

Ordinance

Version 3.2 released on 8/3/21
 Use for all Ordinances including: TRO, Budget, Zoning, Declarations, Trust Indentures, etc.



EN 019033

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>05.25.2022</u> <input type="checkbox"/> Posted Item #: <u>2205.01079</u>
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All department items requiring Council approval must be submitted through the Mayor's Office.

Primary Details

Dept. Tracking No. 5-2-22-17	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 18	Township 19	Range 13	Lot 13,14
Block 10	Address 2440 S. St. Louis Ave.	BA / CT Number _____	
Amending Ord. No. _____	TRO Title No. e.g. 43	TRO Subtitle e.g. G	Property/Non-Property _____
Council District 4	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>05.03.22</u>
Legal:	Date: <u>5-12-22</u>
Board: _____	Date: _____
Mayor:	Date: <u>MAY 25 2022</u>
Other: _____	Date: _____

Policy Statement

Background Information

A request has been made by Nathalie Cornett with Eller & Detrich, PC to close an eight (8) foot wide tract of land being a part of the platted utility easement located in Lots Thirteen (13) and Fourteen (14), Block Ten (10), Terwilliger Heights, as shown on the attached exhibits. The platted utility easement was provided as part of a subdivision plat for utility use and does not contain any utilities. The request to close the platted utility easement is to clear title. 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 *WMS/SLK*

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 A PORTION OF A 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 a 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 portions of the Utility Easement, insofar as they cover the following described property:

An 8 foot wide tract of land being a part of the platted Easement located in Lots Thirteen (13) and Fourteen (14), Block Ten (10), Terwilleger Heights, an addition to the City of Tulsa, Tulsa County, State of Oklahoma, according to the recorded plat thereof, said tract of land being described as follows:

Beginning at a point on the East line of Lot 14, said point being 51.00 feet South of the Northeast corner of Lot 14; Thence along a curve to the left with a radius of 1322.53 feet, a chord bearing of South 01°58'15" East, a chord distance of 8.00 feet. and an arc length of 8.00 feet; Thence South 88°40'20" West along the South line of the platted Easement for 131.71 feet; Thence North 02°39'32" West parallel with and 4.00 feet East of the West line of Lots 13 and 14 for 8.00 feet; Thence North 88°40'20" East along the North line of the platted Easement for 131.81 feet to the Point of Beginning. Said tract of land containing 1.054 square feet.

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 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

ADB/ecs
ADB



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: X ENCROACHMENT: _____

CHOOSE (1) RIGHT-OF-WAY: _____ EASEMENT: X AIR SPACE: _____

County Assessor Parcel Number: 42175-93-18-06220 Zoning: RS-2

Property Location: 2440 S. Saint Louis Ave., Tulsa, OK 74114

Legal Description: Subdivision: Terwilleger Heights Plat No.: 635

Lot: Part of 13 and all of 14 Block: 10

Section: 18 Township: 19 Range: 13

IF UNPLATTED ATTACH LEGAL DESCRIPTION.

Applicant Name: Nathalie Cornett

Applicant Company: Eller & Detrich, P.C.

Applicant D.B.A.: _____

Address: 2727 E. 21st St., Ste. 200

City: Tulsa State: OK Zip: 74114

Phone: (918) 747-8900 Email: ncornett@ellerdetrich.com

Secondary Point of Contact: Andrew Shank

Phone: (918) 747-8900 Email: ashank@ellerdetrich.com

Property Owner(s) of Record: Roy Hammond Snyder IV

Address: 2440 S. St. Louis Ave.

City: Tulsa State: OK Zip: 74114

Phone: _____ Email: _____

Signatures

Applicant: *Nathalie Cornett* Date: 3.14.22

Property Owner(s): _____ Date: _____

_____ Date: _____

_____ Date: _____



WHITE SURVEYING COMPANY

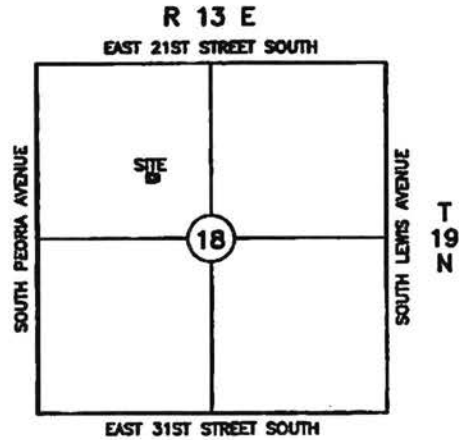
• 9936 EAST 56TH PLACE TULSA, OKLAHOMA 74148 • (918) 683-6024



1"=30'

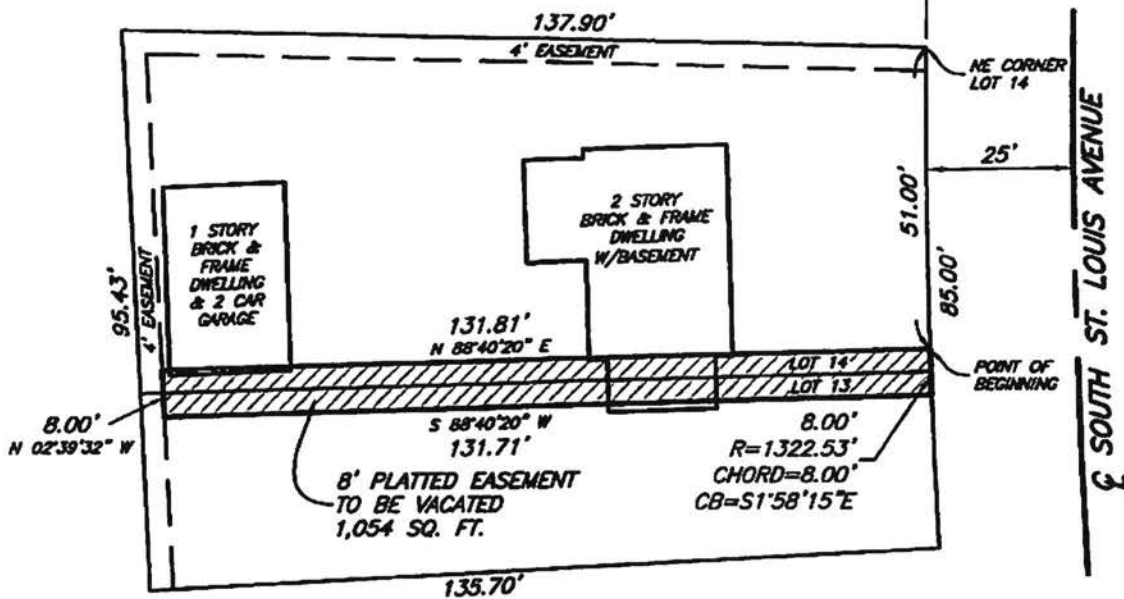
EASEMENT CLOSURE

LOTS 13 AND 14, BLOCK 10,
TERWILLEGER HEIGHTS,
CITY OF TULSA, TULSA COUNTY,
STATE OF OKLAHOMA



GENERAL NOTES

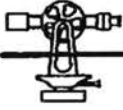
THE BEARINGS SHOWN HEREON ARE BASED ON: THE OKLAHOMA STATE PLANE COORDINATE SYSTEM NAD 83 (2011).



WHITE SURVEYING COMPANY
CERTIFICATE OF AUTHORIZATION
NO. CA1098

BY: DATE: 3/11/2022
REGISTERED PROFESSIONAL LAND
SURVEYOR OKLAHOMA NO. 1676





WHITE SURVEYING COMPANY

9936 East 55th Place • Tulsa, Oklahoma 74146 • (918) 663-6924 fax (918) 664-8366
mailing address: P.O. Box 471675 Tulsa, Oklahoma 74147-1675

EASEMENT CLOSURE

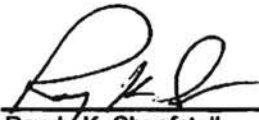
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REAL PROPERTY CERTIFICATION

I, Randy K. Shoefstall of White Surveying Company, a Registered Professional Land Surveyor in the State of Oklahoma, certify that the attached legal description is based upon the Oklahoma State Plane Coordinate System, closes in accord with existing records, that the attached drawing is a true representation of the real property as described and meets the minimum technical standards for land surveying of the state of Oklahoma.

3/11/2022
Date




Randy K. Shoefstall
RPLS No. 1676
White Surveying Company
C.A. No. 1098