

Eller&Detrich
A Professional Corporation

Philip J. Eller
Kevin H. Wylie
R. Louis Reynolds
Daniel C. Cupps
Andrew A. Shank
Nathalie M. Cornett
Mac D. Finlayson
William C. Searcy
Natalie J. Marra
Bailey B. Betz

Telephone
(918) 747-8900

Toll Free
(866) 547-8900

Facsimile
(918) 747-2665

Email
NCornett@EllerDetrich.com

Of Counsel
Katherine Saunders, PLC
Jerry M. Snider
Shanann Pinkham Passley
Steven. P. Flowers
Donald L. Detrich, *Retired*

September 26, 2025

Re: Adams Creek Town Center Noise Waiver for Temporary Construction Activity

Dear City Councilors,

This letter serves as a request for a waiver of Section 16-12(a)(6) of the Broken Arrow Code of Ordinances to permit temporary construction activity noise outside of the hours of 7:00 a.m. and 10:00 p.m.

The subject property is part of the Adams Creek Town Center, located on East Hillside Drive, north and west of the northwest corner of E. Kenosha Street and County Line Road. The property owner has received the necessary permits to commence construction on the Property. The requested waiver is for the purpose of pouring the concrete building slabs, which is highly dependent on weather and heat conditions. Additionally, significant weather delays have already occurred due to the particularly rainy summer. In order to ensure the project remains on schedule and the concrete can set properly, concrete will need to be poured in the early morning hours.

Accordingly, we respectfully request the Council waive the noise ordinance to permit concrete pouring to begin at 4:00 a.m., Monday-Saturday, from October 9, 2025 through October 30, 2025. If the necessary construction work is not completed within such time frame, one (1) day extensions may be administratively approved by the Director of Engineering & Construction for good cause shown, with a maximum of ten (10) such extensions permitted. Any additional extensions will require Council approval.



www.EllerDetrich.com

2727 East 21st Street, Suite 200 Tulsa Oklahoma 74114-3533

Respectfully submitted,

ELLER & DETRICH

A Professional Corporation

Nathalie Cornett

Nathalie M. Cornett

Attorney for Parkes Development Group, LLC