

CITY OF NOBLE ORDINANCE NO. 606

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF NOBLE, OKLAHOMA, GRANTING A SPECIAL USE PERMIT AUTHORIZING OUTDOOR STORAGE, DISPLAYS AND SALES ON PROPERTY ZONED COMMUNITY COMMERCIAL (C-3) BUT ONLY WHEN OUTDOOR STORAGE, DISPLAYS AND SALES ARE CONDUCTED IN CONJUNCTION WITH AND PURSUANT TO A FEE IN LIEU OF SALES TAX AGREEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR THE DECLARATION OF AN EMERGENCY IF BY SEPARATE VOTE THE CITY COUNCIL DETERMINES THAT AN EMERGENCY EXISTS NECESSITATING THAT THIS ORDINANCE BE DECLARED TO BE EFFECTIVE IMMEDIATELY UPON ITS ADOPTION.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF NOBLE, OKLAHOMA:

SECTION 1. That the owner of the tract of real property described herein and located within the municipal limits of the City of Noble, Oklahoma, existing as a Community Commercial (C-3) zoned area is hereby granted a Special Use Permit authorizing Outdoor Storage, Displays and Sales, but only when such Outdoor Storage, Displays and Sales are conducted in conjunction with and pursuant to a valid Fee In Lieu of Sales Tax Agreement. The property to which the Special Use Permit has an address of 1240 N. Main Street, Noble, Oklahoma and is legally described as:

A 3.62 acre tract located in a part of the Northwest Quarter of Section 22, Township 8 North, Range 2 West, I.M., Cleveland County, Oklahoma beginning 2071.60 feet South and 1312.22 feet East of the Northwest Corner of the Northwest Quarter of said Section, thence East 308.15 feet, thence South 28° East a distance of 217.36 feet, thence South 28.16 feet Southeasterly on a Curve to the Left with a Radius of 43,031.83 feet and a Chord Bearing of South 28° East a distance of 63.44 feet, thence West 831.92 feet, thence North 54° East a distance of 477.97 feet to the point of beginning.

and said Special Use Permit may be utilized by successors in interest to the property, until revoked or canceled by the City of Noble but only so long as any successor in interest to the property executes a valid Fee In Lieu of Sales Tax Agreement with the City of Noble and provided further that the owner of said property or any successor in interest to the property may surrender the Special Use Permit at any time and said property shall revert to a C-3 zoning with permitted uses as defined in the Code of Ordinances of the City of Noble, Oklahoma.

SECTION 2. Provisions Severable.


The provisions of this ordinance are severable and if any section, subsection, subdivision, paragraph, sentence, clause or phrase or any part thereof is for any reason determined to be unconstitutional or adjudged invalid or ineffective by any Court of competent jurisdiction, such determination or adjudication shall not affect or impair the validity or effectiveness of the remaining parts, provisions or portions hereof.

EMERGENCY CLAUSE

WHEREAS, it being immediately necessary for the preservation of the peace, health, welfare and safety of the City of Noble, Oklahoma, and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof, this ordinance shall take effect and be in full force from and after its passage as provided by law.

ADOPTED AND APPROVED THIS 6th DAY OF FEBRUARY, 2023.

ATTEST:



Phil Freeman, MAYOR



Julie Lefler, CITY CLERK

(SEAL)

