

Ordinance No. 3452

An ordinance closing a utility easement on property located on Bixby Northeast Campus, a subdivision in the City of Broken Arrow, Tulsa County, State of Oklahoma, generally located north of 131st Street, one-half mile east of Garnett Road; repealing all ordinances to the contrary; and declaring an emergency

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA:

SECTION I. The utility easement affecting the real estate described as follows:

A ten-foot utility easement vacation being a tract of land in the southwest quarter of Section Five (5), Township Seventeen (17) North, Range Fourteen (14) East of the Indian Base and Meridian, Tulsa County, State of Oklahoma, more particularly described as follows, to-wit:

Commencing at the southeast corner of said southwest quarter thence N 01°42'59" W a distance of 660.00 feet; thence S 88°38'06" W a distance of 444.25 feet; thence S 01°21'30" E a distance of 29.50 feet to the point of beginning; thence S 01°21'30" E a distance of 10.00 feet; thence S 88°38'09" W a distance of 79.99 feet; thence S 51°08'09" W a distance of 351.84 feet; thence S 26°31'33" W a distance of 16.69 feet; thence S 63°28'27" E a distance of 10.00 feet; thence S 26°31'33" W a distance of 10.00 feet; thence N 63°28'27" W a distance of 10.00 feet; thence S 26°31'33" W a distance of 68.17 feet; thence S 88°38'09" W a distance of 10.00 feet; thence N 01°21'51" W a distance of 2.48 feet; thence N 26°31'33" E a distance of 99.52 feet; thence N 51°08'09" E a distance of 212.41 feet; thence N 38°51'51" W a distance of 10.00 feet; thence N 51°08'09" E a distance of 10.00 feet; thence S 38°51'51" E a distance of 10.00 feet; thence N 51°08'09" E a distance of 10.00 feet; thence S 38°51'51" E a distance of 10.00 feet; thence N 51°08'09" E a distance 135.01 feet; thence N 88°38'09" E a distance of 83.38 feet to the point of beginning, containing 5547 square feet or 0.127 acres more or less,

is not presently in use, and is hereby closed. Provided that the City reserves the right to reopen this utility easement in the event it is needed in the future, without the necessity to pay the owner or their successors for the reopening of this utility easement.

SECTION II. Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III. An emergency exists for the preservation of the public health, peace and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

PASSED AND APPROVED and the emergency clause ruled upon separately this 20th day of September, 2016.

ATTEST:

MAYOR

(Seal) CITY CLERK

APPROVED:

ASSISTANT CITY ATTORNEY