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ORDINANCE NO._____

ORDINANCE CLOSING A PORTION OF THE EAST-WEST RIGHT-OF-WAY OF NW 4TH STREET, A PORTION OF THE NORTH-SOUTH RIGHT-OF-WAY OF NORTH HARVEY AVENUE, AND A PORTION OF THE EAST-WEST ALLEY IN BLOCK 47 OF THE OKLAHOMA CITY ORIGINAL ADDITION SUPPLEMENTAL PLAT 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:

Starting One (1) foot west of the Northwest Corner (NW/C) of Lot Twenty-Seven (27), in Block Forty-Seven (47), Oklahoma City Original Addition and proceeding East 151 feet to the Northeast corner (NE/C) of Lot Thirty-Two (32), Thence 140 feet South to the Southeast (SE/C) of Lot Thirty-Two (32), Thence 21 feet West, Thence one (1) foot seven (7) inches South, Thence 23 feet East, Thence 143 feet and 7 inches North, Thence West 153 feet, Thence South two (2) feet to 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 27TH 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