Tulsa Metropolitan Area Planning Commission	<u>Case:</u> Jack Wills <u>Hearing Date</u> : November 1, 2023 (Continued from September 20, 2023 and October 4, 2023) Related to CO-17
Case Report Prepared by:	Owner and Applicant Information:
Nathan Foster	<i>Applicant</i> : Route 66 Engineering <i>Owner</i> : Jack H. Wills III
<section-header></section-header>	Applicant Proposal: Preliminary Plat 1 lot, 1 block, on 4.56 ± acres <i>Location</i> : North of the northwest corner of East 67 <sup>th</sup> Street South and South 105 <sup>th</sup> East Avenue
Zoning:	Staff Recommendation:
<i>Existing Zoning:</i> CO-2 (Corridor Development Plan)	Staff recommends <b>approval</b> of the preliminary plat
<i>Proposed Zoning:</i> CO-17 (Corridor Development Plan)	
	<u>City Council District:</u> 7 <i>Councilor Name</i> : Lori Decter-Wright <u>County Commission District:</u> 3 <i>Commissioner Name:</i> Kelly Dunkerley

# PRELIMINARY SUBDIVISION PLAT

Jack Wills - (CD 7)

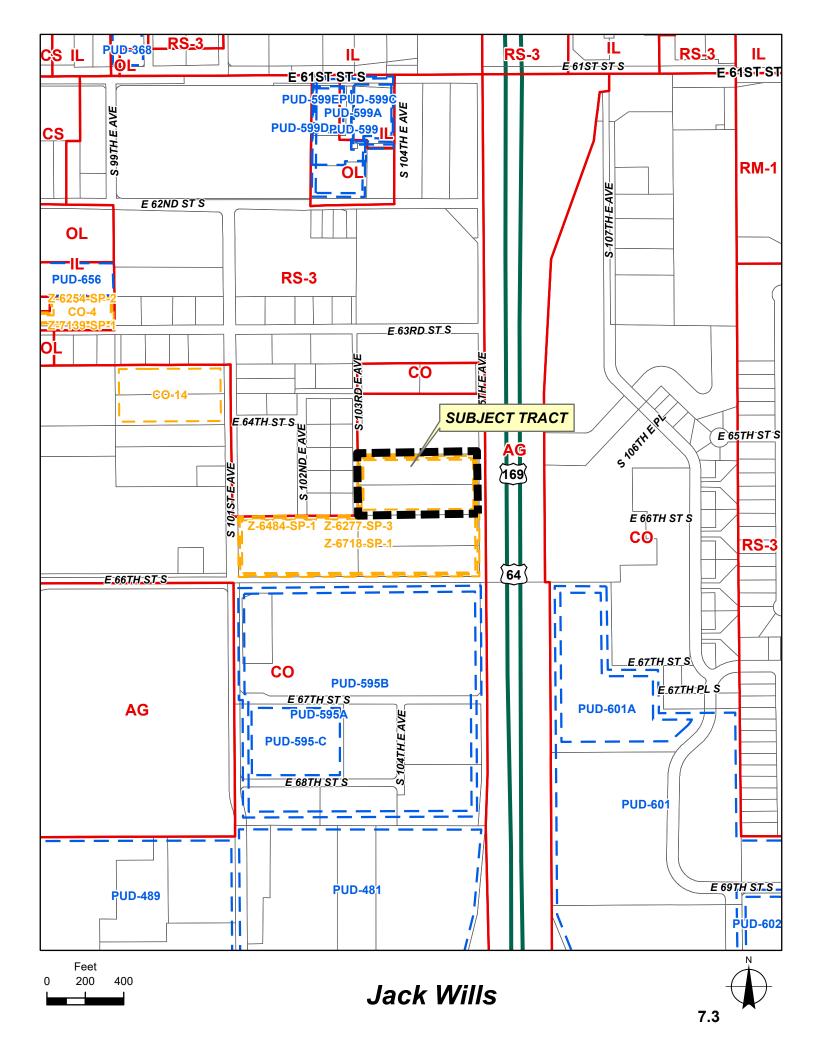
North of the northwest corner of East 67<sup>th</sup> Street South and South 105<sup>th</sup> East Avenue

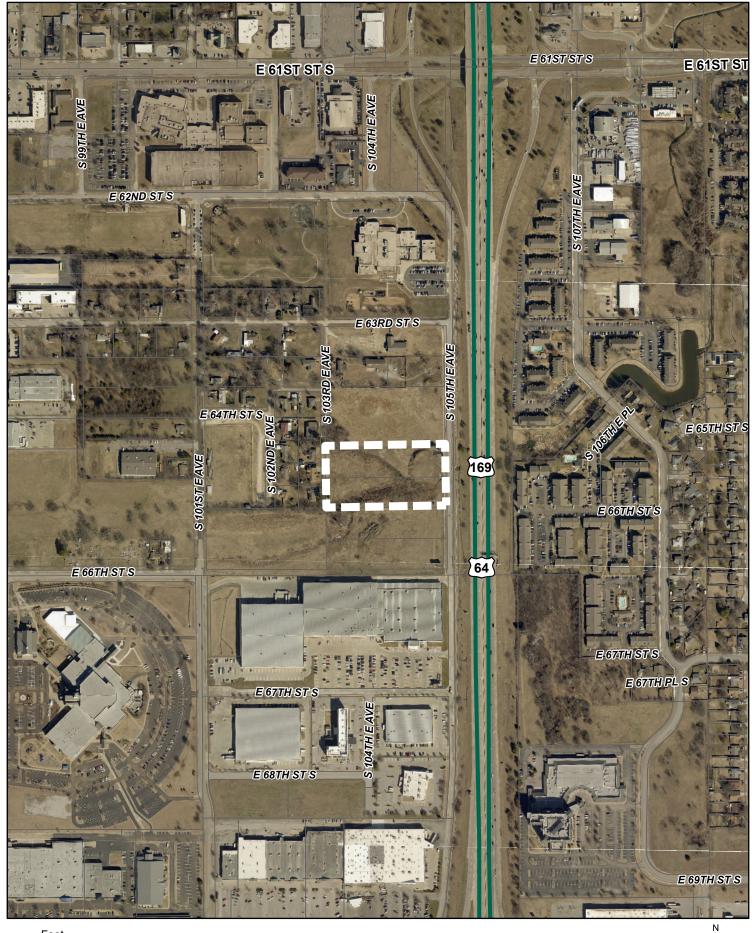
This plat consists of 1 lot, 1 block on 4.56 ± acres.

The Technical Advisory Committee (TAC) met on September 8, 2023 and provided the following conditions:

- 1. **Zoning:** The property is currently zoned CO with an adopted development plan CO-2. The proposed use and development for this site will require approval of CO-17, an amendment to the development plan. Final development plan standards must be incorporated into the final plat prior to approval. Development plan number will be required on the face of the plat.
- **2.** Addressing: City of Tulsa addresses and street names must be assigned and affixed to the face of the final plat along with the address disclaimer.
- 3. Transportation & Traffic: Sidewalks and appropriate ADA compliant ramps are required along all street frontages adjacent to the property. Right-of-way permits will be required for driveways connecting to public streets. IDP approval is required prior to final plat approval. Label and dimension all street right-of-way adjacent to the site with either recording information or "dedicated by plat". Right-of-way dedications are required to comply with major street and highway plan.
- 4. Sewer/Water: Label and dimension all required or existing easements. Any required offsite easements are required to be recorded and recording information must be provided on the final plat. Internal lines that serve only this project should be made private.
- 5. Engineering Graphics: Submit subdivision control data sheet with final plat. Remove contours from final plat. Engineer CA number has expired. In the location map, include all platted boundaries and label all other property has unplatted. Under the basis of bearing heading include the coordinate system used. Graphically show all pins found or set that are associated with the plat. Graphically label the point of beginning on the face of the plat.
- 6. Stormwater, Drainage, & Floodplain: IDP approval for storm sewer improvements is required prior to final plat approval.
- 7. Utilities: Telephone, Electric, Gas, Cable, Pipeline, Others: All utilities indicated to serve the site must provide a release prior to final plat approval. Provide a Certificate of Records Search from the Oklahoma Corporation Commission to verify no oil & gas activity on the site.

Staff recommends **APPROVAL** of the preliminary subdivision plat subject to the conditions provided by TAC and all other requirements of the Subdivision and Development Regulations. City of Tulsa release letter is required prior to final plat approval.

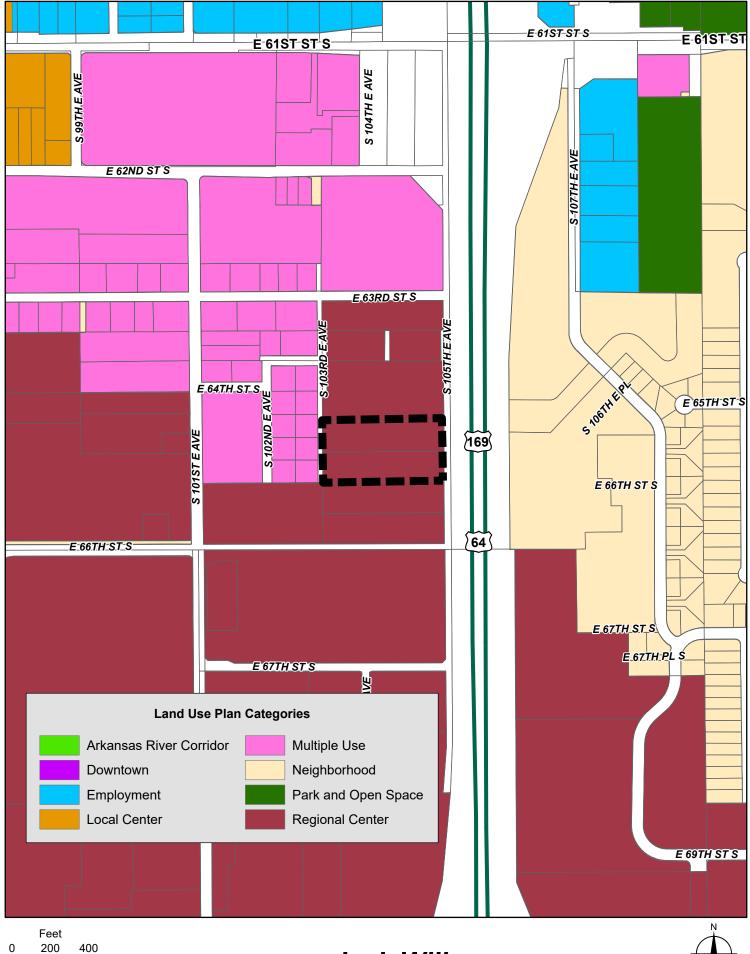




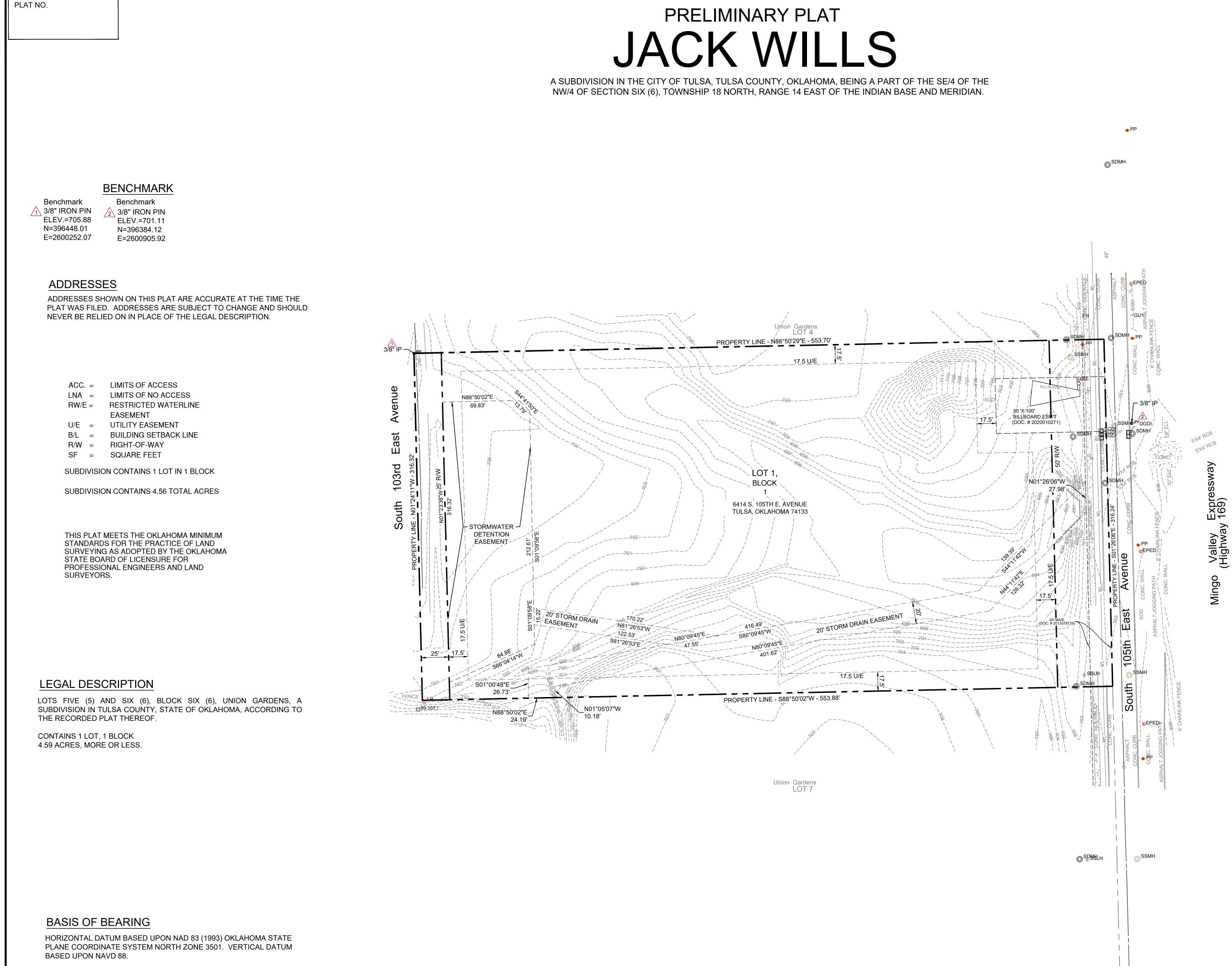


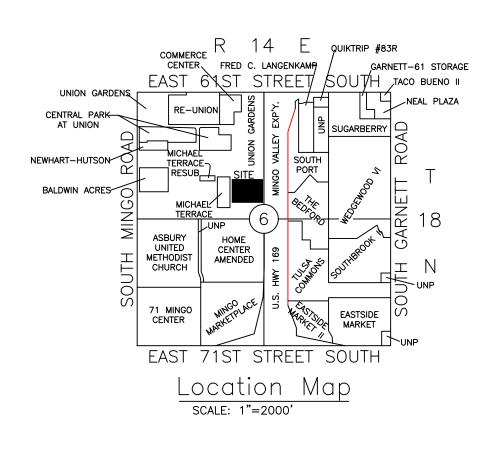


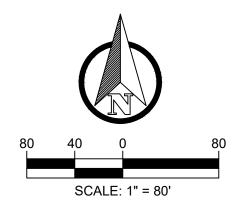




Jack Wills







# **OWNER / DEVELOPER**

JWJR, LLC JACK H WILLS, III 8411 E. 41st TULSA, OK 74145 PH (901) 663-3370

# SURVEYOR

WALLACE DESIGN COLLECTIVE 123 NORTH MARTIN LUTHER KING JR. BLVD. TULSA, OKLAHOMA 74103 PH (918) 584-5858 E-mail: cliff.bennett@wallace.design CA No. 1460 Renewal: June 30, 2025

# ENGINEER

ROUTE 66 ENGINEERING, LLC 28 NORTH WATER STREET SAPULPA, OK 74066 PH (918) 248-1129 E-mail: bcox@66eng.com CA No. 8853 Renewal: June 30, 2023

 MENT OF APPROVAL
opolitan Planning Commission Date
 TMAPC/INCOG
 CITY ENGINEER
 COUNTY ENGINEER
he City of Tulsa, Oklahoma Date
 CHAIRMAN
 MAYOR
 ATTEST: CITY CLERK
 ATTEST: CITY CLERK

PROJECT JACK WILLS PRELIMINARY PLAT -AUGUST 07, 2023 Sheet 1 of 2

SURVEY DATE:

PLAT DATE:

AUGUST 07, 2023

JUNE 28, 2021

7.6

# DEED OF DEDICATION AND DECLARATION OF RESTRICTIVE COVENANTS

# KNOW ALL MEN BY THESE PRESENTS:

JRWJR, LLC, HEREINAFTER REFERRED TO AS THE "OWNER/DEVELOPER", IS THE OWNER OF THE FOLLOWING DESCRIBED LAND IN THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, TO-WIT: LOTS FIVE (5) AND SIX (6), BLOCK SIX (6), UNION GARDENS, A SUBDIVISION IN TULSA COUNTY. STATE OF OKLAHOMA, ACCORDING TO THE RECORDED PLAT THEREOF.

# SECTION I. STREETS, EASEMENTS AND UTILITIES

# 1. PUBLIC STREETS AND UTILITY EASEMENTS

1.1. THE OWNER HEREBY DEDICATES TO THE PUBLIC THE UTILITY EASEMENTS DESIGNATED AS " U/EOR " UTILITYEASEMENT" FOR THE SEVERAL PURPOSES OF CONSTRUCTING, MAINTAINING, OPERATING, REPAIRING, REPLACING, AND/OR REMOVING ANY AND ALL PUBLIC UTILITIES, INCLUDING STORM SEWERS, SANITARY SEWERS, TELEPHONE AND COMMUNICATION LINES, ELECTRIC POWER LINES AND TRANSFORMERS, GAS LINES, WATER LINES AND CABLE TELEVISION LINES, TOGETHER WITH ALL FITTINGS, INCLUDING THE POLES, WIRES, CONDUITS, PIPES, VALVES, METERS, MANHOLES AND EQUIPMENT FOR EACH OF SUCH FACILITIES AND ANY OTHER APPURTENANCES THERETO, WITH THE RIGHTS OF INGRESS AND EGRESS TO AND UPON THE UTILITY EASEMENTS FOR THE USES AND PURPOSES STATED, PROVIDED THE OWNER RESERVES THE RIGHT TO CONSTRUCT, MAINTAIN, OPERATE, LAY AND REPAIR OR REPLACE WATER LINES AND SEWER LINES, TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS FOR SUCH CONSTRUCTION, MAINTENANCE, OPERATION, LAYING, REPAIRING AND RE-LAYING OVER, ACROSS AND ALONG ALL OF THE UTILITY EASEMENTS DEPICTED ON THE PLAT, FOR THE PURPOSE OF FURNISHING WATER AND/OR SEWER SERVICES TO AREAS DEPICTED ON THE PLAT. THE OWNER HEREIN IMPOSES A RESTRICTIVE COVENANT, WHICH COVENANT SHALL BE BINDING ON EACH LOT OWNER AND SHALL BE ENFORCEABLE BY THE CITY OF TULSA, OKLAHOMA, AND BY THE SUPPLIER OF ANY AFFECTED UTILITY SERVICE, THAT WITHIN THE UTILITY EASEMENTS DEPICTED ON THE ACCOMPANYING PLAT NO BUILDING, STRUCTURE OR OTHER ABOVE OR BELOW GROUND OBSTRUCTION THAT INTERFERES WITH STATED USES AND PURPOSES OF THE UTILITY EASEMENTS SHALL BE PLACED, ERECTED, INSTALLED OR MAINTAINED, PROVIDED NOTHING HEREIN SHALL BE DEEMED TO PROHIBIT DRIVES, PARKING AREAS, CURBING, LANDSCAPING AND CUSTOMARY SCREENING FENCES THAT DO NOT CONSTITUTE AN OBSTRUCTION.

# 2. RESTRICTED WATERLINE EASEMENTS

2.1. THE OWNER DOES HEREBY DEDICATE TO THE PUBLIC PERPETUAL EASEMENTS ON, OVER, AND ACROSS THOSE AREAS DEPICTED ON THE ACCOMPANYING PLAT AS " RESTRICTEDWATERLINE EASEMENT" FOR THE PURPOSES OF CONSTRUCTING, MAINTAINING, OPERATING, REPAIRING, REPLACING, AND/OR REMOVING WATERLINES TOGETHER WITH ALL FITTINGS INCLUDING THE PIPES, VALVES, METERS AND EQUIPMENT AND OTHER APPURTENANCES THERETO TOGETHER WITH RIGHTS OF INGRESS AND EGRESS TO AND UPON THE EASEMENTS FOR THE USES AND PURPOSES STATED.

# 3. STORMWATER DETENTION EASEMENTS

- 3.1. THE OWNER DOES HEREBY DEDICATE TO THE PUBLIC PERPETUAL EASEMENTS ON, OVER, AND ACROSS THE PROPERTY DESIGNATED AND SHOWN ON THE ACCOMPANYING PLAT AS "STORMWATER DETENTION EASEMENT" FOR THE PURPOSES OF PERMITTING THE FLOW, CONVEYANCE, RETENTION, DETENTION AND DISCHARGE OF STORMWATER RUNOFF FROM THE SUBDIVISION.
- 3.2. DETENTION, RETENTION AND OTHER DRAINAGE FACILITIES LOCATED WITHIN THE STORMWATER DETENTION EASEMENTS SHALL BE CONSTRUCTED IN ACCORDANCE WITH STANDARDS AND SPECIFICATIONS APPROVED BY THE CITY OF TULSA, OKLAHOMA.
- 3.3. NO FENCE, WALL, BUILDING, OR OTHER OBSTRUCTION MAY BE PLACED OR MAINTAINED IN STORMWATER DETENTION EASEMENTS NOR SHALLTHERE BE ANY ALTERATION OF GRADE IN SAID EASEMENTS UNLESS APPROVED BY THE CITY OF TULSA, OKLAHOMA.
- 3.4. DETENTION, RETENTION, AND OTHER DRAINAGE FACILITIES SHALL BE MAINTAINED BY THE OWNER, TO THE EXTENT NECESSARY TO ACHIEVE THE INTENDED DRAINAGE, RETENTION, AND DETENTION FUNCTIONS INCLUDING REPAIR OF APPURTENANCES AND REMOVAL OF OBSTRUCTIONS AND SILTATION. DETENTION FACILITIES SHALL BE MAINTAINED BY THE OWNER IN ACCORDANCE WITH THE FOLLOWING MINIMUM STANDARDS:
- GRASS AREAS SHALL BE MOWED (IN SEASON) AT REGULAR INTERVALS OF FOUR WEEKS, 3.4.1. OR LESS.
- CONCRETE APPURTENANCES SHALL BE MAINTAINED IN GOOD CONDITION AND REPLACED 3.4.2. IF DAMAGED.
- THE DETENTION EASEMENT SHALL BE KEPT FREE OF DEBRIS. 3.4.3.
- CLEANING OF SILTATION AND VEGETATION FROM CONCRETE CHANNELS SHALL BE 3.4.4. PERFORMED TWICE YEARLY.
- LANDSCAPING, APPROVED BY THE CITY OF TULSA, OKLAHOMA, SHALL BE ALLOWED WITHIN THE 3.5. DETENTION EASEMENTS.
- 3.6. IN THE EVENT THE OWNER SHOULD FAIL TO PROPERLY MAINTAIN THE DETENTION, RETENTION, AND OTHER DRAINAGE FACILITIES OR, IN THE EVENT OF THE PLACEMENT OF AN OBSTRUCTION, OR THE ALTERATION OF GRADE WITHIN A DETENTION EASEMENT, THE CITY OF TULSA, OKLAHOMA, OR ITS DESIGNATED CONTRACTOR MAY ENTER AND PERFORM MAINTENANCE NECESSARY TO ACHIEVE THE INTENDED DRAINAGE AND DETENTION FUNCTIONS AND MAY REMOVE ANY OBSTRUCTION OR CORRECT ANY ALTERATION OF GRADE, AND THE COSTS THEREOF SHALL BE PAID BY THE OWNER. IN THE EVENT THE OWNER FAILS TO PAY THE COST OF MAINTENANCE AFTER COMPLETION OF THE MAINTENANCE AND RECEIPT OF A STATEMENT OF COSTS, THE CITY OF TULSA, OKLAHOMA, MAY FILE OF RECORD A COPY OF THE STATEMENT OF COSTS IN THE LAND RECORDS OF THE TULSA COUNTY CLERK, AND THEREAFTER THE COSTS SHALL BE A LIEN AGAINST THE PROPERTY IN THE SUBDIVISION. A LIEN ESTABLISHED AS ABOVE PROVIDED MAY BE FORECLOSED BY THE CITY OF TULSA, OKLAHOMA.

# 4. UTILITY SERVICE

4.1. OVERHEAD LINES FOR THE SUPPLY OF ELECTRIC, TELEPHONE AND CABLE TELEVISION SERVICES MAY BE LOCATED WITHIN THE PERIMETER EASEMENTS OF THE SUBDIVISION. STREET LIGHT POLES OR STANDARDS MAY BE SERVED BY OVERHEAD LINE OR UNDERGROUND CABLE, AND ELSEWHERE THROUGHOUT THE SUBDIVISION, ALL SUPPLY LINES INCLUDING ELECTRIC, TELEPHONE, CABLE TELEVISION AND GAS LINES SHALL BE LOCATED UNDERGROUND IN EASEMENTS DEDICATED FOR GENERAL UTILITY SERVICES AND IN THE RIGHTS-OF-WAY OF THE PUBLIC STREETS AS DEPICTED ON THE ACCOMPANYING PLAT. SERVICE PEDESTALS AND TRANSFORMERS, AS SOURCES OF SUPPLY AT SECONDARY VOLTAGES, MAY ALSO BE LOCATED

- IN GENERAL UTILITY EASEMENTS. 4.2.
- 4.3. 4.4.
- AGENTS OR CONTRACTORS. 4.5.

# 5. WATER, SANITARY SEWER AND STORM SEWER SERVICES

5.1. 5.3. CONTRACTORS. STORM SEWER FACILITIES. 5.5.

# BOUND BY THESE COVENANTS.

GAS	SERVICE
6.1.	THE SUPPLIER OF GA HAVE THE RIGHT OF OTHERWISE PROVIDE REMOVING, REPAIRIN SUPPLIER OF GAS SE
6.2.	THE OWNER OF AU UNDERGROUND GAS ALTERATION OF GRA WITH GAS SERVICE. ORDINARY MAINTENA RELOCATION OF FACI LOT OWNER'S AGENTS
6.3.	THE COVENANTS SET OF THE GAS SERVIC COVENANTS.

7.	LIMITS OF NO ACCESS
7.1.	THE UNDERSIGNE

TULSA.

# 8. PAVING AND LANDSCAPING WITHIN EASEMENTS

# PRELIMINARY PLAT JACK WILLS

A SUBDIVISION IN THE CITY OF TULSA. TULSA COUNTY. OKLAHOMA. BEING A PART OF THE SE/4 OF THE NW/4 OF SECTION SIX (6), TOWNSHIP 18 NORTH, RANGE 14 EAST OF THE INDIAN BASE AND MERIDIAN.

UNDERGROUND SERVICE CABLES AND GAS SERVICE LINES TO ALL STRUCTURES WITHIN THE SUBDIVISION MAY BE EXTENDED FROM THE NEAREST GAS MAIN, SERVICE PEDESTAL OR TRANSFORMER TO THE POINT OF USAGE DETERMINED BY THE LOCATION AND CONSTRUCTION OF SUCH STRUCTURE UPON THE LOT, PROVIDED UPON INSTALLATION OF A SERVICE CABLE OR GAS SERVICE LINE TO A PARTICULAR STRUCTURE, THE SUPPLIER OF SERVICE SHALL THEREAFTER BE DEEMED TO HAVE A DEFINITIVE, PERMANENT, EFFECTIVE AND NON-EXCLUSIVE EASEMENT ON THE LOT, COVERING A 5 FOOT STRIP EXTENDING 2.5 FEET ON EACH SIDE OF THE SERVICE CABLE OR LINE EXTENDING FROM THE GAS MAIN, SERVICE PEDESTAL OR TRANSFORMER TO THE SERVICE ENTRANCE ON THE STRUCTURE.

THE SUPPLIER OF ELECTRIC, TELEPHONE, CABLE TELEVISION AND GAS SERVICE, THROUGH ITS AGENTS AND EMPLOYEES, SHALL AT ALL TIMES HAVE THE RIGHT OF ACCESS TO ALL UTILITY EASEMENTS SHOWN ON THE PLAT OR OTHERWISE PROVIDED FOR IN THIS DEED OF DEDICATION FOR THE PURPOSE OF INSTALLING, MAINTAINING, REMOVING OR REPLACING ANY PORTION OF THE UNDERGROUND ELECTRIC, TELEPHONE, CABLE TELEVISION OR GAS FACILITIES INSTALLED BY THE SUPPLIER OF THE UTILITY SERVICE.

THE OWNER OF ANY LOT SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE UNDERGROUND SERVICE FACILITIES LOCATED ON THE OWNER'S LOT AND SHALL PREVENT THE ALTERATION OF GRADE OR ANY CONSTRUCTION ACTIVITY WHICH WOULD INTERFERE WITH THE ELECTRIC, TELEPHONE, CABLE TELEVISION OR GAS\_FACILITIES. EACH SUPPLIER OF THESE SERVICES SHALL BE RESPONSIBLE FOR ORDINARY MAINTENANCE OF UNDERGROUND FACILITIES, BUT THE LOT OWNER SHALL PAY FOR DAMAGE OR RELOCATION OF SUCH FACILITIES CAUSED OR NECESSITATED BY ACTS OF THE LOT OWNER OR THE LOT OWNER'S

THE COVENANTS SET FORTH IN THIS SUBSECTION SHALL BE ENFORCEABLE BY EACH SUPPLIER OF THE ELECTRIC, TELEPHONE, CABLE TELEVISION OR GAS SERVICE AND THE OWNER OF ANY LOT AGREES TO BE BOUND BY THESE COVENANTS.

THE OWNER OF ANY LOT SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE PUBLIC WATER MAINS, SANITARY SEWER MAINS, AND STORM SEWERS LOCATED ON THE OWNER'S LOT. 5.2. WITHIN UTILITY EASEMENTS, RESTRICTED WATERLINE, SANITARY SEWER, STORM SEWER AND DRAINAGE EASEMENTS DEPICTED ON THE ACCOMPANYING PLAT, THE ALTERATION OF GRADE FROM THE CONTOURS EXISTING UPON THE COMPLETION OF THE INSTALLATION OF A PUBLIC WATER MAIN, SANITARY SEWER MAIN, OR STORM SEWER OR ANY CONSTRUCTION ACTIVITY WHICH, IN THE JUDGMENT OF THE CITY OF TULSA, WOULD INTERFERE WITH PUBLIC WATER MAINS, SANITARY SEWER MAINS, OR STORM SEWERS SHALL BE PROHIBITED.

THE CITY OF TULSA, OKLAHOMA, OR ITS SUCCESSORS, SHALL BE RESPONSIBLE FOR ORDINARY MAINTENANCE OF PUBLIC WATER SYSTEMS, SANITARY SEWER MAINS, AND STORM SEWERS BUT THE LOT OWNER SHALL PAY FOR DAMAGE OR RELOCATION OF SUCH FACILITIES CAUSED OR NECESSITATED BY ACTS OF THE LOT OWNER, OR THE LOT OWNER'S AGENTS AND/OR

5.4. THE CITY OF TULSA, OKLAHOMA, OR ITS SUCCESSORS, SHALL AT ALL TIMES HAVE RIGHT OF ACCESS TO ALL UTILITY EASEMENTS, RESTRICTED WATERLINE, SANITARY SEWER, STORM SEWER AND DRAINAGE EASEMENTS DEPICTED ON THE ACCOMPANYING PLAT, OR OTHERWISE PROVIDED FOR IN THIS DEED OF DEDICATION, FOR THE PURPOSE OF INSTALLING, MAINTAINING, REMOVING OR REPLACING ANY PORTION OF UNDERGROUND WATER, SANITARY SEWER, OR

THE COVENANTS SET FORTH IN THIS SUBSECTION SHALL BE ENFORCEABLE BY THE CITY OF TULSA, OKLAHOMA, OR ITS SUCCESSORS, AND THE OWNER OF EACH LOT AGREES TO BE

> AS SERVICE THROUGH ITS AGENTS AND EMPLOYEES SHALL AT ALL TIMES OF ACCESS TO ALL UTILITY EASEMENTS SHOWN ON THE PLAT OR AS ED FOR IN THIS DEED OF DEDICATION FOR THE PURPOSE OF INSTALLING, NG, OR REPLACING ANY PORTION OF THE FACILITIES INSTALLED BY THE ERVICE.

ANY LOT SHALL BE RESPONSIBLE FOR THE PROTECTION OF THE S FACILITIES LOCATED WITHIN THE LOT AND SHALL PREVENT THE ADE OR ANY OTHER CONSTRUCTION ACTIVITY WHICH WOULD INTERFERE THE SUPPLIER OF GAS SERVICE SHALL BE RESPONSIBLE FOR THE ANCE OF ITS FACILITIES, BUT THE LOT OWNER SHALL PAY FOR DAMAGE OR CILITIES CAUSED OR NECESSITATED BY ACTS OF THE LOT OWNER, OR THE TS OR CONTRACTORS.

T FORTH IN THIS SUBSECTION SHALL BE ENFORCEABLE BY THE SUPPLIER ICE AND THE OWNER OF THE LOT AGREES TO BE BOUND BY THESE

ED OWNER/DEVELOPER HEREBY RELINQUISHES RIGHTS OF VEHICULAR INGRESS OR EGRESS FROM ANY PORTION OF THE PROPERTY ADJACENT TO SOUTH 103rd EAST AVENUE AND SOUTH 105th EAST AVENUE WITHIN THE BOUNDS DESIGNATED AS "LIMITS OF NO ACCESS" (L.N.A.) ON THE ACCOMPANYING PLAT, WHICH "LIMITS OF NO ACCESS" MAY BE AMENDED OR RELEASED BY THE TULSA METROPOLITAN AREA PLANNING COMMISSION, OR ITS SUCCESSOR, AND WITH THE APPROVAL OF THE CITY OF TULSA, OKLAHOMA, OR AS OTHERWISE PROVIDED BY THE STATUTES AND LAWS OF THE STATE OF OKLAHOMA PERTAINING THERETO, AND THE LIMITS OF NO ACCESS ABOVE ESTABLISHED SHALL BE ENFORCEABLE BY THE CITY OF

8.1. THE OWNER OF ANY LOT DEPICTED ON THE ACCOMPANYING PLAT SHALL BE RESPONSIBLE FOR THE REPAIR OF DAMAGE TO LANDSCAPING AND PAVING OCCASIONED BY INSTALLATION OR NECESSARY MAINTENANCE OF UNDERGROUND WATER, SANITARY SEWER, STORM SEWER, NATURAL GAS, COMMUNICATION, CABLE TELEVISION OR ELECTRIC FACILITIES WITHIN THE EASEMENT AREAS DEPICTED UPON THE ACCOMPANYING PLAT, PROVIDED THE CITY OF TULSA, OKLAHOMA. OR ITS SUCCESSORS. OR THE SUPPLIER OF THE UTILITY SERVICE SHALL USE REASONABLE CARE IN THE PERFORMANCE OF SUCH ACTIVITIES.

# 9. SIDEWALKS

9.1. SIDEWALKS TO BE TIED INTO EXISTING SIDEWALK ALONG SOUTH 105th EAST AVENU ACCORDANCE WITH THE TULSA METROPOLITAN AREA SUBDIVISION AND DEVELOPM REGULATIONS. REQUIRED SIDEWALKS SHALL BE CONSTRUCTED AND MAINTAINE CONFORMANCE WITH THE CITY OF TULSA ENGINEERING DESIGN STANDARDS.

# 10. CERTIFICATE OF OCCUPANCY RESTRICTIONS

10.1. NO CERTIFICATE OF OCCUPANCY FOR A BUILDING WITHIN THE SUBDIVISION SHALL BE ISS BY THE CITY OF TULSA. OKLAHOMA UNTIL CONSTRUCTION OF THE REQU INFRASTRUCTURE (STREETS, WATER, SANITARY SEWER, STORM SEWER SYSTEMS SIDEWALKS) SERVING THE ENTIRE SUBDIVISION HAS BEEN COMPLETED AND ACCEPTED BY CITY. NOTWITHSTANDING THE FOREGOING, THE CITY MAY AUTHORIZE THE ISSUANCE TEMPORARY CERTIFICATE OF OCCUPANCY IF, IN THE CITY'S SOLE DISCRETION, CIRCUMSTANCES SUPPORT THE ISSUANCE. FURTHER NOTWITHSTANDING THE FOREGO THE CITY MAY AUTHORIZE THE PHASING OF THE CONSTRUCTION OF INFRASTRUCTURE WI THE SUBDIVISION, AND IF PHASING IS AUTHORIZED, A CERTIFICATE OF OCCUPANCY FO BUILDING WITHIN AN AUTHORIZED PHASE MAY ISSUE UPON THE COMPLETION ACCEPTANCE OF THE INFRASTRUCTURE SERVING THE PARTICULAR PHASE. BUIL CONSTRUCTION OCCURRING PRIOR TO THE CITY'S ACCEPTANCE OF THE INFRASTRUC SHALL BE AT THE RISK OF THE OWNER OF THE LOT, NOTWITHSTANDING THE ISSUANCE BUILDING PERMIT OR OF A TEMPORARY CERTIFICATE OF OCCUPANCY.

# SECTION II. ENFORCEMENT, DURATION, AMENDMENT AND SEVERABILITY

## 1. ENFORCEMENT

THE RESTRICTIONS HEREIN SET FORTH ARE COVENANTS TO RUN WITH THE LAND AND SHALL BE BINI UPON THE OWNER/DEVELOPER, ITS SUCCESSORS AND ASSIGNS. WITHIN THE PROVISIONS OF SECT STREETS, EASEMENTS AND UTILITIES ARE SET FORTH CERTAIN COVENANTS AND THE ENFORCEM RIGHTS PERTAINING THERETO, AND ADDITIONALLY THE COVENANTS WITHIN SECTION I, WHETHER OR SPECIFICALLY THEREIN SO STATED, SHALL INURE TO THE BENEFIT OF AND SHALL BE ENFORCEABL THE CITY OF TULSA, OKLAHOMA. IN ANY JUDICIAL ACTION BROUGHT TO ENFORCE THE COVEN ESTABLISHED WITHIN THIS DEED OF DEDICATION, THE DEFENSE THAT THE PARTY INITIATING EQUITABLE PROCEEDING HAS AN ADEQUATE REMEDY AT LAW IS HEREBY WAIVED

## 2. DURATION

THESE RESTRICTIONS AND COVENANTS, TO THE EXTENT PERMITTED BY APPLICABLE LAW, SHAL PERPETUAL BUT IN ANY EVENT SHALL BE IN FORCE AND EFFECT FOR A TERM OF NOT LESS THAN TH (30) YEARS FROM THE DATE OF THE RECORDING OF THIS DEED OF DEDICATION UNLESS TERMINATED AMENDED AS HEREINAFTER PROVIDED.

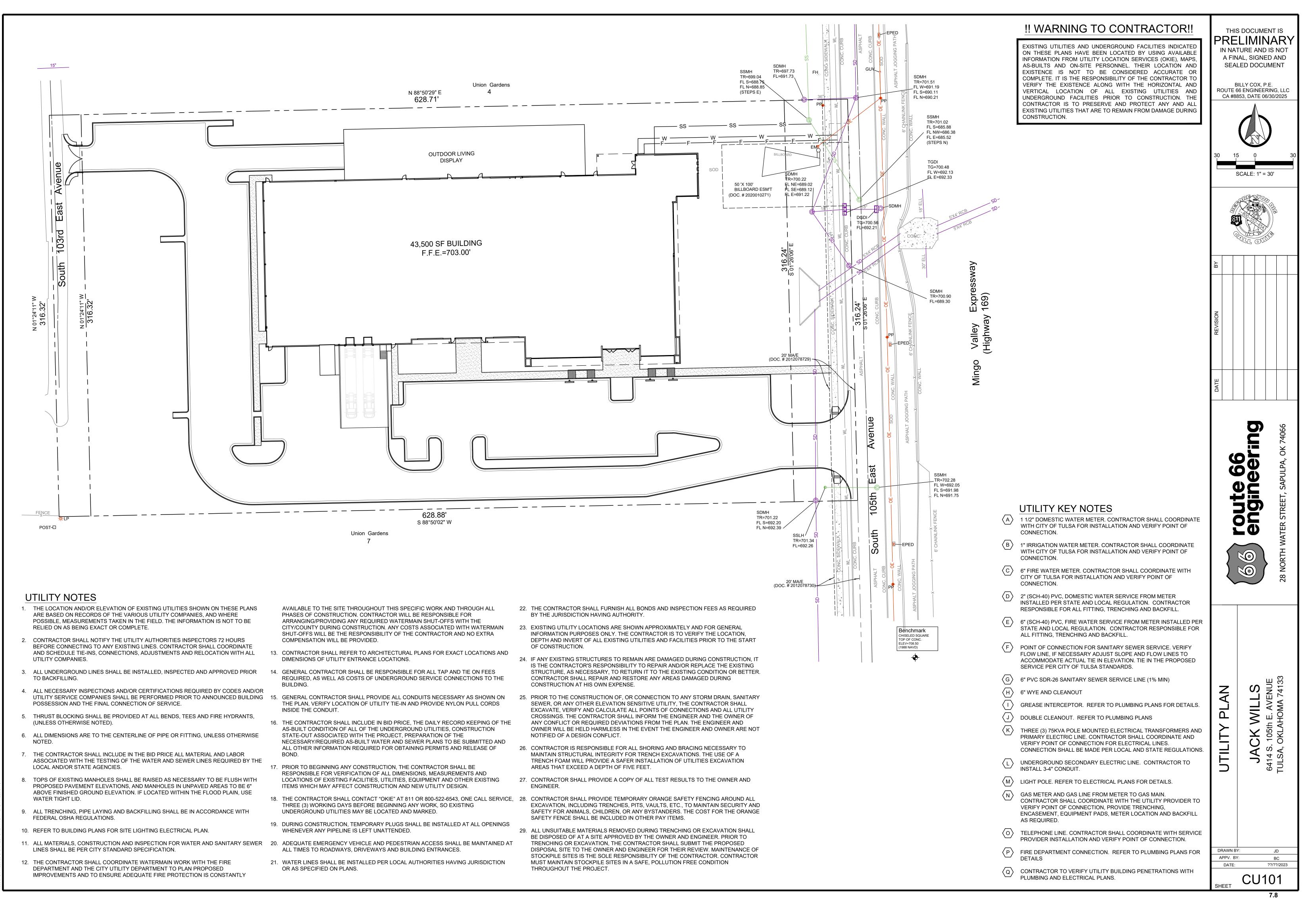
## 3. AMENDMENT

THE COVENANTS CONTAINED WITHIN SECTION I. STREETS, EASEMENTS AND UTILITIES MAY BE AMEN OR TERMINATED AT ANY TIME BY A WRITTEN INSTRUMENT SIGNED AND ACKNOWLEDGED BY THE OW OF THE LAND TO WHICH THE AMENDMENT OR TERMINATION IS TO BE APPLICABLE AND APPROVED BY TULSA METROPOLITAN AREA PLANNING COMMISSION, OR ITS SUCCESSORS AND THE CITY OF TU OKLAHOMA. THE PROVISIONS OF ANY INSTRUMENT AMENDING OR TERMINATING COVENANTS AS AB SET FORTH SHALL BE EFFECTIVE FROM AND AFTER THE DATE IT IS PROPERLY RECORDED IN RECORDS OF THE COUNTY CLERK OF TULSA COUNTY.

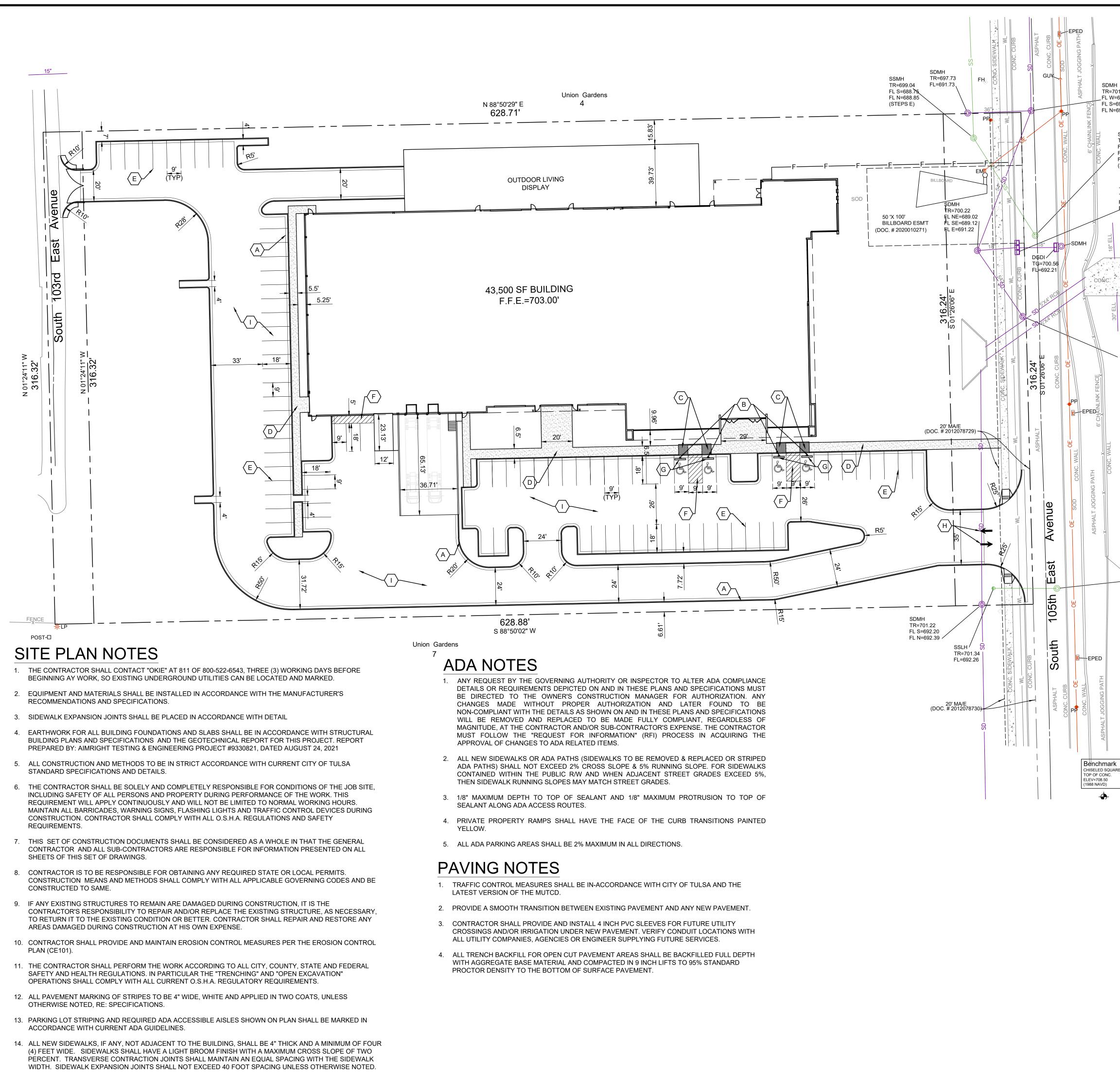
# 4. SEVERABILITY

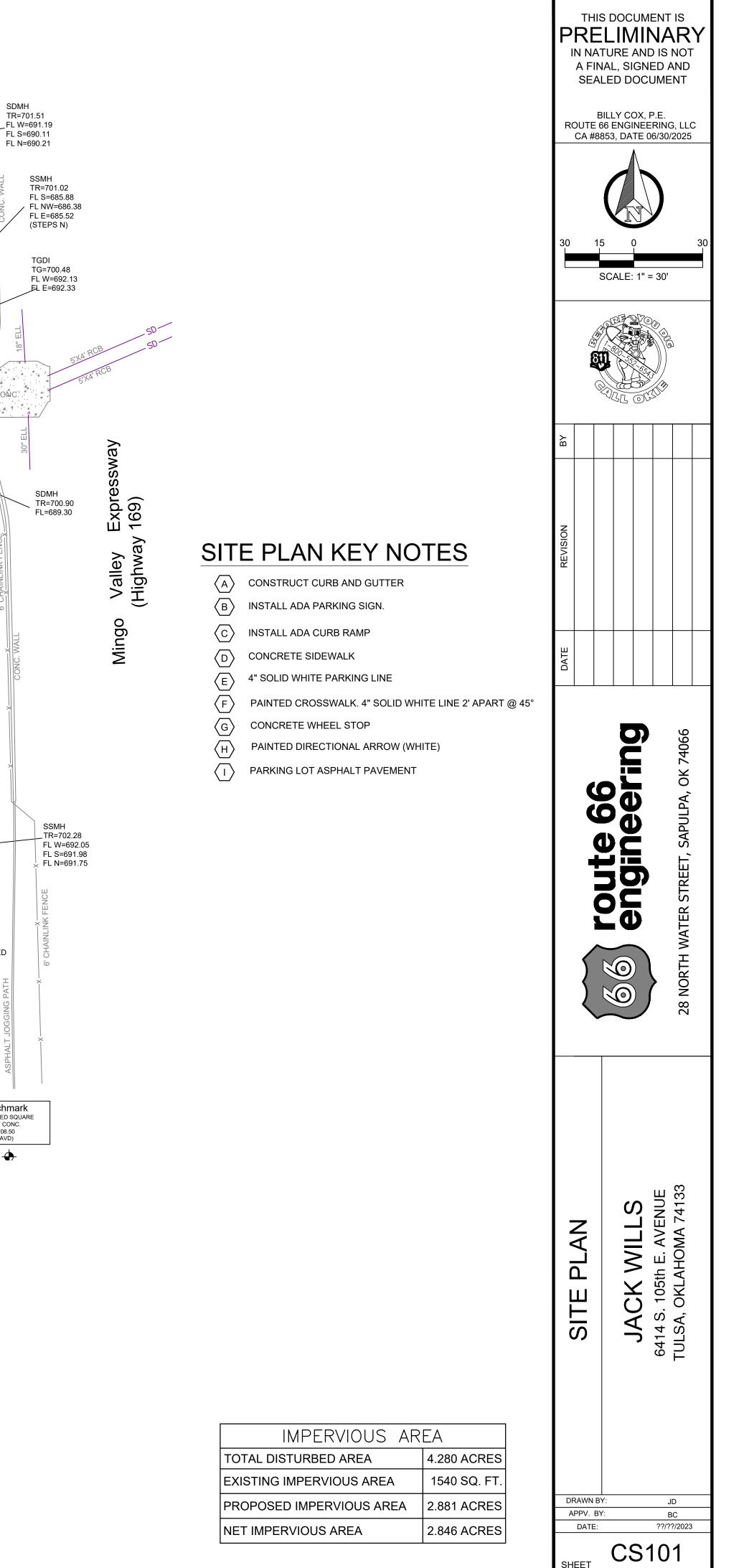
INVALIDATION OF ANY RESTRICTION SET FORTH HEREIN, OR ANY PART THEREOF, BY AN ORI JUDGMENT, OR DECREE OF ANY COURT, OR OTHERWISE, SHALL NOT INVALIDATE OR AFFECT ANY OF OTHER RESTRICTIONS OR ANY PART THEREOF AS SET FORTH HEREIN. WHICH SHALL REMAIN IN FORCE AND EFFECT.

JE IN MENT D IN	CERTIFICATE OF OWNERSHIP IN WITNESS WHEREOF, JWJR, LLC.,BEING THE OWNER OF THE SUBDIVISION, HEREBY APPROVES THE
	FOREGOING DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ON THIS DAY OF, 2023.
SUED	
AND 7 THE	JACK H. WILLS III, MANAGER
OF A	STATE OF OKLAHOMA)
THE DING,	COUNTY OF)
ITHIN OR A	BEFORE ME, THE UNDERSIGNED, NOTARY OF PUBLIC IS AND FOR SAID COUNTY AND AND STATE, ON
AND DING	THIS DAY OF, 2023 PERSONALLY APPEARED TO ME JACK H WILLS III,
TURE OF A	MANAGING OF JWJR, LLC., KNOWN TO BE THE IDENTICAL PERSON WHO SUBSCRIBED THEIR NAME AS THE MAKER OF THE FOREGOING INSTRUMENT, AS ITS OWNER AND ACKNOWLEDGED TO ME THAT
	EXECUTED THE SAME AS HIS FREE AND VOLUNTARY ACT AND DEED AND AS THE FREE AND VOLUNTARY ACT AND DEED OF SUCH COMPANY FOR THE USES AND PURPOSES THEREIN SET FORTH.
	GIVEN UNDER MY HAND AND SEAL OF OFFICE THE DAY AND YEAR LAST ABOVE WRITTEN.
DING ION I. MENT NOT	
.E BY ANTS	MY COMMISSION EXPIRES:
THE	
L BE	
IIRTY D OR	CERTIFICATE OF SURVEY
	I, CLIFF BENNETT, A REGISTERED LAND SURVEYOR IN THE STATE OF OKLAHOMA, HEREBY CERTIFY THAT I HAVE CAREFULLY AND ACCURATELY SURVEYED, SUBDIVIDED AND PLATTED THE TRACT OF
	LAND DESCRIBED ABOVE, AND THAT SAID PLAT DESIGNATED HEREIN AS THE FINAL PLAT OF "JACK
NDED	WILLS", A SUBDIVISION IN THE CITY OF TULSA, TULSA COUNTY, STATE OF OKLAHOMA, IS A TRUE AND
/NER ′ THE	CORRECT REPRESENTATION OF SAID SURVEY.
JLSA, BOVE THE	WITNESS MY HAND AND SEAL THISDAY OF, 2023.
	CLIFF BENNETT REGISTERED PROFESSIONAL LAND SURVEYOR OKLAHOMA NO. 1815
IDER, THE	
FULL	STATE OF OKLAHOMA )
	COUNTY OF)
	BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, ON THISDAY OF, 2023., PERSONALLY APPEARED CLIFF BENNETT TO ME KNOWN TO
	BE THE IDENTICAL PERSON WHO EXECUTED THE WITHIN AND FOREGOING INSTRUMENT.
	GIVEN UNDER MY HAND AND SEAL THE DAY AND YEAR LAST ABOVE WRITTEN.
	MY COMMISSION EXPIRES:
	NOTARY PUBLIC

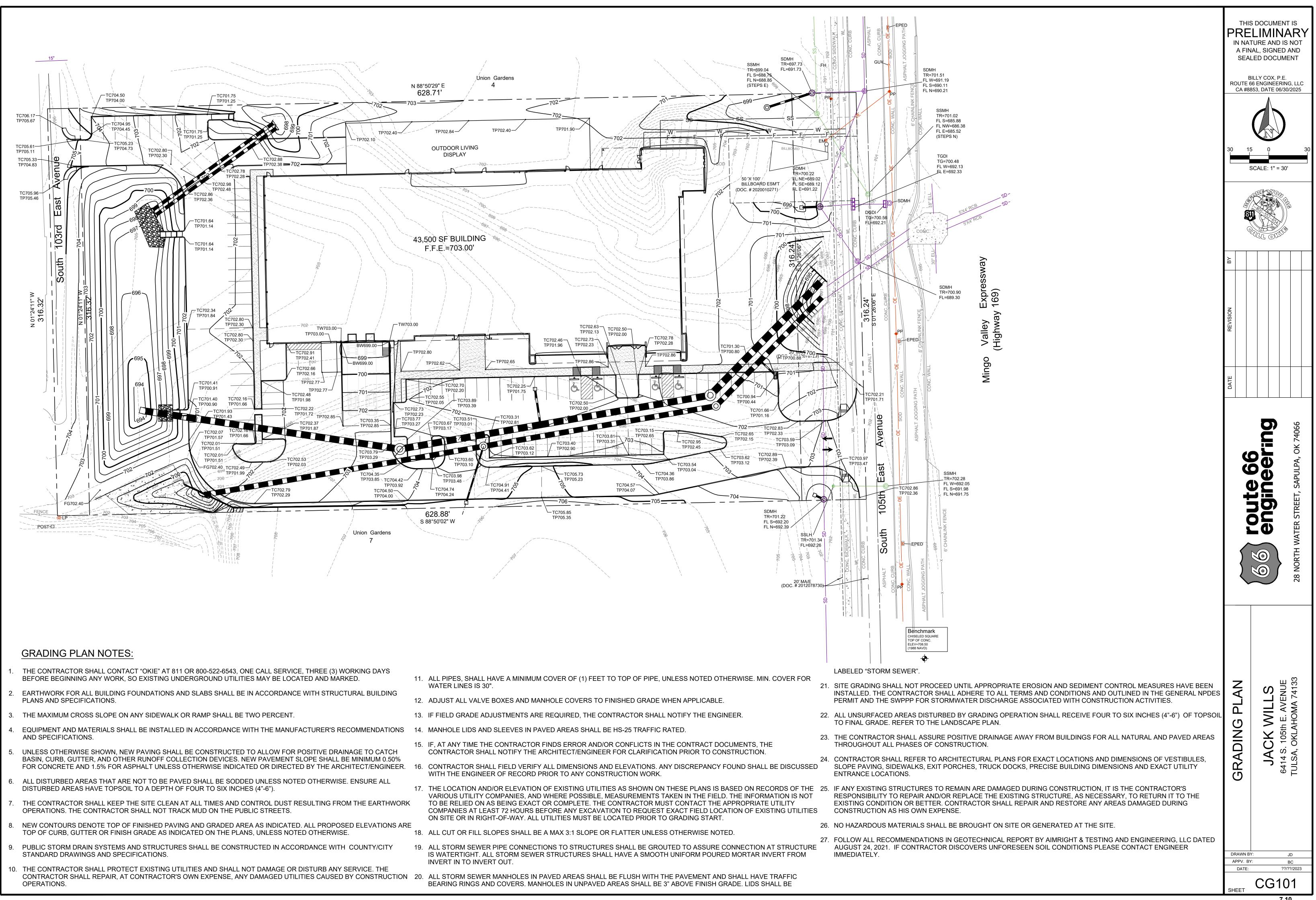


I: 5/5/2022 11:28:18 AM JACK WILL S/02-CAD/SHEFT/UTILITY PLAN - JACK WILL S DW





SDMH



7.10