



City of Broken Arrow

Legislation Details (With Text)

File #:	17-2897	Name:	
Type:	Consent Item	Status:	Agenda Ready
File created:	11/14/2017	In control:	Broken Arrow City Council
On agenda:	11/21/2017	Final action:	
Title:	Acceptance of a Mutual Access and Utility Easement on a portion of unplatted property south of Houston Street, one-quarter mile west of 23rd Street		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. 2-MUTUAL ACCESS AND UTILITY EASEMENT.pdf, 2. 3-AERIAL.TWIN CITIES EASEMENT.pdf		

Date	Ver.	Action By	Action	Result
11/21/2017	1	Broken Arrow City Council	approved	Pass

Broken Arrow City Council Meeting of: 11-21-2017

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

Acceptance of a Mutual Access and Utility Easement on a portion of unplatted property south of Houston Street, one-quarter mile west of 23rd Street

Background:

In January 2017, Twin Cities Ready Mix, Inc. purchased 19.33 acres south of Houston Street. The entire frontage of this property, which abuts 23rd Street, is located in the 100-year floodplain of Broken Arrow Creek.

Because of the drainage issues along 23rd Street, the previous property owner in 2012 had obtained a 50-foot wide mutual access and utility easement that crossed the abutting property to the north and allowed their property to be connected Houston Street. The current property owner, Twin Cities Ready Mix, Inc., evaluated this easement and determined that it was not wide enough to accommodate the vehicles for the concrete plant they are proposing to build. As a result, they obtained an additional 30-foot wide mutual access and utility easement, which makes the total easement 80-feet in width. This easement is located south of Houston Street, one-quarter mile west of 23rd Street.

On November 9, 2017, the property owner inadvertently recorded the mutual access easement and utility easement in Tulsa County without the approval of the City Council and signatures of the City Manager and City Clerk. Staff has visited with Tulsa County, and they are in agreement that the document can be rerecorded upon approval of the City Council and appropriate signatures added.

City Staff has reviewed and recommends acceptance of the Mutual Access and Utility Easement.

Cost: Recording Fees

Prepared By: Brent Murphy, AICP

Reviewed By: Development Services Department
Legal Department
Assistant City Manager, Operations

Approved By: Michael L. Spurgeon, City Manager

Attachments: Mutual Access and Utility Easement
Aerial

Recommendation:

Accept the mutual access and utility easement.