



City of Norman, OK

Municipal Building Council
Chambers
201 West Gray Street
Norman, OK 73069

Master

File Number: O-1213-50

File ID: O-1213-50

Type: Ordinance

Status: Non-Consent Items

Version: 1

Reference: Item No. 45

In Control: City Council

Department: Public Works
Department

Cost:

File Created: 05/07/2013

File Name: Boehme ROW/UE Closure

Final Action:

Title: CONSIDERATION OF ORDINANCE NO. O-1213-50 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING THE SOUTH TWENTY (20) FEET OF THE FIFTY (50) FOOT RIGHT-OF-WAY ADJACENT TO LOT 14, BLOCK 6 OF PICKARD ACRES ADDITION AND CLOSING A PORTION OF THE TWENTY (20) FOOT SANITARY SEWER EASEMENT WITHIN LOT 13 AND 14, BLOCK 6, PICKARD ACRES ADDITION, NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Notes: ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-50 upon Second Reading section by section.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adopt or reject Ordinance No. O-1213-50 upon Final Reading as a whole.

ACTION TAKEN: _____

Agenda Date: 07/09/2013

Agenda Number: 45

Attachments: O-1213-50, Location Map, Location Map-Pickard Addn.pdf, Memo for Pickard Acres, Letter of Request for Pickard Acres, Ownership Radius Map Pickard Acres, Staff Report - Pickard Acres ROW-UE, Plat - Pickard Acres, 6-13-13 PC Minutes - O-1213-50

Project Manager: Ken Danner, Subdivision Manager

Entered by: rone.tromble@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Planning Commission	06/13/2013	Recommended for Adoption at a subsequent City Council Meeting	City Council	06/25/2013		Pass
Action Text:		A motion was made by Commissioner Boeck, seconded by Commissioner Bahan, that this Zoning Ordinance be Recommended for Adoption at a subsequent City Council Meeting to the City Council , due back on 6/25/2013. The motion carried by the following vote:					

1	City Council	06/25/2013	Introduced and adopted on First Reading by title only	Pass
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Action Text: That this Zoning Ordinance be Introduced and adopted on First Reading by title only. by consent roll call

Text of Legislative File O-1213-50

Body

BACKGROUND: The final plat for Pickard Acres Addition was filed of record in 1920. Within the final plat, fifty-foot (50') right-of-way for Cruce Street was dedicated. Through the years, this portion of Cruce Street has never been constructed. Currently, there are no plans or need to extend Cruce Street at this location. When a structure was built many years ago upon Lot 13 and Lot 14, Block 6, the structure encroached within the Cruce Street right-of-way. As a result, there is a cloud on the title.

Several years ago sanitary sewer mains (interceptor lines) were installed within Lots 13 and 14, Block 6, Pickard Acres Addition to serve properties to the north and east of this area. Over the years, these lines were abandoned with new interceptor lines located further west that did not cut through the middle of the lots. It appears the easement was never released or vacated. As a result, the easement "clouds" the title running with the property.

DISCUSSION: There have been no objections to the closure of the south twenty-foot (20') of the fifty-foot (50') right-of-way for Cruce Street or the closure of the easement that was granted for the purpose of sanitary sewer mains. Although not located within the south twenty-foot (20') right-of-way of Cruce Street, an existing storm sewer is running east-west and parallel within the Cruce Street right-of-way. Staff is not opposed to the closure and potential vacation, but would request a ten-foot (10') drainage easement be provided with the vacation of the right-of-way. The easement will not impact the location of the existing structure.

RECOMMENDATION: Staff recommends approval of the request to close the south twenty feet (20') of a fifty-foot (50') right-of-way adjacent to Lot 14, Block 6, Pickard Acres Addition and closing a portion of a twenty-foot (20') sanitary sewer easement within Lot 13 and Lot 14, Block 6, Pickard Acres Addition as described by the surveyor.