



September 11, 2020

VIA HAND-DELIVERY

**FILED IN THE OFFICE
OF THE CITY CLERK
ON 9-11-20**

Mrs. Brenda Hall
City Clerk, City of Norman
201 West Gray Street
Norman, Oklahoma 73069

Re: Amended Easement Encroachment Request

Dear Mrs. Hall,

This letter will serve as notice to the City of Norman that my firm has been retained by Mr. Carl Hendrix, ("Petitioner"), regarding his request for approval to construct an addition onto his home. As you may know, the subject addition was previously presented to the Norman City Council on May 13, 2020 and approved. However, that request did not include a site plan depicting the proposed driveway to the addition, which contains a ground floor garage.

Therefore, on Mr. Hendrix's behalf, I hereby respectfully request that the City of Norman, Oklahoma, by an Ordinance of the City Council, take action to permit Petitioner to encroach into the rear utility easement affecting the western line of Petitioner's residential property, such property being identified in Exhibit "A" attached hereto, which contains the plat map of Petitioner's neighborhood. In support of this request, Petitioner states and affirms the following:

Mr. Hendrix is the record owner of, and resides at, the property identified within Exhibit "A."

Mr. Hendrix has engaged Steve Mohr of Mohr Construction, LLC¹ to add onto his home pursuant to the site plan attached hereto as Exhibit "B".² More particularly, Mr. Hendrix plans to add onto the west side of the rear of his home. The proposed addition will extend a distance of twenty feet (20') from the into the west side of Petitioner's backyard and will encroach into an existing twenty-two-foot (22') easement.

The following utilities have been located on Mr. Hendrix's property:

- OG&E
- Cox Communications
- Oklahoma Natural Gas
- Southwestern Bell Telephone Co./AT&T Oklahoma

¹ Mohr Construction, LLC 3221 Bart Conner Drive, Suite E, Norman, OK 73072; Telephone: 405-760-9989

² Additional plat and site plan renderings provided for location context.



- Oklahoma Electric Cooperative
- Century Link

Beginning in 2018 and for a second time in 2020, all of the above-stated utilities have been notified of the planned addition. Attached as Exhibit "C" are letters expressing consent and/or no objection from the same, with some showing approvals on more than one date.

Pursuant to my conversation with Assistant City Attorney Beth Muckala on or about August 20, 2020, it is my understanding that the \$400.00 filing fee has been waived for purposes of this amended Request.

Wherefore, Petitioner, by and through counsel, respectfully requests an Ordinance of the City of Norman, Oklahoma to formally authorize Petitioner to encroach into the rear utility easement affecting the western line of Petitioner's above-described residential property for purposes of construction an addition onto his home, reserving only those rights necessary to preserve the rights of the franchise holders, if any, and public utilities already installed within the subject easement area.

Please advise if you have any questions or if additional information is required for my client to receive approval to proceed with the planned addition to his home. Thank you for your time and assistance in this matter.

Respectfully Submitted,

A handwritten signature in blue ink that reads 'Christopher C. Lind'.

Christopher C. Lind, OBA #31402

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ATTORNEYS FOR PETITIONER