

HEIPLE LAW OFFICES, INC.

218 East Eufaula
P. O. Box 847
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August 9, 2013

City Manager Steve Lewis
Norman City Hall
P. O. Box 370
Norman, OK 73070

RE: Demand for agenda item for refund of North Flood deferred deposit

Dear Mr. Manager,

Enclosed is copy of the letter we sent to Public Works on July 9, 2013 with a copy to the City Clerk. It pointed out that, in 1998, our client posted \$2,470.57 as a deferred Flood street widening deposit. The owner asked for his money back in October 2008, pursuant to the lapse of ten years with no activity towards Flood street widening. The owner had no response. Five years later, we renewed this request and have heard nothing from Public Works or City Clerk.

Please schedule this for the next City Council agenda. It is time for the governing body to do what staff should have done five years ago. Thank you.

Sincerely,



H. L. Heiple

HLH:db

cc: Public Works Director
City Clerk
City Attorney
Client

FILED IN THE OFFICE
OF THE CITY CLERK
ON 8/12/13

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July 9, 2013

Norman Public Works Dept.
ATTN: Shawn O'Leary, Director
P. O. Box 370
Norman, OK 73070

RE: Refund request, North Flood deferment deposit

Dear Mr. O'Leary,

This office represents the owner of the property immediately South of the new 7-11 store at the Southwest corner of Flood and West Robinson. In 1998, the property owner platted (*North Flood Development Addition*) this property and posted a \$2,470.57 deferred street widening deposit. It was (and remains) in the form of a CD at Arvest Bank, which names the depositor as "**NORTH FLOOD DEVELOPMENT L.L.C. and THE CITY OF NORMAN**". In October, 2008, the property owner sent a letter to the City, reciting that ordinances provide for the return of such deposits, if the City has not made improvements within ten years (Code Section 19-602B(7)). According to our information, no response was received from the City to that inquiry.

We respectfully request that you or the City Clerk forward this request to the City Council, asking that this deposit be returned to the property owner. Please let me know if you have questions or problems with our request. We appreciate your courtesy. Thank you.

Sincerely,



H. L. Heiple

HLH:db

cc: City Clerk ✓
Client

RECEIVED IN THE OFFICE
OF THE CITY CLERK
ON 7-10-13