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ORDINANCE NO. _____

ORDINANCE CLOSING ALL OF THE 100-FOOT WIDE RIGHT OF WAY OF NORTHWEST 14TH STREET BETWEEN BLOCK TWO (2) AND BLOCK (3) OF NORTH BROADWAY ADDITION LOCATED EAST OF NORTH BROADWAY AVENUE AND NORTH OF NORTHWEST 13TH STREET AT 24 NW 14TH STREET 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 Southeast Quarter (SE/4) of Section Twenty-eight (28) and the Southwest Quarter (SW/4) of Section Twenty-seven (27), Township Twelve (12) North, Range Three (3) West of the Indian Meridian, Oklahoma City, Oklahoma County, Oklahoma, being a portion of NORTH BROADWAY ADDITION recorded in Book 3 of plats, Page 3, being more particularly described as follows: All of Northwest 14th Street as shown on said NORTH BROADWAY ADDITION, lying between Blocks 2 and 3 of said NORTH BROADWAY ADDITION, from the East line of North Broadway Avenue to the West line of Atchison, Topeka and Santa Fe railroad right-of-way, together with the park lines and the strips of land, 30 feet in width, on both sides of said street, which are reserved for park purposes by the plat and declaration for NORTH BROADWAY ADDITION.

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.

Further, the applicant agrees to provide to the City of Oklahoma City an access easement across the applicant's property for the purpose of providing public access for pedestrians, cyclist, and passenger vehicles to and from future public transit facility. The location of said easement will be generally located as noted in the provided exhibit.

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 6th day of December, 2022.

PASSED by the Council of The City of Oklahoma City, Oklahoma, this _____ day of _____, 20____.

SIGNED by the Mayor of The City of Oklahoma City, Oklahoma, this _____ day of _____, 20____.

ATTEST:

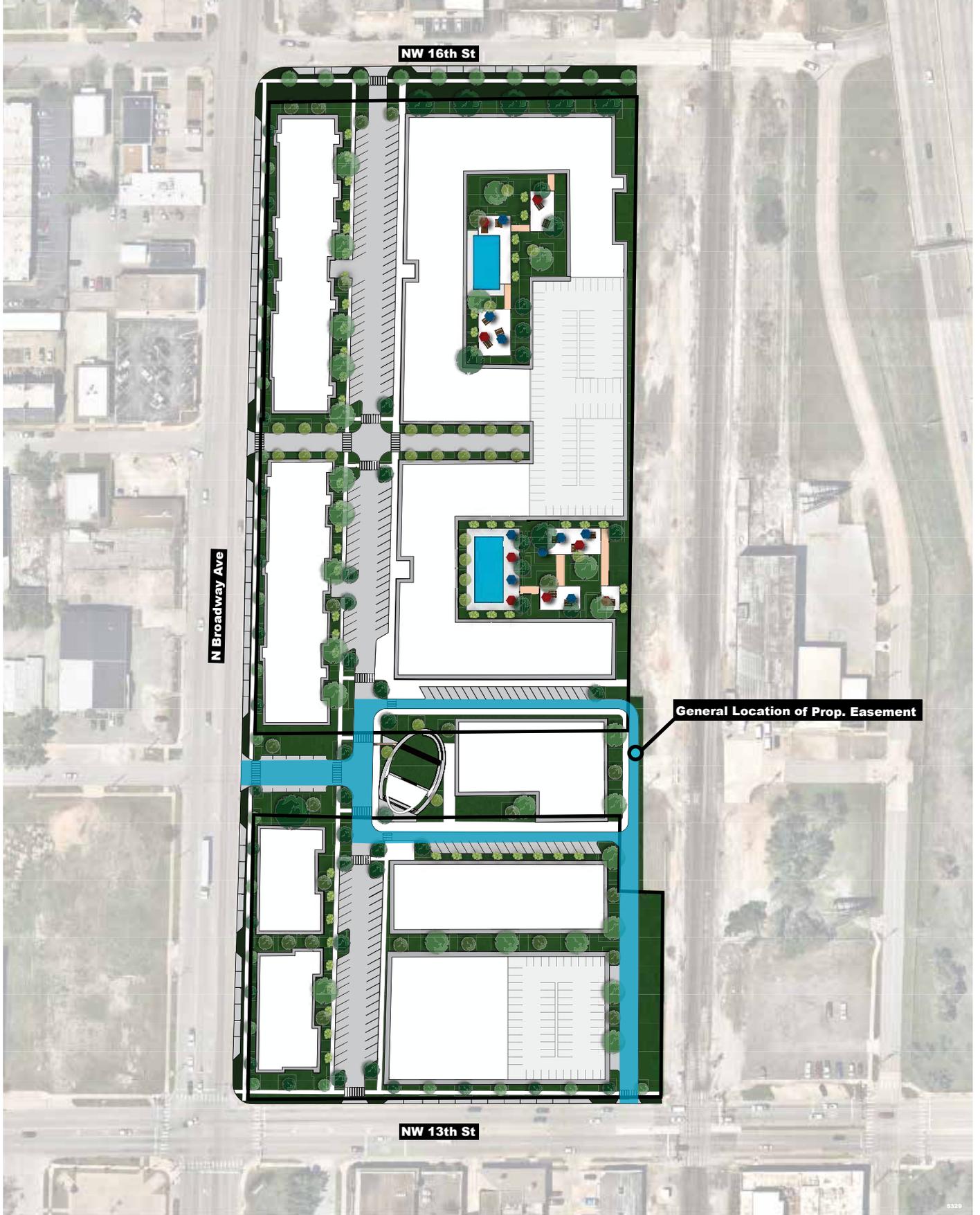
CITY CLERK

MAYOR

REVIEWED for form and legality.



ASSISTANT MUNICIPAL COUNSELOR



NW 16th St

N Broadway Ave

General Location of Prop. Easement

NW 13th St



Ready Mix

Easment Exhibit



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ENGINEERS SURVEYORS PLANNERS

8/15/22

Conceptual site plan showing feasible option
permitted under proposed rezoning