

RESOLUTION NO. 18-19

A RESOLUTION TO ALLOW PORTIONS OF A RETAINING WALL AS A REVOCABLE RIGHT-OF-WAY OBSTRUCTION AT A PROPERTY THAT LIES ACROSS FROM 1616 VAN BUREN AVENUE (TAX LOT 2-2E-29CD-02300), OREGON CITY, CLACKAMAS COUNTY, OREGON

WHEREAS, a new residence is being built on a vacant property across from 1616 Van Buren; and

WHEREAS, the topography of the site creates the need for retaining walls to enter the garage of the new residence; and

WHEREAS, the retaining wall is designed per City standards; and

WHEREAS, Oregon City Public Works staff has determined that the retaining wall would not constrain the current public use of the existing sidewalk within the Van Buren Avenue right-of-way; and

WHEREAS, the Oregon City Municipal Code 12.04.120 requires that permanent obstructions in a public street (or alley) right-of-way be approved by the City Commission by passage of a resolution; and

WHEREAS, following the resolution passage, Oregon City Public Works will issue a "Revocable Right-of-Way Obstruction Permit", RW OBS-18-00001, for the existing porch and walkway and maintenance of the porch and walkway by the owner.

NOW, THEREFORE, OREGON CITY RESOLVES:

Section 1. Authorize the City Engineer to issue a Revocable Right-of-Way Obstruction permit, RW OBS-18-00001, across from 1616 Van Buren Avenue for retaining wall encroachments and maintenance of the retaining wall by the owner.

Section 2. Approval of Resolution No. 18-19, which will take effect immediately upon its adoption.

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

DAN HOLLADAY, Mayor

Attested to this 5th day of July 2018:

Approved as to legal sufficiency:

Kattie Riggs, City Recorder

City Attorney