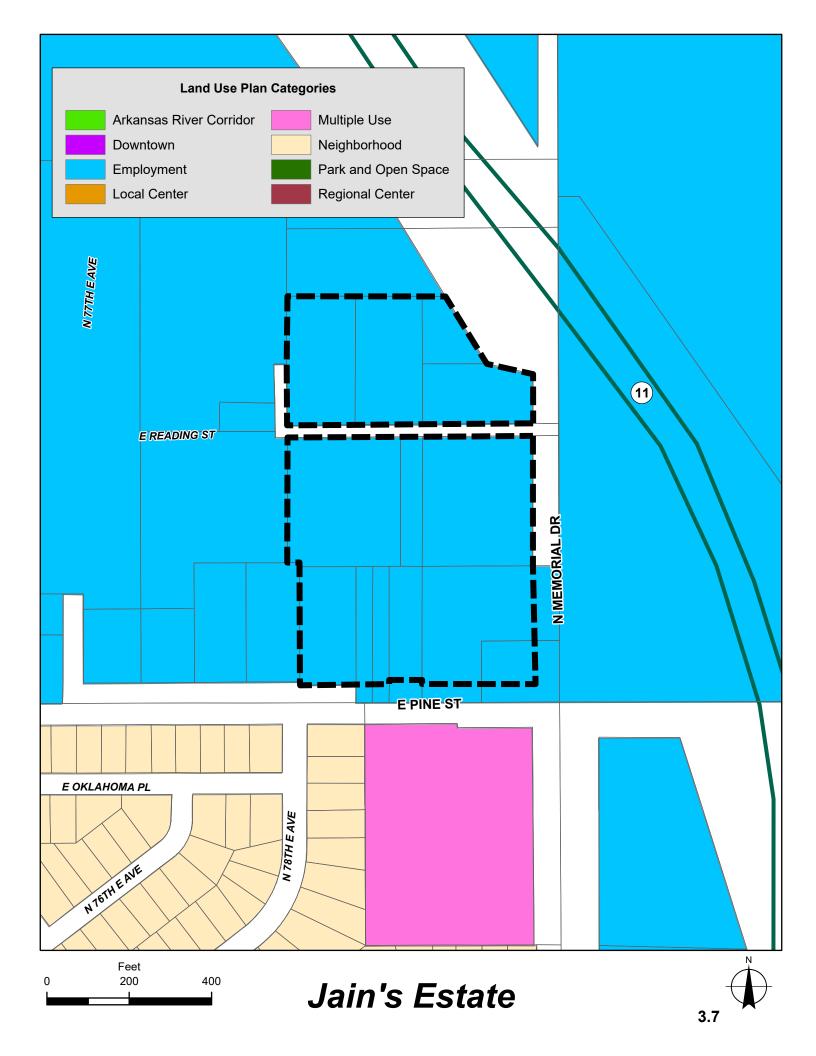
# **Exhibits**

Case map
Aerial (large scale)
Tulsa Comprehensive Plan Land Use Map
Proposed Subdivision Plat
Conceptual Improvement Plan





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



# TERM, AMENDMENT AND ENFORCEMENT

- A. ENFORCEMENT. THE RESTRICTIONS HEREIN SET FORTH ARE COVENANTS TO RUN WITH THE LAND AND SHALL BE BINDING UPON THE OWNERS, THEIR SUCCESSORS AND ASSIGNS. WITHIN THE PROVISIONS OF SECTION I. EASEMENTS AND UTILITIES, SET FORTH CERTAIN COVENANTS AND THE ENFORCEMENT RIGHTS PERTAINING THERETO, AND ADDITIONALLY THE COVENANTS WITHIN SECTION I, WHETHER OR NOT SPECIFICALLY THEREIN SO STATED, SHALL INURE TO THE BENEFIT OF AND SHALL BE ENFORCEABLE BY THE CITY OF TULSA, OKLAHOMA. THE COVENANTS IN SECTION II. PLANNED UNIT DEVELOPMENT RESTRICTIONS ARE ESTABLISHED PURSUANT TO THE PLANNED UNIT DEVELOPMENT PROVISIONS OF THE TULSA ZONING CODE AND SHALL INURE TO THE BENEFIT OF THE OWNERS OF LOTS WITHIN THE SUBDIVISION AND TO THE CITY OF TULSA. IF THE UNDERSIGNED OWNER OR ITS GRANTEES, SUCCESSORS OR ASSIGNS, SHALL VIOLATE ANY OF THE COVENANTS WITHIN SECTION II., IT SHALL BE LAWFUL FOR ANY PERSON OR PERSONS OWNING ANY LOT SITUATED WITHIN THE SUBDIVISION, OR THE CITY OF TULSA TO MAINTAIN ANY ACTION AT LAW OR EQUITY AGAINST THE PERSON OR PERSONS VIOLATING OR ATTEMPTING TO VIOLATE ANY SUCH COVENANT, TO PREVENT HIM OR THEM FROM SO DOING OR TO COMPEL COMPLIANCE WITH THE COVENANT OR TO RECOVER DAMAGES.
- B. DURATION. THESE RESTRICTIONS, TO THE EXTENT PERMITTED BY APPLICABLE LAW, SHALL BE PERPETUAL AND SHALL BE IN FULL FORCE AND EFFECT FOR A TERM OF NOT LESS THAN THIRTY (30) YEARS FROM THE DATE OF THE RECORDING OF THIS DEED OF DEDICATION UNLESS TERMINATED OR AMENDED AS HEREINAFTER PROVIDED.
- C. AMENDMENT. THE COVENANTS CONTAINED WITHIN SECTION I. EASEMENTS AND UTILITIES MAY BE AMENDED OR TERMINATED AT ANY TIME BY A WRITTEN INSTRUMENT SIGNED AND ACKNOWLEDGED BY THE OWNER OF THE LOT OR PARCEL TO WHICH THE AMENDMENT OR TERMINATION IS TO BE APPLICABLE AND APPROVED BY THE TULSA METROPOLITAN AREA PLANNING COMMISSION, OR ITS SUCCESSORS AND THE CITY OF TULSA, OKLAHOMA. THE COVENANTS CONTAINED WITHIN SECTION II. PLANNED UNIT DEVELOPMENT RESTRICTIONS MAY BE AMENDED OR TERMINATED AT ANY TIME BY A WRITTEN INSTRUMENT SIGNED AND ACKNOWLEDGED BY THE OWNER OF THE LOT OR PARCEL TO WHICH THE AMENDMENT OR TERMINATION IS TO BE APPLICABLE AND APPROVED BY THE TULSA METROPOLITAN AREA PLANNING COMMISSION, OR ITS SUCCESSOR. THE COVENANTS CONTAINED WITHIN SECTION III. THE ASSOCIATION MAY BE AMENDED OR TERMINATED AT ANY TIME BY A WRITTEN INSTRUMENT SIGNED AND ACKNOWLEDGED BY THE OWNERS OF A MAJORITY OF THE LOTS WITHIN THE SUBDIVISION AND THE APPROVAL OF THE TULSA METROPOLITAN AREA PLANNING COMMISSION AND THE CITY OF TULSA. THE COVENANTS CONTAINED IN SECTION IV. MISCELLANEOUS MAY BE AMENDED OR TERMINATED AT ANY TIME BY WRITTEN INSTRUMENT SIGNED AND ACKNOWLEDGED BY THE OWNERS OF ALL THE LOTS IN THE SUBDIVISION.
- D. SEVERABILITY. INVALIDATION OF ANY RESTRICTION SET FORTH HEREIN OR ANY PART THEREOF, BY AN ORDER, JUDGMENT OR DECREE OF ANY COURT OR OTHERWISE, SHALL NOT INVALIDATE OR AFFECT ANY OF THE OTHER RESTRICTIONS OR ANY PART THEREOF AS SET FORTH HEREIN, WHICH SHALL REMAIN IN FULL FORCE AND EFFECT.

IN WITNESS WHEREOF, THE UNDERSIGNED OWNERS HAVE EXECUTED THIS INSTRUMENT ON THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_, 2023.

HITECH HOSPITALITY, LLC, AN OKLAHOMA LIMITED LIABILITY COMPANY

BY: NAME ITS: MANAGER

STATE OF OKLAHOMA )

COUNTY OF TULSA

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THIS DAY OF 2023, BY LLC, AN OKLAHOMA LIMITED LIABILITY COMPANY.

ELO, 7 NY OND WIGHT EMPLEY EMPLEY FORM 7 NY 1.

MY COMMISSION EXPIRES NOTARY

CERTIFICATE OF SURVEY

I, \_\_\_\_\_\_, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF OKLAHOMA, DO HEREBY CERTIFY THAT I HAVE CAREFULLY AND ACCURATELY SURVEYED, SUBDIVIDED, AND PLATTED THE TRACT OF LAND DESCRIBED ABOVE, AND THAT THE ACCOMPANYING PLAT DESIGNATED HEREIN AS "ELWOOD SQUARE", A SUBDIVISION IN THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, IS A REPRESENTATION OF THE SURVEY MADE ON THE GROUND USING GENERALLY ACCEPTED PRACTICES AND MEETS OR EXCEEDS THE OKLAHOMA MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING.

, 2023.

AS MANAGER OF HITECH HOSPITALITY,

WITNESS MY HAND AND SEAL THIS DAY OF

BY: REGISTERED LAND SURVEYOR

OKLAHOMA NO. \_

STATE OF OKLAHOMA ) ) S

COUNTY OF TULSA

THE FOREGOING CERTIFICATE OF SURVEY WAS ACKNOWLEDGED BEFORE ME ON THIS \_ DAY OF \_\_\_\_ , 2023, BY \_\_\_\_\_\_AS A REGISTERED LAND SURVEYOR.

MY COMMISSION EXPIRES: NOTARY

JAIN'S ESTATE

PART SE 1/4 SECTION 26, TOWNSHIP 20N, RANGE 13E, INDIAN MERIDIAN CITY OF TULSA, TULSA COUNTY, OKLAHOMA

ENGINEER

STACEY DESIGN LLC

AN OKLAHOMA LLC

9734 S DELAWARE CT APT 1704

TULSA, OK 74137

918-500-7272

CA 8405 EXP 6/30/25

MARK@STACEYDESIGN.LLC

50' BLDG SB / UE

S88° 50' 51"W

\_50' BLDG SB / UE

S88° 50' 51"W

PINE STREET
(SECTION LINE)

S1° 17' 40"E

10.00

S88° 50' 51"W

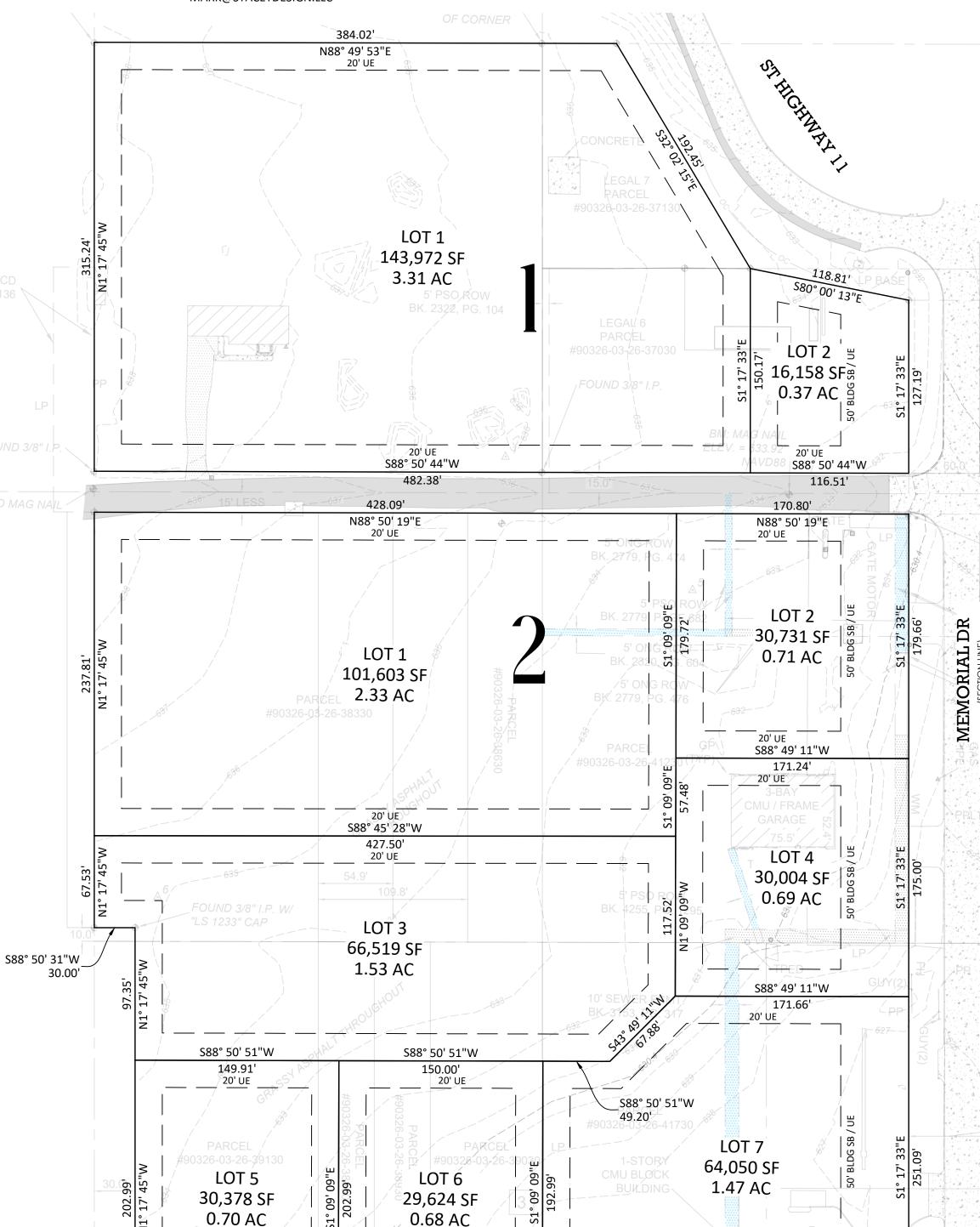
67.67

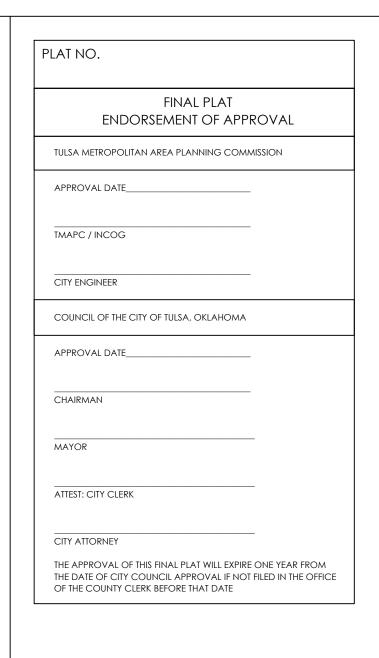
50' BLDG SB / UE

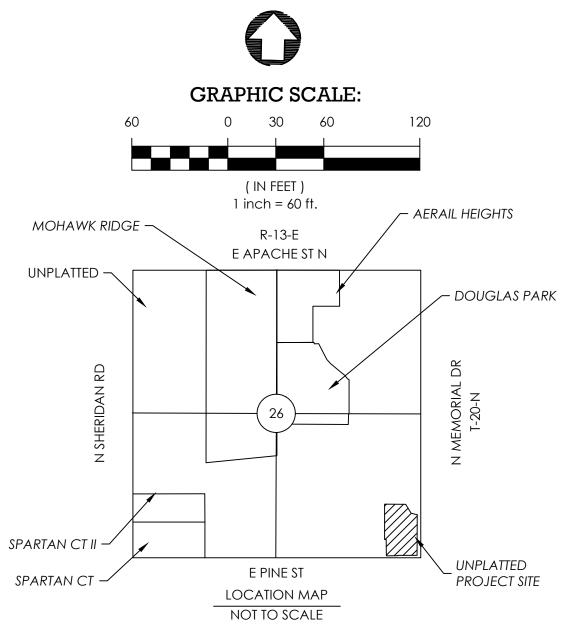
N1° 17' 33"W

OWNER
HITECH HOSPITALITY, LLC
AN OKLAHOMA LLC
4404 S 100TH E PL
TULSA, OK 74146
918-994-2233
TULPOLY@YAHOO.COM

SURVEYOR
FRITZ LAND SURVEYING
AN OKLAHOMA LLC
524 E MAIN ST
JENKS, OK 74037
918-528-5121
FRITZLANDSURVEYING@GMAIL.COM







BASIS OF HORIZONTAL AND VERTICAL DATUM

ALL COORDINATES ARE BASED ON OKLAHOMA STATE PLANE NORTH ZONE NAD 83 AND ALL ELEVATIONS ARE BASED ON NAVD 88

SUBDIVISION STATISTICS

THIS SUBDIVISION CONTAINS TWO (2) BLOCKS AND NINE (9) LOTS

**AVIGATION NOTICE** 

NOTICE IS HEREBY GIVEN THAT OWNERS AND USERS OF AIRCRAFT OF ALL TYPES OPERATED ON A FREQUENT BASIS IN THE AIRSPACE ABOVE THIS PLAT OF LAND. SAID AIRCRAFT, WHEN OPERATED IN A LAWFUL MANNER, ARE ALLOWED FREE AND UNOBSTRUCTED PASSAGE IN THE AIRSPACE ON, UPON, OVER, ACROSS, ADJACENT TO, AND ABOVE IN THE VICINITY OF THIS PLAT OF LAND. THE LAWFUL OPERATION OF AIRCRAFT IS KNOW TO GENERATE NOISE, VIBRATION, AND OTHER EFFECTS AS MAY BE INHERENT IN THE OPERATION, FLIGHT, OR PASSAGE IN AND THROUGH SAID AIRSPACE WHICH RESULT DIRECTLY OR INDIRECTLY FROM THE OPERATIONS OF AIRCRAFT OR THE AIRPORT, NOW AND IN THE FUTURE, INCLUDING BUT NOT LIMITED TO, GROUND AND FLIGHT OPERATIONS OF AIRCRAFT AT, OVER, ON OR IN THE VICINITY OF THE AIRPORT, AND REGARDLESS OF WHETHER ARRIVING, DEPARTING, MANEUVERING, OR EN ROUTE, AND IT MUST BE FURTHER RECOGNIZED THAT ALL SUCH OPERATIONS MAY INCREASE IN THE FUTURE.

NOTICE IS ALSO GIVEN THAT RULES AND REGULATIONS DEFINED IN FEDERAL AVIATION REGULATIONS (FAR). INCLUDING BUT NOT LIMITED TO FAR PART 77, MAY LIMIT THE HEIGHT OF BUILDINGS, STRUCTURES, POLES, TREES OR OTHER OBJECTS WHETHER NATURAL OR OTHERWISE, LOCATED OR TO BE LOCATED ON THE PROPERTY WITHIN THIS PLAT OF LAND AND MAY REQUIRE, PRIOR TO CONSTRUCTION, THE SUBMISSION OF AN APPLICATION AS MAY BE REQUIRED BY THE FEDERAL AVIATION ADMINISTRATION TO ENSURE THAT THE SAFE OPERATION OF AIRCRAFT IS NOT IMPACTED BY SAID OBJECTS.

# LEGAL DESCRIPTION - PER TITLE COMMITMENT FILE NO. 22-103

THE EAST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (E/2 SE/4 SE/4) AND THE EAST 54.9 FEET OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (NW/4 SE/4 SE/4) AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SW/4 SE/4 SE/4) LESS AND EXCEPT THE WEST 30 FEET THEREOF, ALL IN SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF.

AND

THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (NW/4 NW/4 SE/4 SE/4 SE/4) LESS AND EXCEPT A STRIP 15 FEET WIDE ON THE NORTH SIDE THEREOF, IN SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF.

AND

THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SW/4 NW/4 SE/4 SE/4 SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, LESS AND EXCEPT THE SOUTH 10 FEET OF THE WEST 30 FEET THEREOF.

AND

THE WEST 54.9 FEET OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (E/2 NW/4 SE/4 SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF.

ANE

THE WEST 54.9 FEET OF THE EAST 109.8 FEET OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (E/2 NW/4 SE/4 SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF.

AND

THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (\$/2 SE/4 NE/4 SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF.

AND

A PART OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (N/2 SE/4 NE/4 SE/4 SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, TULSA COUNTY, OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

BEGINNING AT THE SOUTHWEST CORNER OF SAID N/2 SE/4 NE/4 SE/4; THENCE NORTH ALONG HE WEST LINE THEREOF A DISTANCE OF 165.00 FEET TO THE

NORTHWEST CORNER OF SAID N/2 SE/4 NE/4 SE/4; THENCE EAST ALONG THE NORTH LINE THEREOF A DISTANCE OF 54.56 FEET TO A POINT; THENCE SOUTH 32°19'06"

EAST A DISTANCE OF 192.78 FEET TO A POINT ON THE SOUTH LINE OF SAID N/2 SE/4 NE/4 SE/4; THENCE WEST ALONG THE SOUTH LINE A DISTANCE OF 152.94 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPT EACH OF THE FOLLOWING DESCRIBED TRACTS:

THE EAST 60 FEET OF THE SE/4 OF THE SE/4 OF THE SE/4 AND THE EAST 60 FEET OF THE SOUTH HALF OF THE SE/4 OF THE NE/4 OF THE SE/4 OF THE SE/4 IN SECTION 26, TOWNSHIP 20 NORTH, RANGE 13 EAST, TULSA COUNTY, OKLAHOMA.

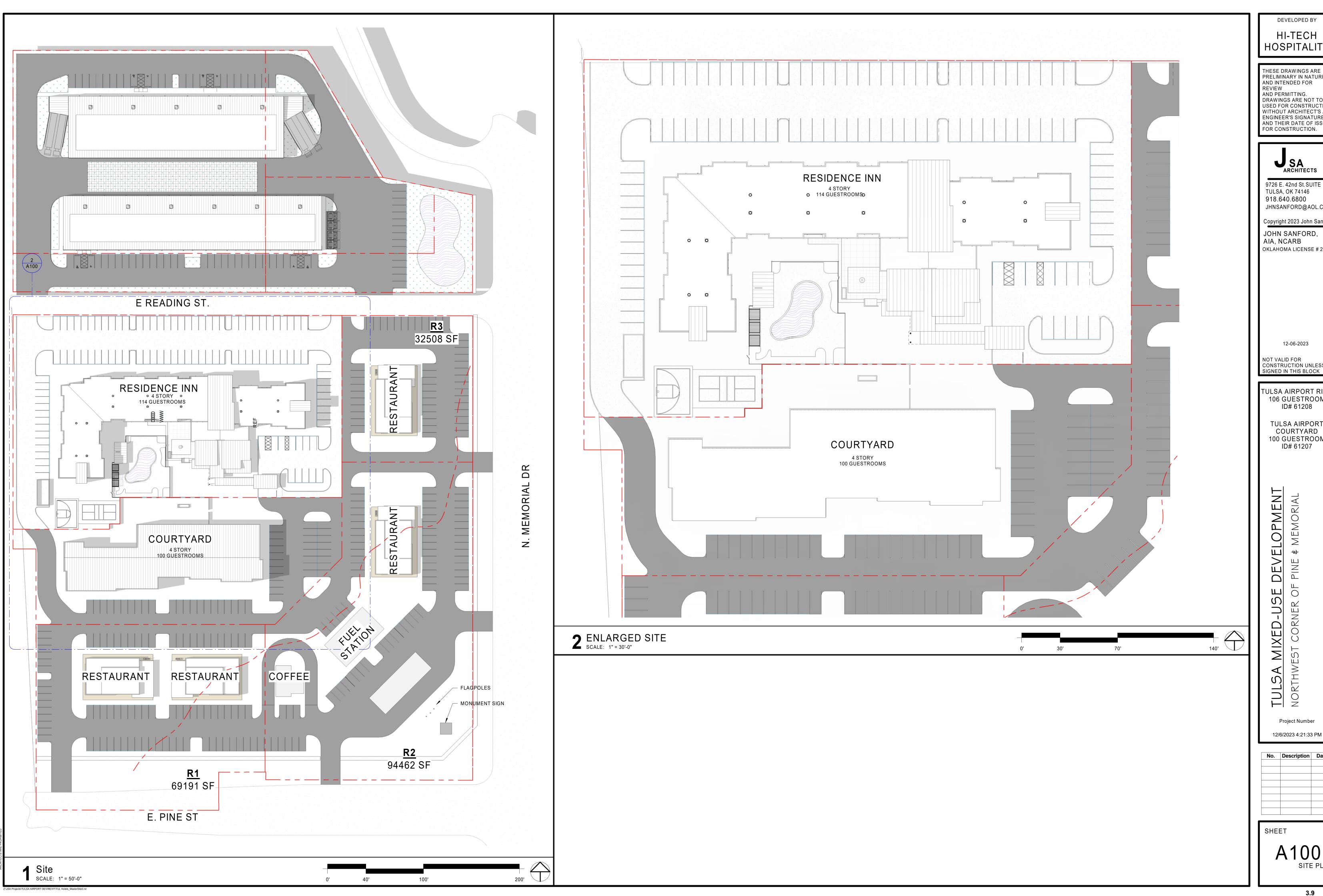
AND

THE SOUTH 40 FEET OF THE W/2 OF THE SW/4 OF THE SE/4 OF THE SE/4 OF THE SE/4 AND THE SOUTH 40 FEET OF THE W/2 OF THE E/2 OF THE SW/4 OF THE SE/4 OF TH

THE SOUTH 50 FEET OF THE E/2 OF THE E/2 OF THE SW/4 OF THE SE/4 OF THE SE/4 OF THE SE/4 OF SECTION 26, TOWNSHIP 20 NORTH, RANGE 13 EAST, TULSA COUNTY, OKLAHOMA.

ΔΝΠ

A TRACT OF LAND DESCRIBED AS BEGINNING AT A POINT 645 FEET NORTH OF THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY (20) NORTH, RANGE THIRTEEN (13) EAST OF THE INDIAN BASE AND MERIDIAN, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF IN TULSA COUNTY, OKLAHOMA; THENCE WEST A DISTANCE OF 690 FEET; THENCE NORTH A DISTANCE OF 180 FEET; THENCE EAST A DISTANCE OF 30 FEET; THENCE SOUTH A DISTANCE OF 150 FEET; THENCE EAST A DISTANCE OF 660 FEET; THENCE SOUTH A DISTANCE OF 30 FEET TO THE POINT OF BEGINNING, SAID TRACT HAVING BEEN CONVEYED TO TULSA COUNTY, OKLAHOMA FOR ROAD PURPOSES BY QUIT CLAIM DEED RECORDED IN BOOK 1431 AT PAGE 136.



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DEVELOPMENT MIXED-USE

Project Number

A100 SITE PLAN

From: Miller, Susan
To: Sawyer, Kim

Subject: FW: TMAPC Policies & Procedures-Item 4

Date: Tuesday, January 30, 2024 2:33:33 PM

Attachments: image001.png image002.png

.....

**From:** Wilkerson, Dwayne <DWilkerson@incog.org>

**Sent:** Tuesday, January 30, 2024 10:12 AM

To: Miller, Susan <smiller@cityoftulsa.org>; mcraddock@tulsacounty.org; Brierre, Rich

<rbrierre@incog.org>

**Cc:** Andrew Mihelich <amihelich@tulsacounty.org>; Jay Hoyt <JHoyt@incog.org>; Tauber, Sherri

<stauber@incog.org>

Subject: RE: TMAPC Policies & Procedures-Item 4

Susan,

We will not be able to finish our review and revisions before you need to publish the agenda for February 7<sup>th</sup> meeting.

Please go ahead and publish the agenda with a staff continuance request to the 21<sup>st</sup> for the policies and procedures.

Thanks



C. Dwayne Wilkerson, ASLA, PLA

Planning Services Director 2 West Second Street | Suite 800 Tulsa, OK 74103

dwilkerson@incog.org

INCOG | Tulsa, OK | Regional Partners - Regional Solutions

918-579-9475

From: Miller, Susan < smiller@cityoftulsa.org>
Sent: Monday, January 29, 2024 5:08 PM

**To:** Wilkerson, Dwayne < <a href="mailto:DWilkerson@incog.org">DWilkerson@incog.org</a>; <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>, <a href="mailto:Richard Control org">Richard Control org</a>; <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>, <a href="mailto:Richard Control org">Richard Control org</a>; <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>, <a href="mailto:Richard Control org">Richard Control org</a>; <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>, <a href="mailto:Richard Control org">Richard Control org</a>; <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>; <a href="mailto:Brierre">Mcraddock@tulsacounty.org</a>; <a href="mailto:Brierre">Brierre</a>; <a href="mailto:Brierre">Bri

<rbrierre@incog.org>

**Cc:** Andrew Mihelich <a href="mihelich@tulsacounty.org">amihelich@tulsacounty.org</a>; Hoyt, Jay < JHoyt@incog.org>

Subject: RE: TMAPC Policies & Procedures-Item 4

If you all need more time, we can include it on the agenda on the 7<sup>th</sup> and asked for a continuance to the 21<sup>st</sup>. Just let me know.

Susan Miller, AICP | Director

### **Tulsa Planning Office**

Department of City Experience 175 E. 2nd Street, Suite 480 Tulsa, OK 74103-3216

T: 918-596-7130
E: smiller@cityoftulsa.org
www.tulsaplanning.org

**From:** Wilkerson, Dwayne < <u>DWilkerson@incog.org</u>>

**Sent:** Monday, January 29, 2024 3:38 PM

To: mcraddock@tulsacounty.org; Miller, Susan <smiller@cityoftulsa.org>; Brierre, Rich

<rbrierre@incog.org>

**Cc:** Andrew Mihelich <a href="mihelich@tulsacounty.org">amihelich@tulsacounty.org</a>; Jay Hoyt <a href="mihelich@tulsacounty.org">JHoyt@incog.org</a>

Subject: RE: TMAPC Policies & Procedures-Item 4

Thanks Mike,

I will be finishing my first set of comments tomorrow. Normally the revised agenda packet goes out 1 week before the meeting so it will need to be finished this Wednesday. I don't think that sounds practical. I don't want to suggest a delay for no reason but the February 21<sup>st</sup> meeting sounds more realistic.

Thoughts?



C. Dwayne Wilkerson, ASLA, PLA

Planning Services Director 2 West Second Street | Suite 800 Tulsa. OK 74103

dwilkerson@incoq.org

INCOG | Tulsa, OK | Regional Partners - Regional Solutions

918-579-9475

**From:** Michael Craddock < mcraddock@tulsacounty.org >

**Sent:** Monday, January 29, 2024 3:18 PM

**To:** Miller, Susan <smiller@cityoftulsa.org>; Brierre, Rich <rbrierre@incog.org>

Cc: Andrew Mihelich <a href="mihelich@tulsacounty.org">amihelich@tulsacounty.org</a>; Wilkerson, Dwayne <a href="mihelich@tulsacounty.org">DWilkerson@incog.org</a>

Subject: RE: TMAPC Policies & Procedures-Item 4

Just a note, Andrew and I met with Dwayne, Jay Hoyt and Carman (sp?) last Friday.

It was a good meeting and there are several items that Dwayne told me INCOG is ok with and others that they may agree that need to be reviewed.

Dwayne was going to internally look into those items and then provide feedback.

My thought is when the feedback is available and reviewed, it can be sent to you for additional review and comments.

I know we would like to get this accomplished in time for the February 7<sup>th</sup> meeting.

Let me know any thoughts, that's if you are back from the beach!

### Mike Craddock

Chief Deputy County Commission District 1 218 West 6<sup>th</sup> Street Tulsa, OK 74119~1004

**Phone:** (918) 596-4670 **Fax:** (918) 596-8453

e-mail: mcraddock@tulsacounty.org



From: Miller, Susan < smiller@cityoftulsa.org>
Sent: Tuesday, January 16, 2024 3:49 PM

**To:** Michael Craddock < <a href="mailto:mcraddock@tulsacounty.org">mcraddock@tulsacounty.org</a>; INCOG-RichBrierre < <a href="mailto:rbrierre@incog.org">rbrierre@incog.org</a>;

Michael L. Covey Jr. < mcovey@cox.net >

**Cc:** Andrew Mihelich <a href="mihelich@tulsacounty.org">amihelich@tulsacounty.org</a>; INCOG-DwayneWilkerson

<dwilkerson@incog.org>

Subject: RE: TMAPC Policies & Procedures-Item 4

**CAUTION:** This email originated from outside of Tulsa County. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mike,

Thanks for your email on this.

Just so you know, Dwayne wrote the portion relating to the County Comp Plan when we realized that there was nothing about it in the current P&P and it needed to be added. Dwayne also sent this to the ADA Mihelich on December 19<sup>th</sup> & he also provided him with Jeff Stephens phone # in case he wanted to communicate/coordinate with City Legal. Jay Hoyt & I presented this to the Planning Commission at their work session on January 3<sup>rd</sup> & we discussed for quite a while. I know you could not be there, and we would be happy to spend time discussing it with you too.

I wanted to give you the background, so you know we did not work on this & move it forward in a vacuum.

Let me know if I can help in your conversations.

# Thanks, Susan Miller, AICP | Director Tulsa Planning Office

Department of City Experience 175 E. 2nd Street, Suite 480 Tulsa, OK 74103-3216

**T**: 918-596-7130

**E:** <a href="mailto:smiller@cityoftulsa.org">smiller@cityoftulsa.org</a> <a href="mailto:www.tulsaplanning.org">www.tulsaplanning.org</a>

**From:** Michael Craddock < mcraddock@tulsacounty.org >

Sent: Tuesday, January 16, 2024 2:33 PM

**To:** Brierre, Rich < rbrierre@incog.org >; Miller, Susan < smiller@cityoftulsa.org >; Michael L. Covey Jr.

<mcovey@cox.net>

**Cc:** Andrew Mihelich <a href="mihelich@tulsacounty.org">amihelich@tulsacounty.org</a> **Subject:** TMAPC Policies & Procedures-Item 4

I am going to request a continuance of Item 4.

I have reviewed the P & P and I think there are several items that need to be addressed before approval.

I mentioned the same to ADA Mihelich and he agrees he would like additional time for review. Since there are now two separate groups working for TMAPC, I believe a more complete review is warranted.

I know staff has reviewed the P & P and I would like to be able to obtain additional comments before approval.

# Mike Craddock

Chief Deputy County Commission District 1 218 West 6<sup>th</sup> Street Tulsa, OK 74119-1004

**Phone:** (918) 596-4670 **Fax:** (918) 596-8453

e-mail: mcraddock@tulsacounty.org



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