



# City of Broken Arrow

## Legislation Details (With Text)

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<b>File #:</b>	18-337	<b>Name:</b>	
<b>Type:</b>	Consent Item	<b>Status:</b>	Passed
<b>File created:</b>	3/2/2018	<b>In control:</b>	Broken Arrow City Council
<b>On agenda:</b>	3/20/2018	<b>Final action:</b>	3/20/2018
<b>Title:</b>	Acceptance of a Utility Easement from Lovelle Properties, LLC on property located one-eighth mile west of 9th Street, north of New Orleans Street, Tulsa County, State of Oklahoma, (Section 23, T18N, R14E)		

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 2-UTILITY EASEMENT WITH EXHIBIT A, 2. 3-CASE MAP.BAZ-1999, 3. 4-AERIAL MAP

Date	Ver.	Action By	Action	Result
3/20/2018	1	Broken Arrow City Council	approved	Pass

**Broken Arrow City Council**  
**Meeting of: 03-20-2018**

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

**Acceptance of a Utility Easement from Lovelle Properties, LLC on property located one-eighth mile west of 9<sup>th</sup> Street, north of New Orleans Street, Tulsa County, State of Oklahoma, (Section 23, T18N, R14E)**

**Background:**

BAZ-1999, a request to change the zoning on property located one-eighth mile west of 9<sup>th</sup> Street, north of New Orleans Street from A-1 and R-1 to R-2 will be heard by the Planning Commission on April 12, 2018. In conjunction with BAZ-1999, BAL-2030, a request for a lot split on part of the property associated with the rezoning request, has also been submitted.

Previously, on November 16, 2017, the Planning Commission approved BAL-2027CB, a request for a lot combination of two parcels owned by Nathan Lovelle and Kimberly Lovelle located one-eighth mile north of New Orleans Street, west of 9<sup>th</sup> Street. BAL-2027B was approved subject to right-of-way and utility easements being dedicated in accordance with the Subdivision Regulations (50-feet of right-of-way along with a 17.5-foot utility easement) along the west side of 9<sup>th</sup> Street, a secondary arterial street. The right-of-way and utility easement along 9<sup>th</sup> Street have been recorded in Tulsa County.

In anticipation of the same requirement for right-of-way and utility easement dedication along New Orleans Street for both BAZ-1999 and BAL-2030, the applicant/owner Lovelle Properties, LLC has submitted an application requesting the acceptance of a 17.5-foot wide deed of dedication along the north side of New Orleans Street, which is classified as a primary arterial street.

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

**Cost:** None

**Prepared By:** Brent Murphy, AICP

**Reviewed By:** Development Services Department  
Legal Department  
Assistant City Manager

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

**Attachments:** Utility Easement with Exhibit A  
BAZ-1999 case map  
Aerial map showing lot combination and lot split

**Recommendation:** Accept the Utility Easement.