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ORDINANCE NO._____

ORDINANCE CLOSING A PORTION OF A NORTH-SOUTH UTILITY EASEMENT ON LOT ONE (1) IN BLOCK TWO (2) OF SUMMIT RIDGE ADDITION, AND ON LOTS FIVE (5) AND SIX (6) IN BLOCK TWO (2) OF SUMMIT RIDGE SECTION III, WEST OF GEARY PLACE, AND NORTH OF NORTH OKLAHOMA AVENUE AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. The following public way and/or easement in The City of Oklahoma City, Oklahoma, shall be and the same is hereby closed to the public use, to-wit:

A tract of land being a part of Lot 1 of Block 2, SUMMIT RIDGE SECTION ONE recorded in Book 50 of Plats, Page 56, and a part of Lot 5 of Block 2, SUMMIT RIDGE SECTION THREE recorded in Book 51 of Plats, Page 98, all in the Southwest Quarter (SW/4) of Section Twenty-two (22), Township Thirteen (13) North, Range Three (3) West of the Indian Meridian, Oklahoma County, Oklahoma, being more particularly described as follows: BEGINNING at the southwest corner of said Lot one (1); THENCE South 38°22'39" West, along and with the southeast line of said Lot five (5), a distance of 24.43 feet; THENCE North 00°29'43" East (North 00°24'05" East – Record), 15 feet west of and parallel with the common line between said Lots five (5) and one (1), a distance of 138.42 feet; THENCE North 40°27'46" East, across said Lots five (5) & one (1), a distance of 46.70 feet; THENCE South 00°29'43" West (South 00°24'05" West – Record), 15 feet east of and parallel with the common line between said Lots five (5) and one (1), a distance of 139.06 feet to a point on the south line of said Lot one (1); THENCE southwesterly along the south line of said Lot one (1) on a curve to the left having a radius of 203.64 feet (180.00 feet – Record), a chord bearing of South 43°51'58" West, a chord distance of 21.84 feet and an arc length of 21.85 feet to the POINT OF BEGINNING.

SECTION 2. That all rights of The City or any public or quasi-public corporation with reference to any public or quasi-public works or utilities, including but not limited to a perpetual easement for water and wastewater, drainage, stormwater, sidewalks, and traffic controls systems (collectively "City Systems") are hereby expressly reserved and the above closing shall in no way impair the right to erect, construct, or repair poles, pipes, wires, conduits, or sewers, including but not limited to the City Systems and the purpose of such construction, repair, operation, maintenance, expansion, and replacement of the City Systems and associated facilities, connections, utilities, and appurtenances thereto including the right of ingress and egress and all right, title and interest in and to any soil, earthen material, fixture, and appurtenances incidentally removed during the use of a perpetual easement under and over the above described public way or easement is hereby expressly reserved and, **when in the opinion of the Council it shall be necessary, the same may be re-opened without expense to the City.** In the event any excavation or fill is made therein all City Systems and equipment incident thereto shall be raised or otherwise

protected so that no seepage into such City Systems shall occur by reason of the use made of the above closed public way or easement and that no impairment of the use of City Systems shall be caused by reason of such use. Any damage caused to such City Systems as aforesaid shall be borne by the person, firm, or corporation making use of the above closed public way or easement.

SECTION 3. (EMERGENCY) WHEREAS, it being immediately necessary for the preservation of the peace, health, safety, and public good of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED AND READ in open meeting of the Council of The City of Oklahoma City, Oklahoma, on this 10TH day of SEPTEMBER, 2024.

PASSED by the Council and **SIGNED** by the Mayor of the of The City of Oklahoma City, Oklahoma, this _____ day of _____, 20____.

ATTEST:

CITY CLERK

MAYOR

REVIEWED for form and legality.



ASSISTANT MUNICIPAL COUNSELOR