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ORDINANCE NO. _____ 27,062 _____

ORDINANCE CLOSING A 118.26 FEET OF THE EAST-WEST ALLEY OF BLOCK TWO (2) IN WESTOVER ADDITION LOCATED SOUTH OF SW 5TH STREET AND WEST OF SOUTH OLIE AVENUE AND 169.65 FEET OF SW 6TH STREET LOCATED WEST OF SOUTH OLIE 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 alley in Block 2, WESTOVER ADDITION, in Oklahoma City, Oklahoma, being more particularly described as follows: BEGINNING at the Southeast corner of Lot Five (5), Block 2, in said WESTOVER ADDITION; Thence S00°00'00"E a distance of 20.00 feet to the Northeast corner of Lot Twenty-Four (24) in said Block 2; Thence N90°00'00"W along the North line of Lots 20-24 a distance of 112.19 feet; Thence N16°52'25"W a distance of 20.90 feet to a point on the South line of Lot 9; Thence N90°00'00"E along the South line of Lots 5-9 a distance of 118.26 feet to the Southeast corner of said Lot 5 and to the POINT OF BEGINNING.

AND

A tract of land being a part of the Southwest 6th Street (Platted as Frisco Avenue) adjacent to Block 2, in WESTOVER ADDITION, in Oklahoma City, Oklahoma, being more particularly described as follows: BEGINNING at the Southeast corner of Lot Twenty-Eight (28), Block 2, in said WESTOVER ADDITION; Thence S00°00'00"E a distance of 40.00 feet to the Centerline of said Southwest 6th Street; Thence N90°00'00"W along the said Centerline a distance of 169.65 feet; Thence N00°00'00"E a distance of 40.00 feet to a point on the South line of Lot 22; Thence N90°00'00"E along the South line of Lots 22-28 a distance of 169.65 feet to the Southeast corner of said Lot 28 and 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, this 15th day of March, 2022.

PASSED by the Council of The City of Oklahoma City, Oklahoma, this 26th day of April, 2022.

SIGNED by the Mayor of The City of Oklahoma City, Oklahoma, this 26th day of April, 2022.

ATTEST:

Amy K. Simpson
CITY CLERK



David Holt
MAYOR

REVIEWED for form and legality.

Paul Brummett
ASSISTANT MUNICIPAL COUNSELOR