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ORDINANCE NO. 27,614

ORDINANCE CLOSING A 20-FOOT NORTH-SOUTH PUBLIC UTILITY EASEMENT WITHIN SHADOWLAKE VILLAGE SECTION VII, LOCATED WEST OF SOUTH PENNSYLVANIA AVENUE AND NORTH OF SW 104TH STREET ~~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 VACATION OF PUBLIC UTILITY EASEMENT LYING IN THE SOUTHEAST QUARTER (SE/4) OF SECTION SIX (6), TOWNSHIP TEN (10) NORTH, RANGE THREE (3) WEST OF THE INDIAN MERIDIAN, CITY OF OKLAHOMA CITY, CLEVELAND COUNTY, OKLAHOMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER (SE/4) OF SAID SECTION 6; THENCE SOUTH 88°12'51" WEST, ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 557.41 FEET; THENCE NORTH 01°47'09" WEST A DISTANCE OF 290.15 FEET TO A POINT ON AN EXISTING 20 FOOT WIDE EASEMENT TO THE CITY OF OKLAHOMA CITY, AS SHOWN ON THE PLAT OF SHADOWLAKE VILLAGE SEC. VII, BOOK PL 20 PG. 134, OF THE CLEVELAND COUNTY CLERK'S OFFICE, ALSO BEING THE POINT OF BEGINNING; SAID VACATION OF PUBLIC UTILITY EASEMENT THEN BEING DESCRIBED BY THE FOLLOWING METES AND BOUNDS: THENCE SOUTH 88°51'09" WEST A DISTANCE OF 28.13 FEET; THENCE NORTH 00°49'15" WEST A DISTANCE OF 269.47 FEET; THENCE NORTH 00°39'17" WEST A DISTANCE OF 221.85 FEET; THENCE NORTH 19°37'19" WEST A DISTANCE OF 4.97 FEET; THENCE NORTH 88°51'09" EAST A DISTANCE OF 21.09 FEET; THENCE SOUTH 19°37'19" EAST A DISTANCE OF 1.63 FEET; THENCE SOUTH 00°39'17" EAST A DISTANCE OF 225.16 FEET; THENCE SOUTH 00°49'15" EAST A DISTANCE OF 264.31 FEET; THENCE SOUTH 59°22'43" EAST A DISTANCE OF 9.53 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 23RD day of APRIL, 2024.

PASSED by the Council of The City of Oklahoma City, Oklahoma, this 4TH day of JUNE, 2024.

SIGNED by the Mayor of The City of Oklahoma City, Oklahoma, this 4TH day of JUNE, 2024.

ATTEST:


CITY CLERK




MAYOR

REVIEWED for form and legality.


ASSISTANT MUNICIPAL COUNSELOR