

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

SENATE BILL 1279

By: Ford

AS INTRODUCED

An Act relating to cities and towns; allowing the municipalities to authorize the closure and gating of certain streets; requiring petition for such closure and gating; requiring gated street to be open to official vehicles and state, federal, county and municipal agencies; authorizing the municipality to promulgate certain rules; providing that closure of public way or easement not affect certain right and providing exception; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 42-110.1 of Title 11, unless there is created a duplication in numbering, reads as follows:

A. The municipal governing body may authorize the closure of a cul-de-sac, a portion of a dead-end street, or a street with a single point of entry and installation of a gate across such cul-de-sac, dead-end street, or single point of entry upon presentation of a petition for such closure and gating signed by one hundred percent (100%) of the owners of property abutting the portion of the cul-de-sac, dead-end street, or single point of entry sought to be closed and gated.

B. Such streets shall always be open to police, fire and other official vehicles of all state, federal, county, and municipal agencies. The municipality shall promulgate rules for the benefit of the municipality and gated communities.

C. Closing of the public way or easement shall not affect the right to maintain, repair, reconstruct, operate or remove utility,

public service corporation, or transmission company facilities of service therein, nor shall a closing affect private ways existing by operation of law unless released in writing executed by the owners thereof.

SECTION 2. This act shall become effective November 1, 2002.

48-2-1783

JT

6/12/2015 10:58:21 AM