



November 14, 2018

Pastor Ben Calmer
New Heart Fellowship Church
10675 S. 193rd East Avenue
Broken Arrow, OK 74014

Subject: Sidewalk along 23rd Street, Broken Arrow, OK 74014 (Section 30/T18N/R15E)

Dear Pastor Calmer:

As you may recall, on December 2, 2004, the Broken Arrow Planning Commission approved the site plan for New Heart Fellowship Church. The site plan approved by the Planning Commission showed a sidewalk along the entire property frontage along 23rd Street (193rd E. Avenue). Later on May 5, 2015, the Broken Arrow City Council approved BAZ-1934 and BAZ-1935 to change the zoning on the north and south edges of the church's property from A-1 (Agriculture District) to R-2 (Single-Family Residential District). The rezoning was done in conjunction with two lot split requests, BAL-1072 and BAL-1074. Both of these lot split requests were conditionally approved by the Planning Commission on May 14, 2015.

One of the conditions associated with the approval of both BAL-1072 and BAL-1074 was that the sidewalk along 23rd Street would be constructed (within three years) in accordance with the Subdivision Regulations, 5 feet in width and one foot from the property line in the street right-of-way, for all the property platted as New Heart Fellowship Church. In a letter (copy attached) dated May 14, 2015, that was submitted to the City of Broken Arrow, you acknowledged that the sidewalk would be constructed within three years from the date of the letter. Today, we visited the site and observed that no sidewalk had been constructed. Since it has been over three years since it was acknowledged that the sidewalk would be constructed, could you please update us on the status for getting the sidewalk installed.

If you have any questions, or if we can be of further assistance, please contact me (918-259-2400 EXT 5388).

Sincerely,
City of Broken Arrow

Brent Murphy, AICP
Senior Planner

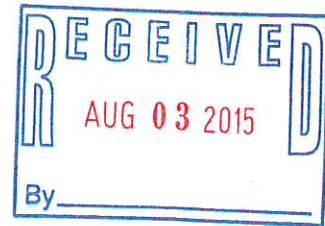
cc: Joyce Sanders
Melinda Aycock, Toss & Eudey, LLC



BROKEN ARROW, OK

May 14, 2015

City of Broken Arrow
Development Services Department
Attn: Farhad K. Daroga
PO Box 610
Broken Arrow, OK 74013



10675 S. 193rd E. Ave.
Broken Arrow, Ok 74014

T 918.455.5400

Work Email:

Mike.Collins@newheartba.com

Work URL: <http://newheartba.com>

Re: BAL 1074 and BAL 1072, New Heart Church Lot Split

Dear Mr. Daroga,

Pursuant to the approval of the lot splits referenced above by the City of Broken Arrow, New Heart Church acknowledges and agrees that a sidewalk shall be constructed within three years from the date of this letter along 23rd street in accordance with the Subdivision Regulations, 5 feet in width and one foot from the property line in the street right-of-way, for all of the property platted as New Heart Church, Broken Arrow.

It is our understanding and agreement that in exchange for this letter and completion of the balance of staff recommendations listed under BAL 1074 and BAL 1072, we shall receive stamps on the Warranty Deeds on the subject properties upon presentation of the same to the Planning Commission.

Cordially,

A handwritten signature in black ink, appearing to read "Ben Calmer".

Ben Calmer
Lead Pastor