



City of Norman, OK

Municipal Building
Council Chambers
201 West Gray
Norman, OK 73069

Master

File Number: O-1920-30

File ID: O-1920-30

Type: Zoning Ordinance

Status: Non-Consent Items

Version: 1

Reference: Item 31

In Control: City Council

Department: Public Works
Department

Cost:

File Created: 11/19/2019

File Name: Boyd Street Commons ROW Closure

Final Action:

Title: CONSIDERATION OF ORDINANCE O-1920-30 UPON SECOND AND FINAL READING: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING FOUR (4) PORTIONS OF PUBLIC RIGHT-OF-WAY ON THE SOUTH SIDE OF BLOCK FIVE (5) OF BEL-AIRE #3 ADDITION TO NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Notes: ACTION NEEDED: Motion to adopt or reject Ordinance O-1920-30 upon Second Reading section by section.

ACTION TAKEN: _____

ACTION NEEDED: Motion to adopt or reject Ordinance O-1920-30 upon Final Reading as a whole.

ACTION TAKEN: _____

Agenda Date: 01/28/2020

Agenda Number: 31

Attachments: O-1920-30, Location Map, Request to Close Public Easement, Staff Report, Protest Map & Letters - 12-12-19, 12-12-19 PC Minutes - Item 9 - Boyd Street Commons

Project Manager: Ken Danner, Subdivision Development Manager

Entered by: rachel.warila@normanok.gov

Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Planning Commission	12/12/2019	Recommended for Adoption at a subsequent City Council Meeting	City Council	01/14/2020		Pass

Action Text: A motion was made by Boeck, seconded by Williford, that this Zoning Ordinance be Recommended for Adoption at a subsequent City Council Meeting to the City Council, due back on 1/14/2020. The motion carried by the following vote:

1	City Council	01/14/2020	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-1920-30

Body

BACKGROUND: The applicants have requested the closure of a portion of Boyd Street right-of-way. 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.

Planning Commission, at its meeting of December 12, 2019, recommended to City Council the approval of Ordinance No. O-1920-30.

DISCUSSION: In the early 1980's with the construction of 12th Avenue S.E., it was determined Boyd Street on the west side of 12th Avenue needed to realign with Boyd Street on the east side of 12th 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.

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.

STAFF 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.