



## CITY OF NORMAN, OK STAFF REPORT

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**MEETING DATE:** 12/14/2021

**REQUESTER:** Kathryn Walker

**PRESENTER:** Kathryn Walker, City Attorney

**ITEM TITLE:** CONSIDERATION OF ACCEPTANCE OR REJECTION OF A DONATION OF LOT 7, BLOCK 1 OF THE SPRING BROOK ADDITION FROM THE CORE NORMAN LAND TRUST TO THE CITY OF NORMAN.

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### **BACKGROUND:**

The Core Norman Land Trust (CNLT) acquired two parcels of land in the Spring Brook Addition in 2010. One parcel, encompassing Brookhaven Creek between Robinson and Havenbrook (Lot 7, Block 1 of the Spring Brook Addition) is considered wetlands, which, for storm water management reasons, is managed by the City. The CNLT acquired the property with the intention of donating the wetlands parcel to the City. CNLT recently approached the City about consummating the donation.

### **DISCUSSION:**

Section 8-111 of the City Code requires Council action prior to acceptance of a donation valued over \$250. Additionally, the City must take formal action to accept an interest in real property.

This property is largely part of the floodplain, with some flood zone areas as well. A map is attached showing the floodplain designation. The Storm Water Master Plan (SWMP), adopted by the City Council in 2009, recommended that the City obtain a mixture of drainage easements, rights of entry, and/or rights-of-way in previously urbanized areas to possibly construct needed modifications, provide maintenance, and/or carry out inspections. As it relates to Level 1 and Level 2 streams, which includes Brookhaven Creek, it recommended that the City obtain easements or rights-of-way either targeting the area extending from stream bank to stream bank plus ten feet on each side, or the area that is encompassed by the FEMA floodway along the respective streams. (See Section 7.3.1 of the SWMP)

CNLT has provided title insurance for this property and will transfer the property to the City via quit claim deed upon Council's formal acceptance of the donation.

### **RECOMMENDATION:**

Staff recommends that Council accept the donation of Lot 7, Block 1 of the Spring Brook Addition.