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ORDINANCE NO. _____ 27,499 _____

ORDINANCE CLOSING A PORTION OF A NORTH-SOUTH ALLEY IN BLOCK TWO (2) OF ORCHARD PARK ADDITION, SOUTH OF WEST MAIN STREET AND EAST OF NORTH KLEIN AVENUE ~~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 tract of land being a part of the SE/4 of Section Thirty-Two (32), Township Twelve (12) North, Range Three (3) West of the Indian Meridian, Oklahoma City, Oklahoma County, Oklahoma, being more particularly described as follows: All of the North/South 20 foot Alley lying between Lots 13 through 16, Lots 31 through 34, the North 16.19 feet of Lot 17, and the North 16.19 feet of Lot 30 of Block 2, as shown on the plat Orchard Park Addition, recorded in Book PL2, Page 43.

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 sewer, 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, this 5TH day of DECEMBER, 2023.

PASSED by the Council of The City of Oklahoma City, Oklahoma, this 16TH day of JANUARY, 2024.

SIGNED by the Mayor of The City of Oklahoma City, Oklahoma, this 16TH day of JANUARY, 2024.

ATTEST:

Amy K Simpson
CITY CLERK



Daryl Holt
MAYOR

REVIEWED for form and legality.

[Signature]
ASSISTANT MUNICIPAL COUNSELOR