1. Agenda

   Documents:

   2021-01-05 PLANNING COMMISSION - PUBLIC AGENDA-1597.PDF

2. Meeting Materials

   Documents:

   2021-01-05 PLANNING COMMISSION - FULL AGENDA-1597.PDF

AGENDA

Regular Meeting of the
Nichols Hills Planning Commission
Tuesday, January 5, 2021 at 5:30 PM
City Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

If special assistance is needed for this meeting by any person wishing to attend, please contact the City Clerk's office no later than 48 hours prior to the meeting, and such assistance will be provided.

Official action may be taken by the Planning Commission only on items that appear on this Agenda. The Planning Commission may dispose of the business set out on this Agenda by adopting, approving, denying, continuing, or taking other action as to each item, as determined by the Planning Commission.

1. Call to Order

2. Roll Call

3. Citizens Desiring to be Heard

   The purpose of this time is to allow members of the public to speak to the Planning Commission on any matter that is not otherwise set for consideration on this Agenda.

4. Minutes
   a. December 1, 2020 Minutes

5. Public Hearings

   Discussion, consideration, and possible approval of the following:

   a. PUBLIC HEARING: Discussion, consideration, and possible recommendation of approval of an ordinance amending Chapter 50 regarding zoning and planning of the Nichols Hills City Code to address the transfer of Certificates of Approval issued by the Nichols Hills Building Commission.

6. Adjournment

   I certify that the forgoing was filed in the Office of the City Clerk at 11:15 AM on the 29th day of December, 2020 and posted in

prominent view on the window at City Hall, 6407 Avondale Drive, at 11:45 AM on the 29th day of December, 2020; posted to the City of Nichols Hills website at http://www.nicholshills.net at 5:00 PM on the 29th of December, 2020; and transmitted by email at 5:00 PM on the 29th day of December, 2020 to those persons who have requested to be included on such notices pursuant to the Open Meeting Act and to those who have requested such notice.

Amanda Copeland

_____

City Clerk
City of Nichols Hills, Oklahoma

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Amanda Copeland

_____

City Clerk
City of Nichols Hills, Oklahoma

MINUTES

Regular Meeting of the
Nichols Hills Planning Commission
Tuesday, December 1, 2020 at 5:30 PM
City Hall, 6407 Avondale Drive
Nichols Hills, OK 73116

Original agenda filed in the Office of the City Clerk at 10:24 PM on the 23rd day of November, 2020.

1. Call to Order

2. Roll Call

Attendee Name	Title	Status	Arrived
Ron Byrne		Absent	
Mike Biddinger		Present	
Doug Franklin		Present	
Tim Cheek		Present	
Barbara Gilbert		Present	
John McCaleb	Chairman	Present	

3. Citizens Desiring to be Heard

   The purpose of this time is to allow members of the public to speak to the Planning Commission on any matter that is not otherwise set for consideration on this Agenda.

   No one expressed a desire to be heard.

4. Minutes

   a. November 2, 2020 Minutes

      MOTION: Biddinger moved to approve the November 2, 2020 minutes as presented. Cheek seconded the motion.

Attachment: December 1 2020 Minutes 1 (4966 : December 1, 2020 Minutes)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mike Biddinger
SECONDER:	Tim Cheek
AYES:	Biddinger, Franklin, Cheek, Gilbert, McCaleb
ABSENT:	Byrne

5. Public Hearings

Discussion, consideration, and possible recommendation of approval of the following:

a. PUBLIC HEARING: An application to rezone property located at 6820 NW Grand Boulevard in Nichols Hills, Oklahoma from the E-2 "Urban Estate" Residential Zoning District to the E-1 "Estate" Residential Zoning District.

Mr. Scott Spradling, attorney for the applicant, spoke on behalf of the applicant. Following the discussion among Planning Commission members and staff, Chairman McCaleb opened the public hearing. No others expressing a desire to be heard, the public hearing was closed.

MOTION: Gilbert moved to recommend the City Council approve agenda item 5a as presented. Franklin seconded the motion.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Barbara Gilbert
SECONDER:	Doug Franklin
AYES:	Biddinger, Franklin, Cheek, Gilbert, McCaleb
ABSENT:	Byrne

6. Adjournment

MOTION: There being no further business, Franklin moved to adjourn the meeting. Cheek seconded the motion.

Attachment: December 1 2020 Minutes 1 (4966 : December 1, 2020 Minutes)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Doug Franklin
SECONDER:	Tim Cheek
AYES:	Biddinger, Franklin, Cheek, Gilbert, McCaleb
ABSENT:	Byrne

_____
Chairman
Planning Commission
City of Nichols Hills, Oklahoma

_____
City Manager
Planning Commission
City of Nichols Hills, Oklahoma

_____
City Clerk
City of Nichols Hills, Oklahoma

Attachment: December 1 2020 Minutes 1 (4966 : December 1, 2020 Minutes)

Published in _____ on _____ ___, 2020

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 50 REGARDING ZONING AND PLANNING OF THE NICHOLS HILLS CITY CODE TO ADDRESS THE TRANSFER OF CERTIFICATES OF APPROVAL ISSUED BY THE NICHOLS HILLS BUILDING COMMISSION; REPEALING ALL CONFLICTING ORDINANCES OR PARTS OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NICHOLS HILLS, OKLAHOMA:

Section 1. Chapter 50, Article V, Division 3 of the Nichols Hills City Code regarding Building Commission review is amended as follows, with deleted language stricken through and new language underlined, to wit:

Sec. 50-379. Transfer of Certificates of Approval.

Certificates of approval issued pursuant to this Article run with the land and will transfer to successive property owners provided that the Certificate of Approval has not expired. The transferring property owner must provide notice of the transfer to the City Clerk within ten business days following consummation of the transfer. Successive property owners are subject to all provisions of this Article as to the building moving, demolition or construction approved by the Certificate of Approval. The transferred Certificate of Approval will have the same expiration date as existed prior to the transfer.

Secs. 50-37~~9~~80—50-395. Reserved.

Section 2. All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 3. The provisions of this ordinance are severable and if any part or provision hereof shall be adjudged invalid by any court of competent jurisdiction, such adjudication shall not affect or impair any of the remaining parts or provisions hereof.

Section 4. EMERGENCY SECTION. WHEREAS, in the judgment of the Council it is necessary for the preservation of the peace, health, welfare and safety of the City of Nichols Hills, Oklahoma, and of the inhabitants thereof that the provisions of this ordinance be put into full force and effect immediately, and therefore 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.

PASSED by the Council of the City of Nichols Hills, Oklahoma, on the ____ day of _____, 2020.

Attachment: NH - Ordinance - Transfer of Certificates of Approval 10.30.20-6.1 (4967 : Transfer of Certificate of Approval Ordinance)

APPROVED by the Mayor of the City of Nichols Hills, Oklahoma, on the ____ day of _____, 2020.

ATTEST: _____
Mayor

_____
City Clerk

Reviewed as to Form and Legality:

_____
City Attorney

Attachment: NH - Ordinance - Transfer of Certificates of Approval 10.30.20-6.1 (4967 : Transfer of Certificate of Approval Ordinance)