

MONDAY, OCTOBER 28, 1985, CONTINUED

of CS as requested, less and except any land in a Floodway, which shall remain at AG. Broken Arrow Planning Commission recommends approval of zoning request. Harris asked if anyone present to speak in favor of application. Robert Deets, husband of applicant, appeared and stated that to the East of subject property is 100 acres belonging to Boy Scott Camp Russell and asked the board to approve the requested zoning. Harris asked if anyone present to speak against application. There were none. Moved by Rice, seconded by Selph, to approve zoning as recommended. Upon roll call, Selph, yes; Rice, yes; Harris, yes. Motion carried. (Clerk's Misc. File No. 111929)

Coming on for a hearing is Zoning Application CZ-141, Campbell, Applicant, tract located at 7800 North Peoria. Harris stated \$50. publication fee paid and hearing would proceed. Bob Gardner, TMAPC, appeared and stated that the Planning Commission voted to recommend denial of IH, IM or IL zoning on the subject tract. The subject tract contains an existing auto type salvage operation and majority of tract is located in 100 year floodplain. Harris asked if anyone present to speak in favor of application. Tom Mason, Attorney for applicant, appeared and stated the front 7½ acres zoned IH, non-conforming use now. None of the neighbors, except one, have any objections to rezoning. Applicant will have two ponds on property to help contain flood waters and will construct fence. Applicant is requesting IM zoning now which would go before Board of Adjustment to take exceptions. Harris asked if anyone present to speak against the application. Betty Millsap, appeared and stated this property is right in front of her house and who wants a salvage in their front yard. If he builds a fence what will happen to flood water? The value of her property will go down. She also wants to know if he can leave the buildings as they are now or will he have to tear them down. Harris stated he doubts if applicant could get a Earth Change Permit and questions whether they would consent to putting a fence in a flood area. He feels two dredged out ponds would have little effect on flood water. Don Hallock, County Inspector, agrees with Harris and stated the entire area is within 100 year floodplain on federal maps and there are restrictions in building. Campbell, applicant, appeared and stated he asked Mrs. Millsap about this before he purchased property and she had no objections at that time. Moved by Harris, seconded by Selph, to defer this zoning application to November 12, 1985 to allow Harris to discuss this with Bob Gardner and Don Hallock. Upon roll call, Selph, yes; Rice, yes; Harris, yes. Motion carried.

Moved by Harris, seconded by Selph, to approve and authorize execution by Commission, the claims that are in order as required by Title 19 O.S. 1505 D 11 and 12 and provided that all claims involving wages and/or salaries be subject to state and federal withholding tax, retirement fund and social security deductions. Upon roll call, Selph, yes; Rice, yes; Harris, yes. Motion carried. (Vendor warrants to be paid October 28, 1985)