

ORDINANCE NUMBER 997

AN ORDINANCE CHANGING THE ZONING  
FROM I-2 (LIGHT INDUSTRIAL DISTRICT) TO C-1 (OFFICE COMMERCIAL DISTRICT)  
FOR PROPERTY LOCATED AT 1750 S HWY 183 IN CLINTON, CUSTER COUNTY,  
OKLAHOMA;  
AND DECLARING AN EMERGENCY.

**WHEREAS**, the owners of a tract of land located at 1750 S Hwy 183 of Clinton, Custer County, Oklahoma request that the zoning of said land be changed from I-2( Light Industrial District) to C-1 (Office Commercial District); and

**WHEREAS**, the Planning and Zoning Board of said City of Clinton, Oklahoma met on October 29, 2019 after due legal notice thereof to all owners of property situated within a radius of 300 feet of subject tract of land and has reviewed the Application and has recommended to this Council that the zoning of such property be approved as requested; and

**WHEREAS**, the City Council did conduct a Public Hearing on this matter on this date in the Council Room of the Clinton City Hall pursuant to due legal notice thereof published in the Clinton Daily (Oklahoma) News on November 2, 2019; and

**WHEREAS**, the matter was discussed in open forum at this Public Hearing before and by the members of the Council and the Council being fully informed in the premises, does find that the interest of the City of Clinton will be served best by establishing the subject zoning district as requested in the subject application and as recommended by the Clinton Planning and Zoning Board; and

**NOW THEREFORE**, be it ordained by the City Council of the City of Clinton, Oklahoma that the following described property, to wit:

1750 S Hwy 183 to the City of Clinton, Custer County, Oklahoma be and the same is hereby zoned C-1 (Office Commercial District).

**WHEREOF**, an emergency is hereby declared to exist and the Ordinance shall be in full force and effect from and after its passage and proof of publication.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
David Berrong, Mayor

**ATTEST:**

\_\_\_\_\_  
Lisa Anders, City Clerk

**MINUTES OF A SPECIAL MEETING OF THE PLANNING AND ZONING BOARD  
TUESDAY, OCTOBER 29, 2019**

A special meeting of the Planning and Zoning Board of the City of Clinton, Oklahoma, was held on Tuesday, October 29, 2019, at 9:00 am in the City of Clinton Council Room, City Hall. A notice of this meeting with agenda was posted on the bulletin board in the lobby of Clinton City Hall on Thursday, October 25, 2019.

Members present were: Jason Smith, Aaron Hemingway, Matt Graybill, and Julie Strong  
Others Present: Amanda Arvizo, Mark Skiles, Toby Anders, Michael Gathright, Perry Adams, Cody File, and Gerald Green

**2. CONSIDER MINUTES OF REGULAR MEETING FROM AUGUST 13, 2019**

Motion was made by Hemingway and seconded by Graybill to approve the minutes of the August 13, 2019.

Chairman Strong put the motion to a roll call vote:

Aye: Hemingway, Graybill, Smith, Strong  
Nay: None

Chairman declared the motion carried.

**3. CONSIDER REQUEST OF MICHAEL CRAIG GARTHRIGHT TO REZONE  
PROPERTY FROM I-2 LIGHT INDUSTRIAL DISTRICT TO C-1 OFFICE  
COMMERCIAL DISTRICT FOR THE OPERATION OF A MEDICAL MARIJUANA  
DISPENSARY AT 1750 S HWY 183 IN CLINTON, CUSTER COUNTY, OKLAHOMA**

Chairman Julie Strong reviewed the request to rezone and emphasized that this is not a "Use Permitted on Review". Strong asked if responses to the notices had been received.

City Manager Mark Skiles stated that one response was received and it was in favor of the rezone request.

Chairman Strong asked how the establishment would be in compliance with city ordinances.

Building Inspector Toby Anders said that is the reason for the rezone request. He said the next step would be for the request to go before the Council.

Strong asked for questions from the board. There were none.

Motion was made by Hemingway and seconded by Smith to approve the request to rezone 1750 S Hwy 183 from I-2 to C-1 and forward that recommendation to the City Council.

Chairman put the motion to a roll call vote:

Aye: Hemingway, Smith, Graybill, Strong  
Nay: None

Chairman declared the motion carried.

Mr. Gathright said he would like to make a statement,. He said he has had several inquiries regarding this request and he said he is only leasing the building. He said Cody File and Seth Adams will be the ones administering the business.

**4. ADJOURN**

The motion was made by Matt Graybill and seconded by Jason Smith to adjourn the meeting.

Chairman put the motion to a roll call vote:

Aye: Graybill, Smith, Hemingway, Strong

Nay: None

Chairman declared the meeting adjourned at 9:05 a.m.