



# City of Broken Arrow

## Legislation Details (With Text)

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<b>File #:</b>	17-1945	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	3/10/2017	<b>In control:</b>	Broken Arrow City Council
<b>On agenda:</b>	3/21/2017	<b>Final action:</b>	3/21/2017
<b>Title:</b>	Consideration, discussion, and possible adoption of Ordinance No. 3477, an ordinance closing a Utility Easement on property located east of 9th Street and a quarter mile north of Tucson Street, Tulsa County, State of Oklahoma, (Section 36, T18N, R14E), repealing all ordinances to the contrary; and declaring an emergency		

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance No 3477.pdf, 2. 2-Waterline Easement Closure Exhibit.pdf, 3. Recorded Plat.pdf

Date	Ver.	Action By	Action	Result
3/21/2017	1	Broken Arrow City Council	adopted	Pass
3/21/2017	1	Broken Arrow City Council	approved	Pass

### Broken Arrow City Council

Meeting of: 03-21-2017

**To:** Mayor and City Council Members  
**From:** Development Services Department  
**Title:**

**Consideration, discussion, and possible adoption of Ordinance No. 3477, an ordinance closing a Utility Easement on property located east of 9<sup>th</sup> Street and a quarter mile north of Tucson Street, Tulsa County, State of Oklahoma, (Section 36, T18N, R14E), repealing all ordinances to the contrary; and declaring an emergency**

### Background:

The owner, Robert L. and Belinda L. Cacy, have submitted an application requesting the closure of a 17.5-foot utility easement along the west side of the property, which encroaches into the building line setback. This closure is being requested so the waterline can be located west of the building line of the mini storage units. A new dedication of a utility easement is being submitted as a replacement for this closure. The new 17.5-foot utility easement shall be located immediately west of the utility easement requested to be closed and outside the building setback line.

Staff has reviewed the documents and recommends acceptance of the utility easement closure.

The attached easement closure was previewed by the City Council on March 7, 2017. Staff recommends the Council Adopt Ordinance No. 3477 and approve the Emergency Clause.

**Cost:** None

**Prepared By:** Amanda Yamaguchi, Staff Planner

**Reviewed By:**        **Department of Engineering and Construction**  
                             **Utility Department**  
                             **Assistant City Manager - Operations**  
                             **Legal Department**

**Approved By:**        **Michael L. Spurgeon, City Manager**

**Attachments:**       **Ordinance No. 3477**  
                             **Waterline Easement Closure Exhibit**  
                             **Recorded Plat**

**Recommendation:**   **Adopt Ordinance No. 3477 and approve the Emergency Clause.**