

**RESOLUTION NO. 1267**

**A RESOLUTION OF NECESSITY TO CONDEMN PROPERTY GENERALLY LOCATED IN THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 18 NORTH, RANGE 14 EAST OF THE INDIAN MERIDIAN, TULSA COUNTY, OKLAHOMA, FOR THE COMMERCIAL STREET DETENTION, (PROJECT NO. SW2007)**

**WHEREAS**, Dennis Sherwood owns or otherwise claim some interest in certain real property identified as Parcel 1, located on a tract of land in the Southwest Quarter of Section 11, T-18-N, R-14-E of the Indian Meridian, Tulsa County, Oklahoma; generally located at the Northwest corner of Date Avenue and Commercial Street, Broken Arrow, Oklahoma; and

**WHEREAS**, The Broken Arrow City Council desires to acquire a Fee Simple for the public purpose of completing the Commercial Street Detention Project; and

**WHEREAS**, this real property is legally described as follows:

**PARCEL 1**

**FEE SIMPLE ACQUISITION:**

A tract of land that is a part of the Southwest Quarter of Section Eleven (11), Township Eighteen North (T18N), Range Fourteen East (R14E) of the Indian Meridian, Tulsa County, Oklahoma, more particularly described as follows:

Lots Seven (7) through Fifteen (15), inclusive, in Block One (1), HOMESTEAD ADDITION to the City of Broken Arrow, Tulsa County, State of Oklahoma, according to the recorded Plat thereof.

**WHEREAS**, the parties hereto have duly entered into negotiations for the voluntary purchase of the parcel in question, 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 in order to allow for completion of the Commercial Street Detention 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 15<sup>th</sup> day of October 2019.

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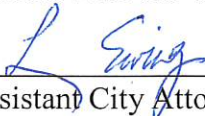
Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM:

  
Assistant City Attorney