

ORDINANCE NO. 97-O-524

AN ORDINANCE VACATING A 0.94 ACRE PORTION OF THE BRIDGE STREET RIGHT-OF-WAY LOCATED ON THE SOUTH SIDE OF BRIDGE STREET.

Sections:

- Section 1. Findings and determination.**
- Section 2. Vacation.**
- Section 3. Certification of ordinance.**

The City of Brookings ordains as follows:

Section 1. Findings and determination. The Council of the City of Brookings hereby finds it appropriate to consider vacation of the following described parcel of land:

0.94 acre portion of the Bridge Street right-of-way located on the south side of Bridge Street as described in Exhibit A.

That the Recorder of the City of Brookings gave due notice of public hearing to be held before the Council at the hour of 7:00 o'clock, May 12, 1997 in the Council Chambers in the City Hall in the City of Brookings, at which time any persons whomsoever having any objections or remonstrance to said parcel vacation or any part thereof, should file written objection or remonstrance with the City Recorder. That it appears to the satisfaction of the Council that the proposed vacation is in the best interests of the City. That the public interest will not be prejudiced by the vacation and that the vacation will not substantially affect the market value of abutting property.

Section 2. Vacation. The City of Brookings does hereby vacate a certain parcel of land described above.

Section 3. Certification of ordinance. The City Recorder is hereby instructed to forthwith record and file certified copies of this Ordinance with the County Clerk, County Assessor and County Surveyor of Curry County, Oregon.

First Reading: 10/13/97
Second Reading: 10/13/97
Passage: 10/13/97
Effective Date: 10/13/97

Signed by me in authentication of its passage this 13th day of October, 1997.

Nancy A. Brendlinger
Nancy A. Brendlinger
Mayor

ATTEST:

Beverly S. Adams
Beverly S. Adams
Finance Director/Recorder

Exhibit "A"
Description of Proposed Area of Vacation
Bendickson/Sullivan Vacation Application
Tax Lot 6200

A parcel of land being part of the SW $\frac{1}{4}$ of Section 5, Township 41 South, Range 13 West, Willamette Meridian, City of Brookings, Curry County, Oregon, also being a portion of the former US Highway 101 right of way, said right of way having been relinquished to the City of Brookings by the State of Oregon Department of Transportation as described in Book 37 of Records, Page 26, Curry County Records, more particularly described as follows:

Beginning at the northeast corner of Tract 1 as described in Deed recorded in Book 24 of Records, Page 644, Curry County Records, said point lying N $48^{\circ}58'43''$ W, 3544.22 feet from the southeast corner of said Section 5; thence along the east line of said Tract 1 S $30^{\circ}23'00''$ W, 25.41 feet to the southerly line of said former highway right of way line; thence along said southerly right of way line N $69^{\circ}46'18''$ W, 16.53 feet; thence continuing along said right of way line along a spiral curve to the left having a theta angle of $08^{\circ}00'00''$, a chord bearing and distance of N $72^{\circ}23'23''$ W 385.71 feet, a spiral distance of 386.04 feet; thence continuing along said right of way line along a tangent curve to the left, having a radius of 1332.39 feet, a central angle of $00^{\circ}51'21''$ and a chord bearing and distance of N $78^{\circ}11'59''$ W 19.90 feet, an arc distance of 19.90 feet; thence continuing along said right of way line S $31^{\circ}13'00''$ W, 10.64 feet; thence continuing along said right of way line along a non-tangent curve to the left, having a radius of 1322.39 feet, a central angle of $04^{\circ}25'54''$ and a chord bearing and distance of N $80^{\circ}59'59''$ W 102.26 feet, an arc distance of 102.28 feet; thence continuing along said right of way line N $06^{\circ}47'04''$ E, 40.00 feet; thence continuing along said right of way line along a non-tangent curve to the left, having a radius of 1362.39 feet, a central angle of $05^{\circ}44'39''$ and a chord bearing and distance of N $86^{\circ}05'16''$ W 136.53 feet, an arc distance of 136.59 feet to the northwest corner of Tract 2 as described in Deed recorded in Book 24 of Records, Page 644, Curry County Records; thence departing from said right of way line N $86^{\circ}24'09''$ E, 264.54 feet; thence S $75^{\circ}22'35''$ E, 145.64 feet; thence S $70^{\circ}25'04''$ E, 281.23 feet; thence S $19^{\circ}34'56''$ W, 48.91 feet to the point of beginning. Containing 0.94 Acres, more or less.