

A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA APPROVING FLOODPLAIN PERMIT NO. 587 MODIFYING THE STREAM BANKS WITHIN THE FLOODWAY AS A RESULT OF A BRIDGE REPLACEMENT PROJECT OVER TEN MILE FLAT CREEK WEST OF THE INTERSECTION OF MAIN STREET AND 48th AVENUE NORTHWEST.

- § 1. WHEREAS, in 1994, as a result of City-initiated litigation concerning the area west of 48th Avenue Northwest at West Main Street (“Ten Mile Flat Creek”), a Cleveland County District Court Order required installation of ten (10) 72-inch corrugated metal pipes (“CMPs”) and construction of a low water crossing immediately east of the CMPs to relieve the impoundment of water during flooding events caused by a privately constructed roadway; and
- § 2. WHEREAS, in 2007, a major flooding event washed out the CMPs and private roadway at 10 Mile Flat Creek, which prevented vehicular access to private property via Main Street; and
- § 3. WHEREAS, since 2007, the City and the impacted property owners have had numerous discussions regarding the best way to provide access to the properties to the west and how project costs would be shared; and
- § 4. WHEREAS, on June 27, 2017, City Council approved Contract K-1617-138 between the City of Norman and Arbuckle Properties, Inc., BellaRose, L.L.C., and Steven Rich, the property owners of Ten Mile Flat Creek, for the funding and construction of the West Main Street drainage structure and single span bridge (the “Project”); and
- § 5. WHEREAS, the Project includes stabilization and modification of the stream banks within the floodway/floodplain of Ten Mile Flat Creek; and
- § 6. WHEREAS, Section 421.1(4)(b)(18) of the City’s Zoning Ordinance requires certain floodplain modifications, including modification of the stream banks within the floodway, to be approved by City Council after approval by the Floodplain Permit Committee; and
- § 7. WHEREAS, the Floodplain Permit Committee approved Floodplain Permit 587 for a bridge replacement project over Ten Mile Flat Creek west of Main Street and 48th Avenue N.W. on December 18, 2017.



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

§ 8. That Floodplain Permit No. 587 modifying the stream banks of the Ten Mile Flat Creek as part of a bridge replacement project is hereby approved and a floodplain permit shall be issued.

PASSED AND ADOPTED this _____ day of _____, 2018.

Mayor

ATTEST:

City Clerk