

**ORDINANCE NO. 847-2021**

**AN ORDINANCE OF THE CITY OF CHOCTAW, OKLAHOMA, AMENDING PART 5, AMENDMENTS, SECTION A-11, R202, DEFINITIONS OF THE CHOCTAW CODE OF ORDINANCES OF THE CITY OF CHOCTAW, OKLAHOMA, PERTAINING TO INTERNATIONAL RESIDENTIAL CODE 2015; DECLARING REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHOCTAW, OKLAHOMA:**

**SECTION 1.** That the Code of Ordinances of the City of Choctaw at Part 5, Amendments, Section A-11, Section 202 - Definitions is hereby amended and reads as follows:

**PART 5  
AMENDMENTS  
SECTION A-11**

**Section R202 – Definitions,**

**[RB] ACCESSORY STRUCTURE.** ~~A structure not greater than 3,000 square feet (279 m<sup>2</sup>) in floor area, and not over two stories in height, that is accessory to and incidental to that of the dwelling(s) and that is located on the same lot.~~ **A structure that is accessory to and incidental to that of the dwelling(s) and that is located on the same lot. The accessory structure cannot be greater than 3,000 square feet (279 m<sup>2</sup>) in floor area, and not over two stories in height, except for lots that are larger than 10 acres (including rights-of-way) which may allow accessory structures up to 5,000 square feet (465 m<sup>2</sup>) in floor area and not over two stories in height.**

**SECTION 2. Repealer.** All former Ordinances or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

**SECTION 3. 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 4. Emergency.** Whereas, it being immediately necessary for the preservation of the public health, peace and safety of the City of Choctaw and the inhabitants thereof, an 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 by the Mayor and City Council of the City of Choctaw, Oklahoma, this 2<sup>nd</sup> day of February, 2021.

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Randy Ross, Mayor

**ATTEST:**

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Amanda Valent, City Clerk

**APPROVED AS TO FORM** this 2<sup>nd</sup> day of February, 2021.

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Ray Vincent, City Attorney