

Ordinance

Version 3.2 released on 8/3/21

Use for all Ordinances including: TRO, Budget, Zoning, Declarations, Trust Indentures, etc.



CITY COUNCIL USE ONLY Date Received: _____ Committee Date: _____ 1 st Agenda Date: _____	Tracking #: _____ Committee: _____ Hearing Date: _____ 2 nd Agenda Date: _____	CITY CLERK USE ONLY <input type="checkbox"/> Scanned <input type="checkbox"/> Posted Date: <u>05.11.2022</u> Item #: <u>2205.00920</u>
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All department items requiring Council approval must be submitted through the Mayor's Office.

Primary Details

Dept. Tracking No. 5-2-21-37	Board Approval _____	Other Board Name _____	City Council Approval <input checked="" type="radio"/> Yes <input type="radio"/> No
Department Engineering Services	Contact Name Chris Kovac	Email ckovac@cityoftulsa.org	Phone 918-596-9649
Subject (Description) Request to close a Utility Easement	Ordinance Type Closing an Easement		
Section 36	Township 20	Range 12	Lot 9
Block 1	Address 717 E. Marshall Street North		BA / CT Number _____
Amending Ord. No. _____	TRO Title No. e.g. 43	TRO Subtitle e.g. G	Property/Non-Property _____
Council District 1	Zoning No. _____	PUD No. _____	Planning District _____

Budget

Funding Source(s)

TOTAL:

Enter the funding source(s) using the appropriate Munis funding format: Org (Allocation Code)-Object-Amount (1001211-531401-\$10.00) or Project String-Amount (144104.AbstrTitle5413102.6001-4043122-541102-\$30,000.01)

Approvals

Department: _____ Legal: _____ Board: _____ Mayor: _____ Other: _____	Date: <u>05.06.22</u> Date: <u>5-4-22</u> Date: _____ Date: _____ Date: _____
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Policy Statement

Background Information

A request has been made by Jordan Rodich with Wallace Design Collective, PC., to close a portion of a platted utility easement affecting a tract of land lying in Lot Nine (9), Block One (1) of Lansing Industrial Park II, as shown on the attached exhibits. The platted utility easement had an existing sanitary sewer line which has been rerouted as a part of IDP 82748-2021. The request to close the platted utility easement is for future construction of the Community Food Bank of Eastern Oklahoma. The request has been reviewed by City staff, representatives of various commissions, authorities and private utility companies with no objections.

Provide background information on the requested action.

Summation of the Requested Action

Recommend approval of this closure. MSJ *gmr 3/29/22*

Summarize the pertinent details of the requested action.

Emergency Clause?

Yes

No

Reason for Emergency Clause

Explain why you are requesting that the City Council approve this action with an emergency clause.

Processing Information for City Clerk's Office

Post Execution Processing

Mail vendor copy (add'l signature copies attached)

Must be filed with other governmental entity

Add'l governmental entity approval(s) required

Additional Routing and Processing Details

(Published in the Tulsa World)
_____, 2022)

ORDINANCE NO. _____

AN ORDINANCE CLOSING PORTIONS OF CERTAIN UTILITY EASEMENT OF THE CITY OF TULSA, OKLAHOMA, AFFECTING TRACTS OF LAND IN THE CITY OF TULSA, TULSA COUNTY, OKLAHOMA;

WHEREAS, application has been made for the closing of portions of certain Utility Easement of the City of Tulsa, Oklahoma;

WHEREAS, the request is reasonable, and it will be in the best interest of all parties concerned that said portions of the Utility Easement be closed.

BE IT ORDAINED BY THE CITY OF TULSA:

Section 1. That the portions of the Utility Easement, insofar as they cover the following described property:

A TRACT OF LAND LYING IN LOT NINE (9), BLOCK ONE (1) LANSING INDUSTRIAL PARK II, AN ADDITION TO THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF AN BEING A PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-SIX (36), TOWNSHIP TWENTY (20) NORTH RANGE TWELVE EAST OF THE INDIAN BASE AND MERIDIAN TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT NINE (9); THENCE N88°50'19"E FOR A DISTANCE OF 36.19 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N88°50'19"E FOR A DISTANCE OF 142.34 FEET; THENCE S0°06'20"E FOR A DISTANCE OF 18.00 FEET; THENCE S88°50'19"W FOR A DISTANCE OF 144.17 FEET; THENCE N04°40'49"E FOR A DISTANCE OF 18.09 FEET TO THE POINT OF BEGINNING; CONTAINING 0.06 ACRES MORE OR LESS.

be and the same are hereby closed.

Section 2. That the City of Tulsa retains the absolute right to reopen the closed portions of the Utility Easement without expense to the City of Tulsa.

Section 3. The closing of said portions of the Utility Easement shall not affect the right to maintain, repair, reconstruct, operate or remove utility, public service corporation

or transmission company facilities existing therein, nor shall such closing affect private ways existing by operation of law.

ADOPTED by the Council: _____
Date

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____
Date Time

G.T. Bynum, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____,
Date
at _____
Time

Mayor

(Seal)
ATTEST:

City Clerk

APPROVED:

City Attorney ADB

APPROVED AS TO LEGAL DESCRIPTION:



Engineering Services

5-2-21-37
S:36 T:20 R:12

COT IDP #82748



Application for
Right-of-way / Easement
Closure or Encroachment Agreement


APPLICATION IS HEREBY MADE TO THE CITY OF TULSA TO CONSIDER THE FOLLOWING:
CHOOSE (1) CLOSURE: (2) ENCROACHMENT:
CHOOSE (1) RIGHT-OF-WAY: EASEMENT: (2) AIR SPACE:
County Assessor Parcel Number: 22083-02-36-38900 Zoning: IL
Property Location: 717 E Marshall St N
Legal Description: Subdivision: Lansing Industrial Park II Plat No.: 4762
Lot: 9 Block: 1
Section: 36 Township: 20 Range: 12

IF UNPLATTED ATTACH LEGAL DESCRIPTION.

Applicant Name: Jordan Rodich
Applicant Company: Wallace Engineering
Applicant D.B.A.:
Address: 123 N Martin Luther King Jr Boulevard
City: Tulsa State: OK Zip: 74103
Phone: 918.584.5858 Email: jrodich@wallacesc.com
Secondary Point of Contact: Tim Smith
Phone: 918.584.5858 Email: tsmith@wallacesc.com

Property Owner(s) of Record: Community Food Bank of Eastern Oklahoma
Address: 1304 N Kenosha Ave
City: Tulsa State: OK Zip: 74106
Phone: 918.936.4523 Email: rwalker@okfoodbank.org

Signatures

Applicant:  Date: 3/22/21

Property Owner(s):  Date: 3/8/21
 Date: 3/8/21
Date: _____

PARCEL 5 EXHIBIT "A" EASEMENT CLOSURE

Page 2 of 2

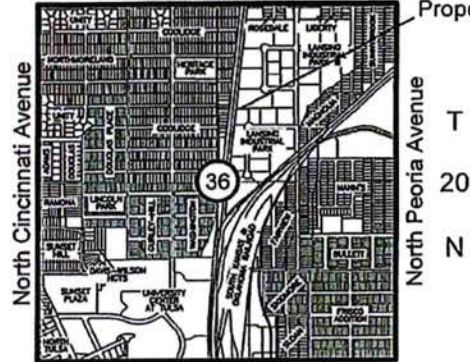
R 12 E

East Pine Street

Subject Property



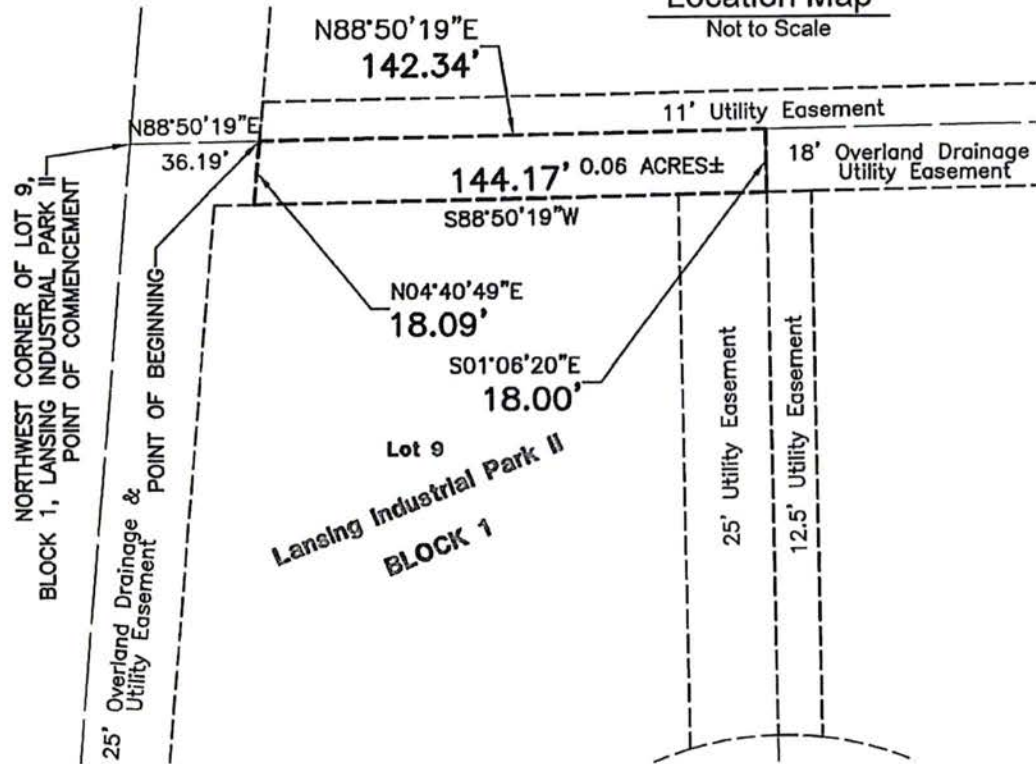
Scale: 1"=50'



East Archer Street

Location Map

Not to Scale



FILE: 210620 LG-5A

Notes

1. THE BEARING BASE FOR THIS EXHIBIT IS BASED ON THE NORTH LINE OF LOT NINE (9), BLOCK ONE (1) LANSING INDUSTRIAL PARK II AS N88°50'19"E.
2. SEE EXHIBIT "A" PAGE 1 FOR LEGAL DESCRIPTION AND SURVEYOR'S CERTIFICATE.



P.O. BOX 848, CHOUTEAU, OK 74337
 PHONE: (918) 476-7484 FAX: (918) 476-7485
 C.A. NO.: 4502 EXP. DATE: 6/30/22



PARCEL 5, EXHIBIT "A"
EASEMENT CLOSURE
LEGAL DESCRIPTION

A TRACT OF LAND LYING IN LOT NINE (9), BLOCK ONE (1) LANSING INDUSTRIAL PARK II, AN ADDITION TO THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF AN BEING A PART OF THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-SIX (36), TOWNSHIP TWENTY (20) NORTH RANGE TWELVE EAST OF THE INDIAN BASE AND MERIDIAN TULSA COUNTY, STATE OF OKLAHOMA, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

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LEGAL DESCRIPTION WAS PREPARED ON FEBRUARY 18, 2021 BY CLIFF BENNETT, PLS #1815 WITH THE BEARINGS BASED ON THE NORTH LINE OF LOT NINE (9), BLOCK ONE (1) LANSING INDUSTRIAL PARK II AS N88°50'19"E.

SURVEYOR'S CERTIFICATE

I, CLIFF BENNETT OF BENNETT SURVEYING, INC., CERTIFY THAT THE LEGAL DESCRIPTION HEREON CLOSES IN ACCORDANCE WITH CURRENT TOLERANCES AND IS A TRUE REPRESENTATION OF THE LEGAL DESCRIPTION DESCRIBED, AND THAT THE SURVEY OF THE LEGAL DESCRIPTION MEETS THE MINIMUM TECHNICAL STANDARDS AS ADOPTED BY THE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS FOR THE STATE OF OKLAHOMA.

WITNESS MY HAND AND SEAL THIS 18TH DAY OF FEBRUARY, 2021.



Cliff Bennett

CLIFF BENNETT, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2022







SOUTHWEST