



City of Broken Arrow

Request for Action

File #: 18-337, Version: 1

**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 9th 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 9th 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 9th 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 9th Street, a secondary arterial street. The right-of-way and utility easement along 9th 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.