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ORDINANCE NO._____

ORDINANCE CLOSING A PORTION OF A NORTH-SOUTH UTILITY EASEMENT WITHIN LOT FOUR (4) IN BLOCK SIX (6) OF THE OAK HOLLOW INDUSTRIAL PARK ADDITION, SOUTH OF SE 96TH STREET, EAST OF POLARIS DRIVE 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 the Northwest Quarter (NW/4) of Section Two (2), Township Ten (10) North, Range Three (3) West of the Indian Meridian, Oklahoma City, Cleveland County, Oklahoma, being a portion of the 20' Utility Easement within Lot 4, Block 6 as shown on the plat OAK HOLLOW INDUSTRIAL PARK PHASE 3, recorded in Book 25, Page 249, being more particularly described as follows: BEGINNING at the Northeast (NE) Corner of said Lot 4; THENCE South 00°59'00" East, along and with the East line of said Lot 4, a distance of 448.00 feet; THENCE South 89°36'17" West, departing said East line, a distance of 20.00 feet to a point on the West line of the said 20' Utility Easement within Lot 4; THENCE North 00°59'00" West, along and with said West line, a distance of 448.00 feet to the Northwest (NW) Corner of said 20' Utility Easement within Lot 4, also being a point on the North line of said Lot 4; THENCE North 89°36'17" East, along and with the North line of said Lot 4 a distance of 20.00 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 13TH day of AUGUST, 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