



## *Agenda Commentary*

**Item Title/ Subject:** Resolution procedure for vacating plats and public ways

**Staff Source:** City Manager, Steve Hewitt

**Date:** September 28, 2012

**History/Background Information:**

Recent closing of a Public Way (Fire Station Alley) showed us this was something the City needed to adopt.

**Item/Subject Summary:**

City Attorney Ryan Meacham has informed us that a resolution is required by the City Council for vacating plats and public ways.

Any questions refer to City Attorney.

**Price/Cost:**

**Recommendation:**

Recommend..

**RESOLUTION #805**

**A RESOLUTION ESTABLISHING THE PROCEDURE FOR  
VACATING PLATS AND PUBLIC WAYS PURSUANT TO 11  
OKLA. STAT. SECTION 42-110.**

WHEREAS, 11 Okla. Stat. § 42-110 requires that the City pass a resolution adopting a procedure for closing a public way or easement.

NOW THEREFORE, be it resolved by the Council of the City of Clinton, Oklahoma:

1. The municipal governing body may close any public way or easement, within the municipality, whenever deemed necessary or expedient, by adopting an ordinance explicitly closing the same.
2. Prior to adoption of any ordinance, as described in Section 1, the municipality shall give written notice of any proposed closing of a public way or easement to any holder of a governing body to have a special right or privilege to use the public way, at least 30 days prior to the adoption.
3. All powers given the City under 11 Okla. Stat. § 42-110 are hereby retained and preserved.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
ALLEN BRYSON, Mayor

ATTEST:

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LISA ANDERS, City Clerk