



CITY OF NORMAN, OK STAFF REPORT

MEETING DATE: 02/22/2022

REQUESTER: Kathryn Walker

PRESENTER: Kathryn Walker, City Attorney

ITEM TITLE: CONSIDERATION OF APPROVAL, REJECTION, POSTPONEMENT AND/OR AMENDMENT OF CONTRACT K-2122-108: A CONTRACT BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA AND NORMAN REGIONAL HOSPITAL AUTHORITY AFFIRMING THE VACATION OF CERTAIN EASEMENTS CONTAINED IN THE ORIGINAL PLAT WITH THE FILING OF THE REPLAT OF N.R.H. MEDICAL PARK WEST, SECTION 2.

BACKGROUND:

Historically, when all or a section of a previously filed plat is made part of a subsequent replat, the City has treated the prior plat as being vacated. The replat of Section 2 was approved by Council in September 2021, and filed of record with the County Clerk in January 2022. Thus, the City considers the previous Section 2 plat to be vacated. Norman Regional Hospital is in the process of selling one of its lots that was part of the original N.R.H. Medical Park West, Section 2 plat and is part of the recent replat of Section 2. The closing company has asked that an agreement between the City and NRH be formalized to affirm the vacation of the previous plat as a condition of closing.

DISCUSSION:

11 Okla. Stat. §42-106 provides a mechanism for vacation of plat by written agreement of the owners. Subject to the approval of the City, a plat can be vacated by agreement provided at least 60% of the owners of the lots in said plat and all owners in the area to be vacated join in the execution of a written instrument. NRH is the current owner of all of the lots in Section 2. Contract K-2122-108 complies with Section 42-106 and achieves a formal vacation of the previously filed plat by agreement.

RECOMMENDATION:

Staff recommends approval of Contract K-2122-108.