

RESOLUTION NO. 18-29

A RESOLUTION VACATING A SECTION OF PUBLIC RIGHT-OF-WAY ADJACENT TO 16433 FRONT AVENUE

WHEREAS, it is the intention of the City Commission of the City of Oregon City that proceedings be, and hereby are, initiated upon its own motion for the herein proposed vacation. The City Recorder is directed to cause lawful notice to be given for ordinance proceedings for the proposed vacation. Wednesday, December 19th, 2018 at the hour of 7:00 PM in the Commission Chambers at City Hall, 625 Center Street, Oregon City, Oregon, is hereby fixed as the time and place for the hearing of any and all objections or claims concerning this vacation; and

WHEREAS, the proposed vacation is of the section of "6th St." in "J.T. Apperson's Subdivision" plat, a duly recorded plat in the City of Oregon City, Clackamas County (see 'Exhibit A – Maps' page 1); and

WHEREAS, the 2013 Oregon City Transportation System Plan specifies a minimum local street spacing of 150 feet for Mixed-Use or Residential zoning, and "6th St." at Front Avenue is less than 150 feet from 'C' Street to its south and Rock Street to its north (see 'Exhibit A – Maps' pages 2 and 3, and 'Exhibit B – Block Spacing Standards'); and

WHEREAS, all other right-of-way sections bounded by Gain St and Holcomb Blvd to the north and south, and Front Ave and Apperson Blvd to the east and west, have been vacated, including the extension of "6th St." (see 'Exhibit A – Maps' page 4); and

WHEREAS, future alignment of streets in this bounded area – as follows the City's current Transportation System Plan – will be private development-driven; and

WHEREAS, Oregon City Public Works staff has determined that the proposed vacation does not conflict with the tract's intended use as a local street, or other uses; and

WHEREAS, the consulting Professional Land Surveyor has determined that the entire section of right-of-way originated from the subdivision in which 16433 Front Ave ("PROPERTY") was platted; therefore, vacation of the section of right-of-way shall return the section wholly to the PROPERTY; and

WHEREAS, the proposed vacation would result in a tract of land described in the attached 'Exhibit C – Legal Description'; and

WHEREAS, the owner of the PROPERTY has applied for vacation of the subject section of right-of-way (see 'Exhibit D – Application Package').

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

Section 1. The City Commission of Oregon City, Oregon, to approve Resolution No. 18-29 initiating the above-described public right-of-way vacation proceedings.

Section 2. This resolution shall take effect immediately upon its adoption by the City Commission.

Approved and adopted at a regular meeting of the City Commission held on the 5th day of December, 2018.

DAN HOLLADAY, Mayor

Attested to this 5th day of December, 2018:

Approved as to legal sufficiency:

Kattie Riggs, City Recorder

City Attorney

ATTACHMENTS:

- Exhibit A – Maps
- Exhibit B – Block Spacing Standards
- Exhibit C – Legal Description
- Exhibit D – Application Package