

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 Date: <u>05.11.2022</u> <input type="checkbox"/> Posted Item #: <u>2205.00919</u>
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All department items requiring Council approval must be submitted through the Mayor's Office.

Primary Details

Dept. Tracking No. 5-2-21-36	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 10
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:		Date: <u>04.06.22</u>
Legal:		Date: <u>5-4-22</u>
Board:	_____	Date: _____
Mayor:		Date: _____
Other:	_____	Date: _____

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 Ten (10), 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. MSL *g/r 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 a portion 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 portion of the Utility Easement be closed.

BE IT ORDAINED BY THE CITY OF TULSA:

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

A TRACT OF LAND LYING IN LOT TEN (10), 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 TEN (10); THENCE S01°06'20"E FOR A DISTANCE OF 18.00 FEET TO THE POINT OF BEGINNING; THENCE N88°50'19"E FOR A DISTANCE OF 12.50 FEET; THENCE S01°06'20"E FOR A DISTANCE OF 155.52 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE, SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 07°33'38", HAVING A RADIUS OF 95.00 FEET, A LENGTH OF 12.54 FEET AND WHOSE LONG CHORD BEARS N87°21'18"W FOR A DISTANCE OF 12.53 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE. THENCE N01°06'20"W A DISTANCE OF 154.69 FEET TO THE POINT OF BEGINNING; CONTAINING 0.04 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 portion of the Utility Easement without expense to the City of Tulsa.

Section 3. The closing of said portion 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

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

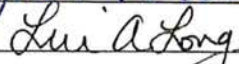
City: Tulsa State: OK Zip: 74106

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 4, EXHIBIT "A"
EASEMENT CLOSURE
LEGAL DESCRIPTION

A TRACT OF LAND LYING IN LOT TEN (10), 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 TEN (10), 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, PLS
OKLAHOMA NO.1815
CERT. OF AUTH. NO. 4502
EXP. DATE JUNE 30, 2022

PARCEL 4 EXHIBIT "A" EASEMENT CLOSURE

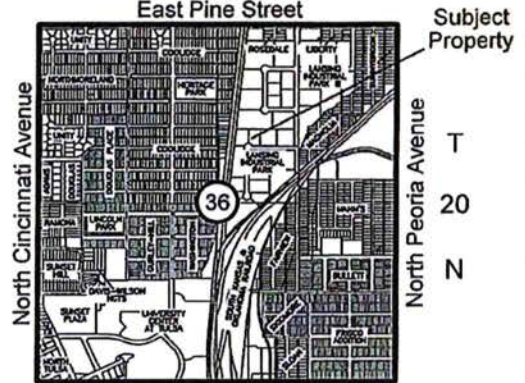
Page 2 of 2

R 12 E

East Pine Street

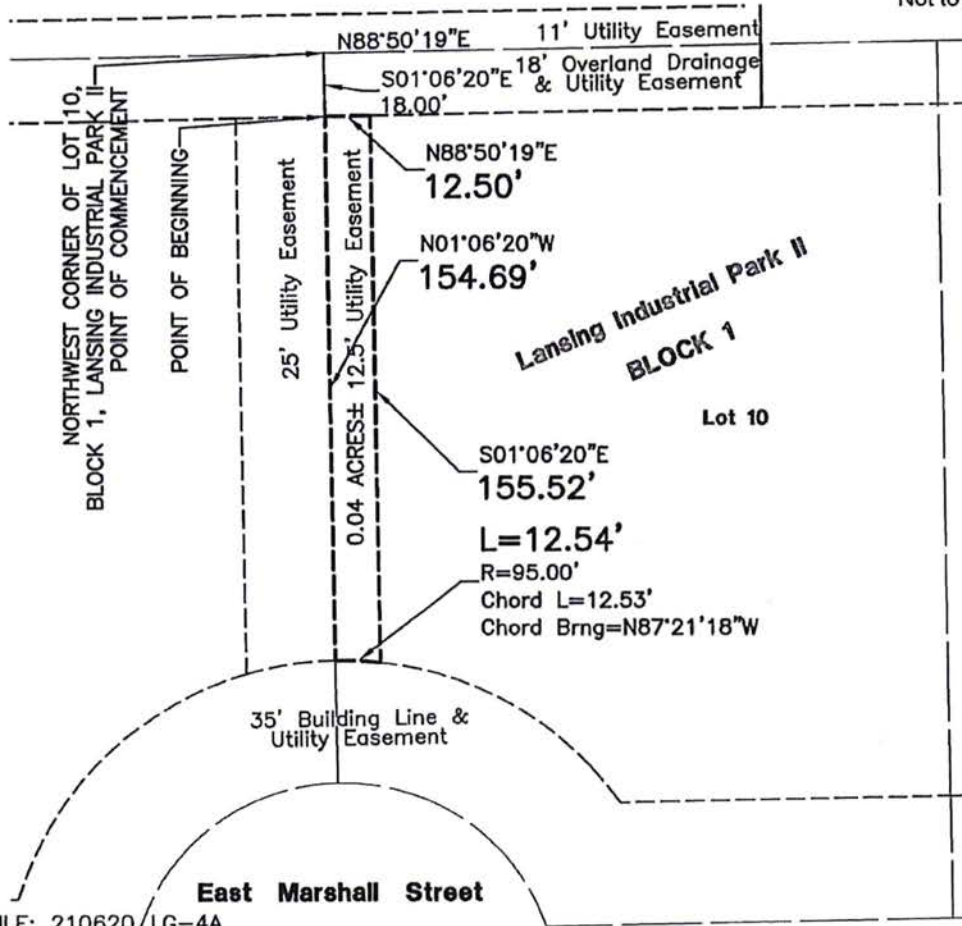


Scale: 1"=50'



East Archer Street
Location Map

Not to Scale



FILE: 210620/LG-4A

Notes

1. THE BEARING BASE FOR THIS EXHIBIT IS BASED ON THE NORTH LINE OF LOT TEN (10), BLOCK ONE (1) LANSING INDUSTRIAL PARK II AS $N88^{\circ}50'19''E$.
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



↑
WEST





↑
SOUTHWEST