



City of Broken Arrow

Legislation Details (With Text)

File #: 17-2014 **Name:**
Type: Ordinance **Status:** Passed
File created: 3/28/2017 **In control:** Broken Arrow City Council
On agenda: 4/4/2017 **Final action:** 4/4/2017
Title: Consideration, discussion, and possible adoption of Ordinance No. 3481 closing a utility easement on property located in the Southwest Quarter (SW/4) of Section Six (6), Township Eighteen (18) North, Range Fifteen (15) East, Tiger Plaza, a subdivision in the City of Broken Arrow, Wagoner County, State of Oklahoma, generally located north and east of the northeast corner of Kenosha Street and 23rd Street; repealing all ordinances to the contrary; and declaring an emergency (Tiger Plaza)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2-Ordinance 3481, 2. 3-Exhibit A with Legal, 3. 4-Tiger Plaza plat

Date	Ver.	Action By	Action	Result
4/4/2017	1	Broken Arrow City Council	adopted	Pass
4/4/2017	1	Broken Arrow City Council	approved	Pass

Broken Arrow City Council
Meeting of: 04-04-2017

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

Consideration, discussion, and possible adoption of Ordinance No. 3481 closing a utility easement on property located in the Southwest Quarter (SW/4) of Section Six (6), Township Eighteen (18) North, Range Fifteen (15) East, Tiger Plaza, a subdivision in the City of Broken Arrow, Wagoner County, State of Oklahoma, generally located north and east of the northeast corner of Kenosha Street and 23rd Street; repealing all ordinances to the contrary; and declaring an emergency (Tiger Plaza)

Background:

The applicant, has submitted an application requesting the closure of a 15-foot utility easement which extends west of the primary 17.5-foot utility easement along the east side of the property. This easement was intended to include a fire hydrant for the Tiger Plaza Shopping Center however, the hydrant was ultimately located within the 17.5-foot perimeter utility easement.

This closure is being requested due to the expansion of the easternmost tenant space of the Tiger Plaza Shopping Center, which would encroach into the easement. Since this easement area is vacant, no replacement easement is proposed.

Oklahoma Natural Gas (ONG), Public Service Company of Oklahoma (PSO), Cox Communications, and Windstream indicate they do not have any problems with the proposed Utility Easement closure.

City staff has reviewed the utility easement closing documents and are in agreement with the closure. Staff recommends the Council adopt Ordinance No. 3481.

Cost: **Recording Fees**

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

Reviewed By: **Engineering and Construction**
Utilities Department
Legal Department
Assistant City Manager

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

Attachments: **Ordinance No. 3481**
Utility Closure Exhibit
Tiger Plaza Recorded Plat

Recommendation: Adopt Ordinance No. 3481 and approve the Emergency Clause.