

ORDINANCE NO. 1356

AN ORDINANCE OF THE CITY OF DEL CITY, OKLAHOMA AMENDING THE DEL CITY PLANNING AND ZONING ORDINANCE TO RECLASSIFY THE UNIT USE CLASSIFICATION OF PERSONAL STORAGE AS A USE PERMITTED ON REVIEW IN THE I-1 LIGHT AND MODERATE INDUSTRIAL ZONING DISTRICT; CLARIFYING THAT THE UNIT USE CLASSIFICATION OF PERSONAL STORAGE IS NOT A PERMITTED USE IN ANY RESIDENTIAL OR COMMERCIAL ZONING DISTRICT AND IS A USE PERMITTED BY RIGHT IN THE I-2 HEAVY INDUSTRIAL ZONING DISTRICT; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DEL CITY, OKLAHOMA:

Section 1: The Del City Planning and Zoning Ordinance (Appendix A of the Municipal Code of the City of Del City) is hereby amended as follows:

- A. Section A-424.1.1 (Light and Moderate Industrial, District Use Regulations, Uses Permitted By Right) is hereby amended to remove Personal Storage from the list of uses permitted by right and to renumber accordingly.
- B. Section A-424.1.2 (Light and Moderate Industrial, District Use Regulations, Special Use Permits) is hereby amended to add Personal Storage to the list of uses permitted on review (requiring a special use permit) and to renumber accordingly.

Section 2: The Del City Planning and Zoning Ordinance (Appendix A of the Municipal Code of the City of Del City) is hereby clarified as follows, with the purpose of this clarification being to resolve an inadvertent inconsistency that was created at some time in the past with regard to the status of the use of Personal Storage as a permitted use in commercial zoning districts:

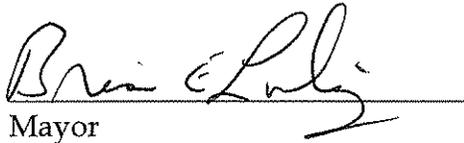
- A. The use of Personal Storage is not a permitted use (either by right or on review) in any Commercial or Residential zoning district and is a use permitted by right in the Heavy Industrial (I-2) zoning district; any indication to the contrary is merely the result of a past transcription or scrivener's error; and the Del City Planning and Zoning Ordinance shall reflect this clarification accordingly.

Section 3: REPEALER. All former Ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

Section 4: SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 5: EMERGENCY. It being immediately necessary for the preservation of public health, peace and safety of the City of Del City and the inhabitants thereof, and emergency is hereby declared to exist by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED AND APPROVED and the emergency clause voted upon separately and passed and approved, this 17th day of JANUARY, 2012.



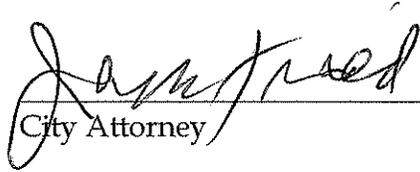
Mayor

ATTEST:



City Clerk

Approved as to form this 17 of January, 2012.



City Attorney