

RESOLUTION NO. 19-36

A RESOLUTION TO ACCEPT PUBLIC RIGHT-OF-WAY DEDICATION OFFERED IN PARTITION PLAT 2005-124 AND IDENTIFIED IN NOTE 3 OF SAID PLAT

WHEREAS, the northerly 21.75 feet of parcel 2 and the southerly 21.75 feet of parcel 3 as shown on partition plat 2005-124 is reserved as future right-of-way. The abutting 10-foot public utility easements are proposed public utility easements for acceptance by the City of Oregon City as identified in partition plat 2005-124; and

WHEREAS, the offer to dedicate right-of-way is valid for a period of 20 years from the recording of partition plat 2005-124 and will thus expire in year 2025; and

WHEREAS, the offer is valid at such time as the proposed right-of-way is connected to another right-of-way providing public access; and

WHEREAS, the offer was made valid in 2019 by the recording of plat 4576 (attached as Exhibit B) on page 17 of book 150 City of Oregon City, Clackamas County, Oregon, which created a new road named "Hillock Lane" that connected Samson Place and Hunter Avenue with the right-of-way offered with partition plat 2005-124; and

WHEREAS, the reciprocal temporary private access and private sanitary sewer easement and private water easement subjected to parcels 1 and 2 and the temporary access easement subjected to parcel 3 shall extinguish upon the completion of the connection of a public road (Hillock Lane) to Hunter Avenue per plat notes of partition plat 2005-124 (notes 8 and 11).

NOW, THEREFORE, OREGON CITY RESOLVES AS FOLLOWS:

Section 1: Accepting right-of-way and the abutting 10-foot public utility easements offered in partition plat 2005-124 (identified in note 3 of said plat) attached as Exhibit A.

Section 2: Extinguish the reciprocal temporary private access and private sanitary sewer easement and private water easement subjected to parcels 1 and 2 and the temporary access easement subjected to parcel 3 (identified in notes 8 and 11 of partition plat 2005-124) upon the completion of "Hillock Lane."

Section 3: 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 20th day of November 2019.

DAN HOLLADAY, Mayor

Attested to this 20th day of November 2019:

Approved as to legal sufficiency:

Kattie Riggs, City Recorder

City Attorney