

RESOLUTION NO. 1650

A RESOLUTION OF NECESSITY TO CONDEMN PROPERTY LOCATED AT 13427 EAST 131ST STREET SOUTH AND AT 13461 EAST 131ST STREET SOUTH IN BROKEN ARROW, OKLAHOMA, LOCATED IN SECTION 4, TOWNSHIP 17 NORTH, RANGE 14 EAST OF THE INDIAN MERIDIAN, TULSA COUNTY, OKLAHOMA, FOR THE WILLOW SPRINGS LIFT STATION REPLACEMENT, PARCELS 1.1, 1.A, 2.1 AND 2.A (PROJECT NO. 2154300)

WHEREAS, Rodney A. Copelin and Lisa D. Copelin, own or otherwise claim some interest in certain real property identified as Parcels 1.1, 1.A, 2.1, and 2.A, located at 13427 East 131st Street South and at 13461 East 131st Street South, Broken Arrow, OK 74011 in Section 4, Township 17 North, Range 14 East of the Indian Meridian, Tulsa County, Oklahoma; generally located north of 131st Street South and east of South 133rd East Avenue; and

WHEREAS, The Broken Arrow City Council desires to acquire the parcels for the public purpose of the Willow Springs Lift Station Replacement; and

WHEREAS, these real properties are legally described as follows:

PARCEL 1.1

PERMANENT UTILITY EASEMENT:

The North 25.00 feet of the South 49.75 feet of the East 130.00 feet of the West 680.00 feet of the Southeast Quarter of the Southwest Quarter of Section Four (4), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma.

PARCEL 1.A

TEMPORARY CONSTRUCTION EASEMENT:

The North 15.00 feet of the South 64.75 feet of the East 130.00 feet of the West 680.00 feet of the Southeast Quarter of the Southwest Quarter of Section Four (4), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma.

PARCEL 2.1

PERMANENT UTILITY EASEMENT:

The North 25.00 feet of the South 49.75 feet of the East 195.00 feet of the West 550.00 feet of the Southeast Quarter of the Southwest Quarter of Section Four (4), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma.

PARCEL 2.A

TEMPORARY CONSTRUCTION EASEMENT:

The North 15.00 feet of the South 64.75 feet of the East 195.00 feet of the West 550.00 feet of the Southeast Quarter of the Southwest Quarter of Section Four (4), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma.

WHEREAS, the parties hereto have duly entered negotiations for the voluntary purchase of easements, but the negotiations have not been successful; and

WHEREAS, the City is prepared and will tender the full amount of the Commissioners' Award prior to entering into possession.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Broken Arrow, Oklahoma that condemnation is necessary taking for a public purpose to allow for the Willow Springs Lift Station Replacement project;

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Attorney is authorized to initiate a condemnation action.

This Resolution is approved in open meeting by the City Council of the City of Broken Arrow on this 6th day of May, 2025.

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

Assistant City Attorney