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ORDINANCE NO. 27,814

ORDINANCE CLOSING A PORTION OF THE NORTH-SOUTH UTILITY EASEMENT, WEST OF NORTH MORGAN ROAD, AND SOUTH OF WEST MEMORIAL ROAD ~~AND DECLARING AN EMERGENCY~~. AKS

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 part of Lot One (1), Block One (1), PIEDMONT ELEMENTARY to the City of Oklahoma City, Canadian County, Oklahoma, according to the recorded plat thereof, being more particularly described as follows: Commencing at the Northwest corner of said Lot One (1); THENCE North 88°44'18" East along the north line of said Lot One (1), a distance of 35.79 feet to the west line of a Fifteen (15) foot utility easement as shown on said plat; THENCE South 01°15'42" East along the west line of said utility easement, a distance of 185.03 feet to the POINT OF BEGINNING; THENCE North 88°44'18" East a distance of 15.00 feet to the east line of said utility easement; THENCE South 01°15'42" East along the east line of said utility easement a distance of 163.38 feet; THENCE South 88°44'18" West a distance of 15.00 feet to the west line of said utility easement; THENCE North 01°15'42" West along the west line of said utility easement a distance of 163.38 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 11TH day of FEBRUARY, 2025.

PASSED by the Council and **SIGNED** by the Mayor of the of The City of Oklahoma City, Oklahoma, this 25TH day of MARCH, 2025.

ATTEST:

Amy K Simpson
CITY CLERK



David Holt
MAYOR

REVIEWED for form and legality.

[Signature]
ASSISTANT MUNICIPAL COUNSELOR