

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA GRANTING A PARTIAL EXEMPTION OF CURB AND GUTTER REQUIREMENTS FROM CURRENT STANDARDS RELATING TO THE EAST HALF OF LOTS SEVEN (7) THROUGH SIXTEEN (16), IN BLOCK NINETY (90), NORMAN ORIGINAL TOWN AND THE WEST FIFTY (50) FEET OF PARK AVENUE (VACATED) ADJACENT TO LOTS SEVEN THROUGH SIXTEEN, IN ASSOCIATION WITH ADVANCEMENT OF THE PRELIMINARY PLAT PROCESS. (410, 414, AND 416 NORTH PARK AVENUE)

- § 1. WHEREAS, the final plat containing the East Half of Lots Seven (7) through Sixteen (16), in Block Ninety (90), Original Townsite together with the west fifty (50) feet of Park Avenue adjoining on the East of said lots, was filed of record with the Cleveland County Clerk on December 8, 1890 and
- § 2. WHEREAS, Ordinance 436 was adopted on February 9, 1926, vacating Park Avenue between Daws Street and Acers (Acres) Avenue, a part of Division Street between Blocks 90 and 91 of the Original Townsite in the City of Norman and then on October 12, 1926, adopted Ordinance 449 dedicating the east fifty feet (50') as a public street for Park Avenue; and
- § 3. WHEREAS, City Council, at its meeting of July 13, 1954, adopted Ordinance 884 placing this property in the R-1, Single Family Dwelling District; and
- § 4. WHEREAS, City of Norman Code of Ordinances Chapter 19, Section 19-604, permits an owner to request a partial exemption from the current standards from the City Council when such a request is accompanied by a report from a Registered Professional Engineer licensed to practice in the State of Oklahoma; and
- § 5. WHEREAS, the report must contain a complete accounting of the infrastructure that had been previously accepted and its ability to service the property as proposed; and
- § 6. WHEREAS, No exemption shall be granted where the health, safety or welfare of any current or future occupant or neighbor will be compromised by absence of adequate water lines, alleys, fire hydrants, sewer lines, screening or drainage; and
- § 7. WHEREAS, the owner of the subject property Andrew Golden, 410, 414, and 416 Park Avenue, through his engineer, Mr. Tom McCaleb, SMC Consulting Engineers, P.C., requests a Partial Exemption from City of Norman Current Standards per Subdivision Regulation 19-604 for the construction of curb and gutter so as to replat an existing platted development; and



- § 8. WHEREAS, Mr. McCaleb' s report states that this replat will now be one lot instead of ten (10) lots on an already accepted public roadway with storm sewer and no curb and gutter with an existing sidewalk located to the north of this property that will be extended across the entire frontage of the 0.70 acre lot.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:**

- § 9. That City Council, having carefully considered all of the information above and the request for exemption, finds that the health, safety or welfare of any current or future occupant or neighbor will not be compromised by the absence of curb and gutter.
- § 10. That the City Council therefore grants the exemption as requested.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk