

ORDINANCE NO. O-1920-30

ITEM NO. 9a

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**STAFF REPORT**

**GENERAL INFORMATION**

**APPLICANT**

Attorney: D.C. Floyd & Associates  
Savannah, Inc. and Carol Smith

**REQUESTED ACTION**

Closure of the South half and a portion of the North half of the Boyd Street right-of-way West of 12<sup>th</sup> Avenue S.E. (old Boyd Street alignment).

**BACKGROUND:** Boyd Street right-of-way was deeded to Cleveland County in 1915 in Book 44, Page 260. With the City of Norman annexing this property into the Corporate City Limits in 1955, the City of Norman assumed the responsibility for the maintenance of Boyd Street.

**DISCUSSION:** In the early 1980's with the construction of 12<sup>th</sup> Avenue S.E., it was determined Boyd Street on the west side of 12<sup>th</sup> Avenue needed to realign with Boyd Street on the east side of 12<sup>th</sup> Avenue (four way intersection). Easements were obtained for the realignment. At that time, there were discussions of vacating the old alignment of Boyd Street. However, staff was unable to find any documentation that the vacation ever took place. Since it impacts this property, the developers and adjacent property owners have requested the closure and future vacation of the south half and a portion of the north half of the right-of-way. The developer is proposing an open space area with a park like entrance into their development with the use of the property. It will also expand their property to the north. There are four releases described within this request due to the different adjacent owners. This item is addressing all of the requests.

It should be noted, that the City has a sanitary sewer line that runs within the property (existing right-of-way). However, the preliminary plat provides a utility easement for the sanitary sewer line and any utilities that might be existing within the right-of-way.

**RECOMMENDATION:** Based on the fact the right-of-way is no longer needed for the previous location of Boyd Street, staff supports the request to close and later vacate those portions of the old Boyd Street right-of-way as described in the legal descriptions submitted for the closure.