

COPY

A BILL FOR AN ORDINANCE
VACATING RIGHT OF WAY
AT MOUNTAIN RIVER DRIVE

)
)
)

ORDINANCE BILL NO. 22
For 2005
ORDINANCE NO. 2391

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a portion of a street, more particularly describes as follows:

Beginning at a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366" Marking the Southeast corner of Lot 21 in Santiam River Place Subdivision in the SE ¼ of Section 14 in Township 12 South of Range 2 West of the Willamette Meridian in the City of Lebanon, Linn County, Oregon: Thence South 89°07'30" East 34.11 feet; thence North 5°25'15" East 814.82 feet to a point; thence North 84°34'45" West 34.00 feet to a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366"; Thence South 5°25'15" West 817.52 feet to the point of beginning. See attached Exhibit "A".

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on Wednesday December 14, 2005, having duly considers the testimony of interested person and the general public; and

WHEREAS, the Council finds that notice has been duly given, that the consent of the owners of the requisite area has been obtained, and

WHEREAS, the City Council has determined that the public interests will not be prejudiced by the vacation of such street:

NOW, THEREFORE, the people of the City of Lebanon do ordain as follows:

Section 1. Portion of Street, more particularly described as follows is hereby declared vacated:

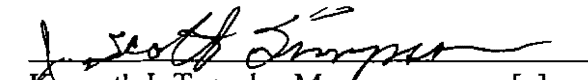
Beginning at a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366" Marking the Southeast corner of Lot 21 in Santiam River Place Subdivision in the SE ¼ of Section 14 in Township 12 South of Range 2 West of the Willamette Meridian in the City of Lebanon, Linn County, Oregon: Thence South 89°07'30" East 34.11 feet; thence North 5°25'15" East 814.82 feet to a point; thence North 84°34'45" West 34.00 feet to a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366"; Thence South 5°25'15" West 817.52 feet to the point of beginning. See attached Exhibit "A".

Section 2. A certified copy of this Ordinance vacating the above-described right of way on any map in regard thereto shall be filed for record with the Count Clerk for Linn County.

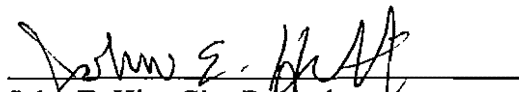
Section 3. A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

Section 4. This Ordinance shall be in full force and effect thirty (30) days after the date this ordinance is signed and approved by the City Council and the Mayor.

Passed by the Council by a vote of 5 for and 0 against and approved by the Mayor this 14th day of December, 2005.


Kenneth I. Toombs, Mayor []
Scott Simpson, Council President [x]

ATTEST:


John E. Hitt, City Recorder

STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON
SEPTEMBER 28, 2005

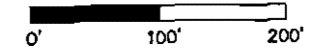
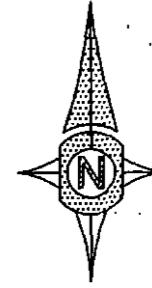


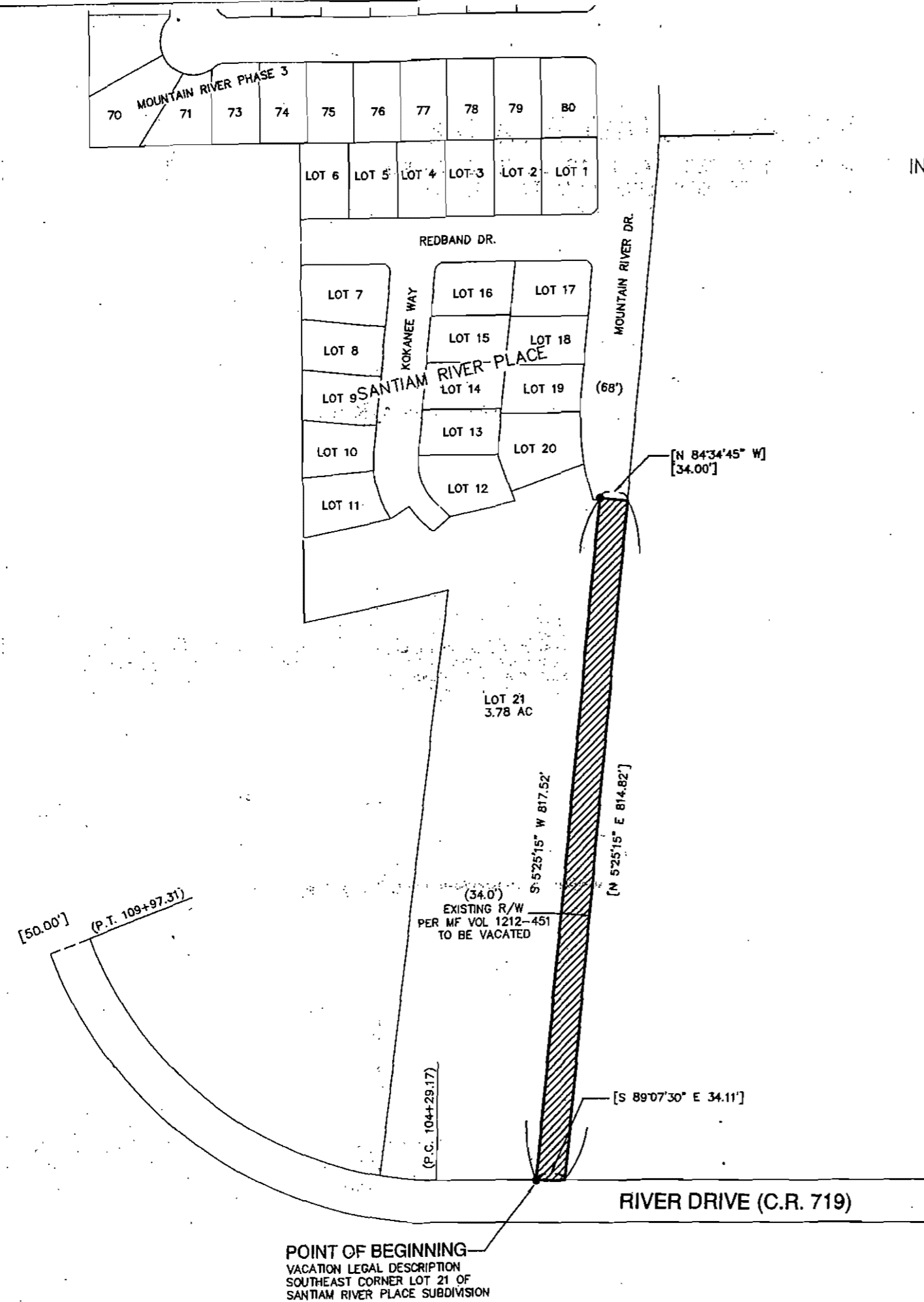
EXHIBIT "A"

LEGEND

- RECORD MONUMENT 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366".
- FD FOUND
- C.S. COUNTY SURVEY
- () DATA OF RECORD AS NOTED
- [] CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- I.R. IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET; THENCE NORTH 5°25'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"; THENCE SOUTH 5°25'15" WEST 817.52 FEET TO THE POINT OF BEGINNING.



REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta

OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

ENGINEER 8072 SURVEYOR 1366

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

POINT OF BEGINNING
VACATION LEGAL DESCRIPTION
SOUTHEAST CORNER LOT 21 OF
SANTIAM RIVER PLACE SUBDIVISION

RIGHT OF WAY VACATION

KNOW ALL PERSONS BY THESE PRESENTS that a Public right of way was granted to the CITY OF LEBANON, a municipal corporation of the State of Oregon, by right of dedication filed with the Linn County in MF 1212- 451, on May 3, 2001, the right of way over and along the full width and length of the premises described as follows; to wit:

An area of land in the southeast ¼ of Section 14, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon describe as follows:

Beginning at a 5/8" iron rode with yellow plastic cap stamped "Jim Udell PLS 1366" marking the southeast corner of Lot 21 in Sanitam River Place Subdivision; thence South 89°07'30" East 34.11 feet; thence North 5°25'15" East 814.82 feet to a point; thence North 84°34'45" West 34.00 feet to a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366"; thence South 5°25'15" West 817.52 feet to the Point of Beginning. See attached Exhibit "A".

The City of Lebanon hereby reconveys and releases the right of way described above, it being the intention of the parties to terminate, release, and relinquish all the right, title, and interest of the City in the above-described right of way.

IN WITNESS THEREOF, The City of Lebanon has executed this release this 14th day of December, 2005.

CITY OF LEBANON, OREGON

By: Scott Simpson
Kenneth I. Toombs, Mayor []
Scott S. Simpson, Council President [x]

By: John Hitt
John Hitt, Recorder

STATE OF OREGON)
) ss.
COUNTY OF LINN)

Before me, on the 14th day of December, 2005, personally appeared the above-named Scott Simpson and John Hitt, who each being duly sworn did say that the former is the Council President and the latter is the Recorder for the City of Lebanon, a Municipal Corporation, and that the seal affixed to the foregoing instrument was signed and sealed on behalf of said corporation, and each of them acknowledged said instrument to be its voluntary act and deed.


Linda G Kaser
NOTARY PUBLIC FOR OREGON
My Commission Expires: 8/26/09




AFTER RECORDING RETURN TO:
City of Lebanon
Public Works Dept.
925 Main Street
Lebanon, OR 97355

PETITION TO VACATE
A PORTION OF
MOUNTAIN RIVER DRIVE
LEBANON, OREGON

We the undersigned are the land owners adjacent to that portion of Mountain River Drive which is proposed to be vacated. We hereby petition the City of Lebanon to perform the vacation of the street right-of-way as represented in the attached application.

By: 
Rich Brandvold, member of Mountain River V, LLC
owner of tax lots 1005 and 1006 of assessor's map 12-2W-14D


9/27/05
Date

By: 
Rich Brandvold, member of Mountain River IV, LLC
owner of tax lot 904 of assessor's map 12-2W-14D

9/27/05
Date

CONSENT TO VACATE
A PORTION OF
MOUNTAIN RIVER DRIVE
LEBANON, OREGON

We the undersigned are the land owners within the consent area of that portion of Mountain River Drive which is proposed to be vacated. We hereby consent to the City of Lebanon to perform the vacation of the street right-of-way as represented in the attached application.

By: 

Rich Brandvold, member of Mountain River V, LLC
owner of tax lots 901, 903, and 1201 of assessor's map 12-2W-14D

10-31-05
Date

COPY

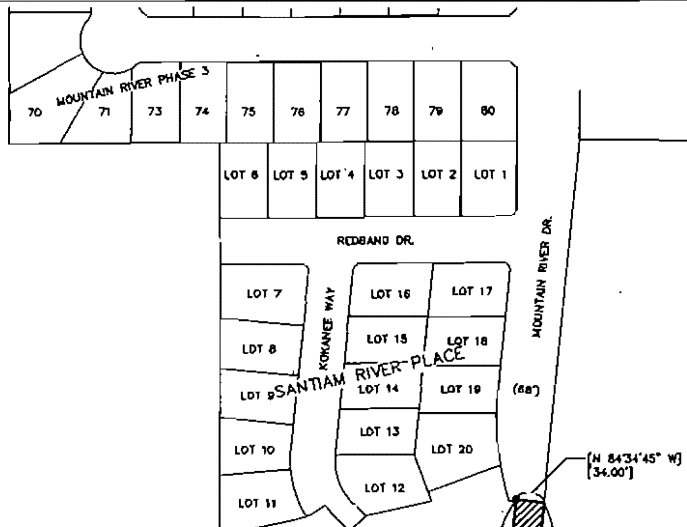
STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON

SEPTEMBER 28, 2005



0' 100' 200'



LEGEND

- RECORD MONUMENT 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366".
- FD FOUND COUNTY SURVEY
- C.S. COUNTY SURVEY
- { } DATA OF RECORD AS NOTED
- [] CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- I.R. IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET, THENCE NORTH 52°5'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"; THENCE SOUTH 52°5'15" WEST 817.82 FEET TO THE POINT OF BEGINNING.

PLEASE SIGN HERE:

Robert F. ... do not oppose the proposed
(Property owner's signature)
vacation as illustrated on this drawing.

Date 11-2-05

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta

OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

OWNER 8072 SUROR 1366
JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

SHEET 1 OF 1

MTNRVACATION.DWG

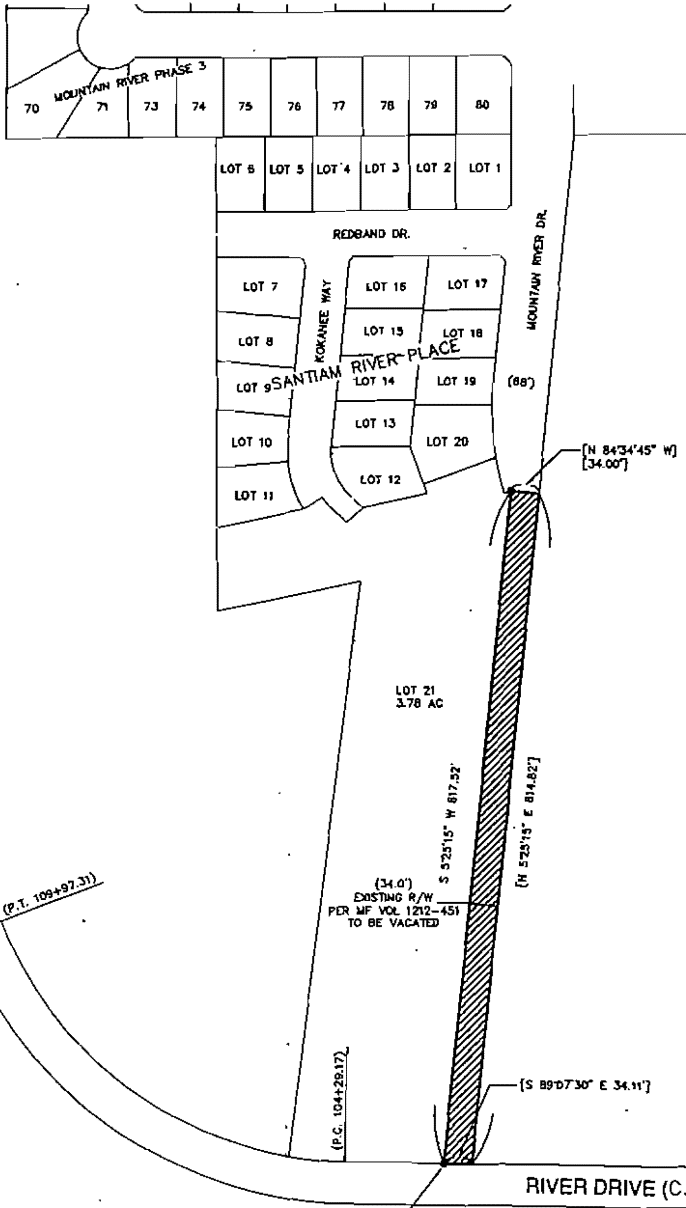
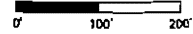
POINT OF BEGINNING
VACATION LEGAL DESCRIPTION
SOUTHEAST CORNER LOT 21 OF
SANTIAM RIVER PLACE SUBDIVISION

TAX LOT: 202

COPY

STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON
SEPTEMBER 28, 2005



LEGEND

- RECORD MONUMENT 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"
- FD FOUND
- C.S. COUNTY SURVEY
- () DATA OF RECORD AS NOTED
- { } CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- I.R. IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET; THENCE NORTH 52°5'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"; THENCE SOUTH 52°5'15" WEST 817.52 FEET TO THE POINT OF BEGINNING.

PLEASE SIGN HERE:

I, Kenneth A. Cole do not oppose the proposed vacation as illustrated on this drawing.
(Property owner's signature)

Date 10-31-05

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta

OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

OWNER
8072

SURVEYOR
13000

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

POINT OF BEGINNING
VACATION LEGAL DESCRIPTION
SOUTHEAST CORNER LOT 21 OF
SANTIAM RIVER PLACE SUBDIVISION

SHEET 1 OF 1

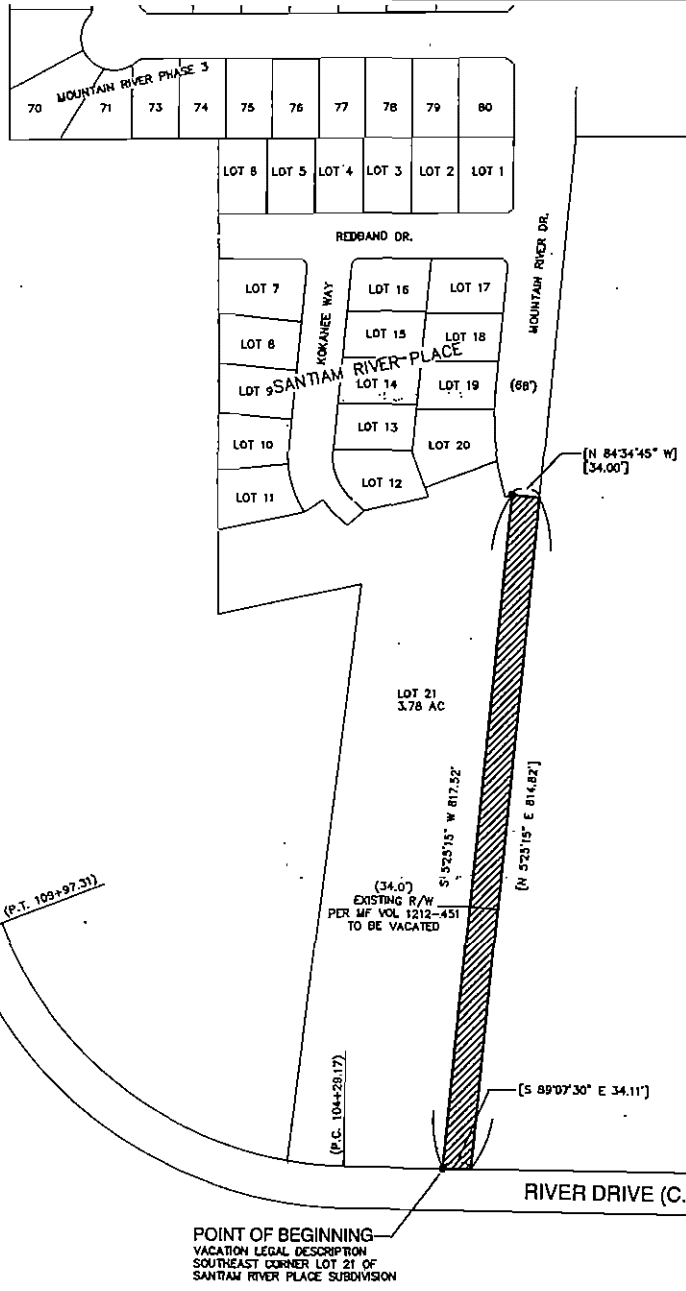
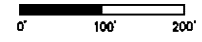
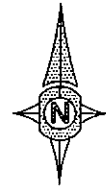
MTRRVRVACATION.DWG

Taxlot: 1001

COPY

STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON
SEPTEMBER 28, 2005



LEGEND

- RECORD MONUMENT 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JM UDELL PLS 1366".
- FD FOUND
- C.S. COUNTY SURVEY
- { } DATA OF RECORD AS NOTED
- [] CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- I.R. IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET; THENCE NORTH 5°25'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JM UDELL PLS 1366"; THENCE SOUTH 5°25'15" WEST 817.52 FEET TO THE POINT OF BEGINNING.

PLEASE SIGN HERE:

I Gene Rhoads do not oppose the proposed vacation as illustrated on this drawing.
(Property owner's signature)

Date 10-31-05

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta
OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

DRAWN 8072 SURVEYOR 1366
JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

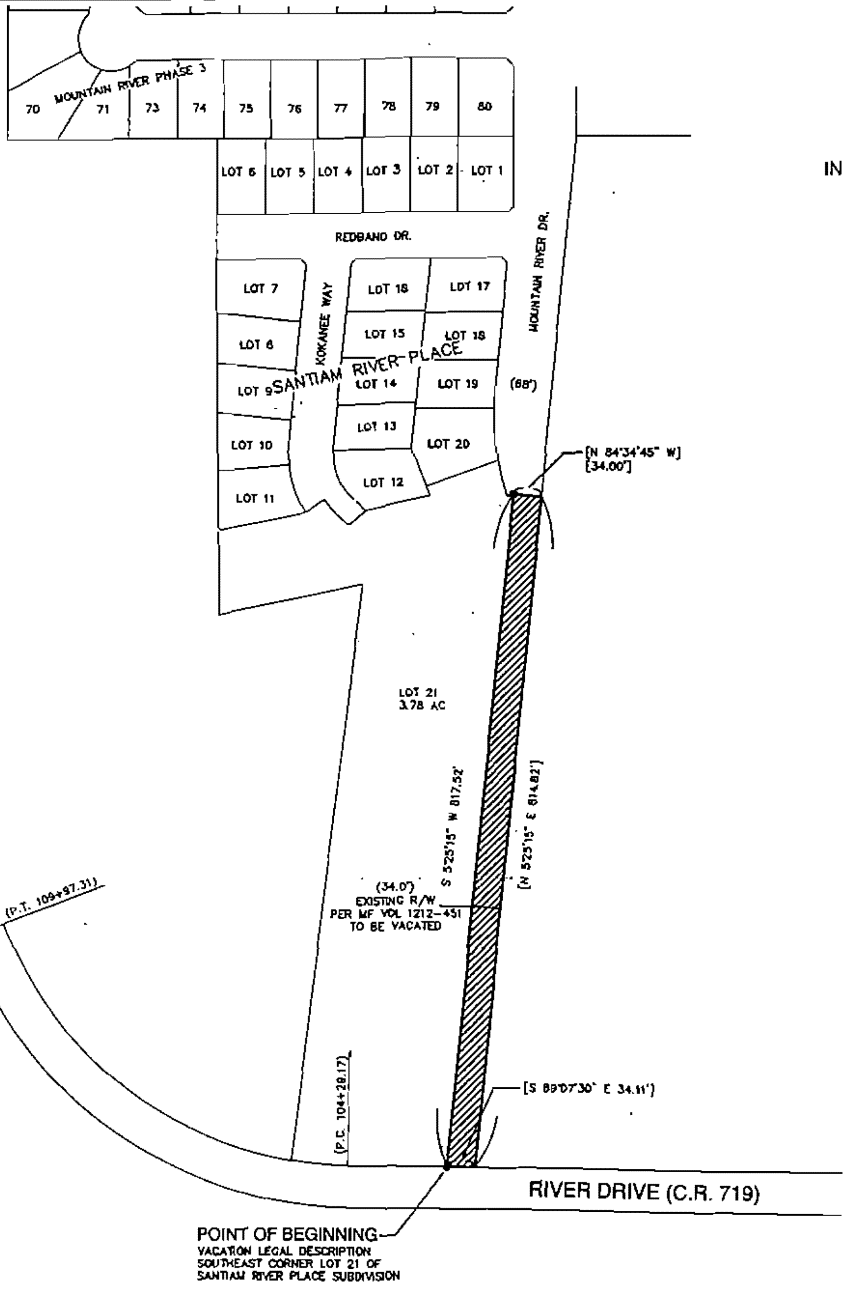
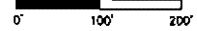
POINT OF BEGINNING
VACATION LEGAL DESCRIPTION
SOUTHEAST CORNER LOT 21 OF
SANTIAM RIVER PLACE SUBDIVISION

Tax lot: 111

COPY

STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON
SEPTEMBER 28, 2005



LEGEND

- RECORD MONUMENT 5/8" IRDN ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366".
- FD FOUND
- C.S. COUNTY SURVEY
- { } DATA OF RECORD AS NOTED
- [] CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- I.R. IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET; THENCE NORTH 5°25'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"; THENCE SOUTH 5°25'15" WEST 817.52 FEET TO THE POINT OF BEGINNING.

PLEASE SIGN HERE:

James F. UdeLL
(Property owner's signature) do not oppose the proposed vacation as illustrated on this drawing.

Date 10-31-05

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta

OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

OWNER 8072 SURVOR 1366

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

Tax lot: 900

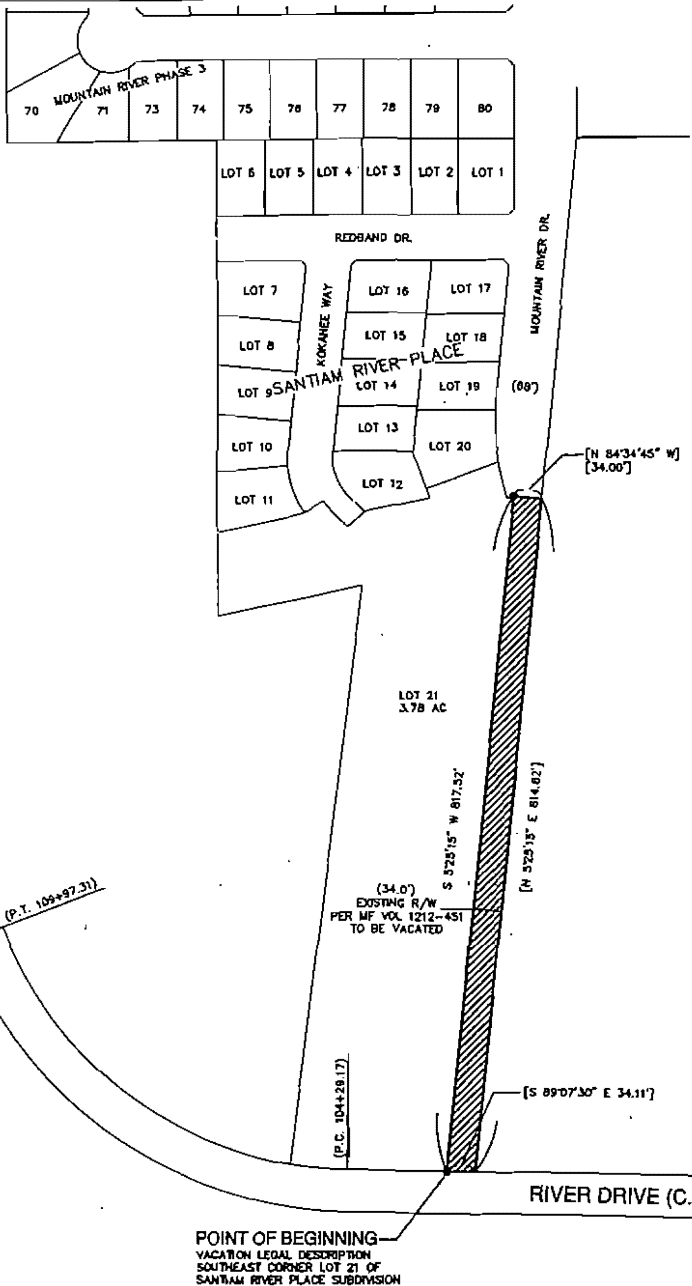
STREET VACATION A PORTION OF MOUNTAIN RIVER DRIVE

IN THE S.E. 1/4 SEC. 14, T. 12 S., R. 2 W., W.M.
CITY OF LEBANON, LINN COUNTY, OREGON

SEPTEMBER 28, 2005



0' 100' 200'



LEGEND

- RECORD MONUMENT 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366".
- FD FOUND COUNTY SURVEY
- C.S. DATA OF RECORD AS NOTED
- { } CALCULATED DATA PER FIELD MEASUREMENTS OR RECORD DATA
- [] IRON ROD
- I.P. IRON PIPE
- P.P. PARTITION PLAT
- R/W RIGHT-OF-WAY
- X- FENCE

VACATION LEGAL DESCRIPTION:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366" MARKING THE SOUTHEAST CORNER OF LOT 21 IN SANTIAM RIVER PLACE SUBDIVISION IN THE SE 1/4 OF SECTION 14 IN TOWNSHIP 12 SOUTH OF RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF LEBANON, LINN COUNTY, OREGON; THENCE SOUTH 89°07'30" EAST 34.11 FEET; THENCE NORTH 52°5'15" EAST 814.82 FEET TO A POINT; THENCE NORTH 84°34'45" WEST 34.00 FEET TO A 5/8" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "JIM UDELL PLS 1366"; THENCE SOUTH 52°5'15" WEST 817.52 FEET TO THE POINT OF BEGINNING.

PLEASE SIGN HERE:

[Signature]
(Property owner's signature), do not oppose the proposed vacation as illustrated on this drawing.

Date 10/21/05

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Brian Vandetta

OREGON
JULY 13, 1999
BRIAN S. VANDETTA
51041-LS

Exp. 6-30-06

DIGEST 8072 SURVEY 1366

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366

SHEET 1 OF 1

WTRFRYVACATION.DWG

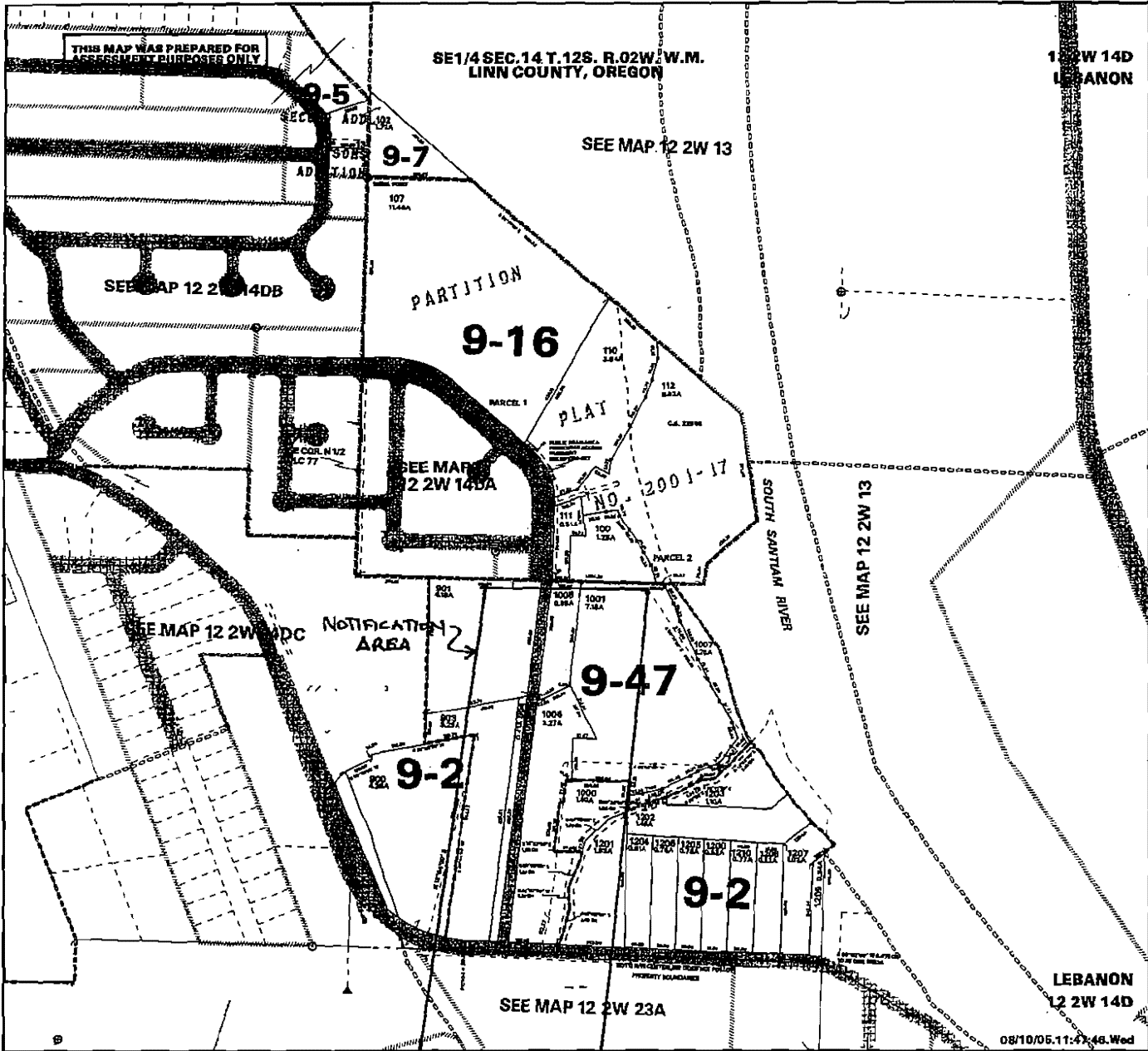
COPY

Tax lot: 114, 113, 100

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY

SE1/4 SEC. 14 T. 12S. R. 02W. W.M.
LINN COUNTY, OREGON

12 2W 14D
LEBANON



SEE MAP 12 2W 14DB

SEE MAP 12 2W 13

PARTITION

9-16

PLAY

SEE MAP 12 2W 14DA

NO. 12001-17

SOUTH SANTIAM RIVER

SEE MAP 12 2W 13

SEE MAP 12 2W 14DC

NOTIFICATION AREA

9-47

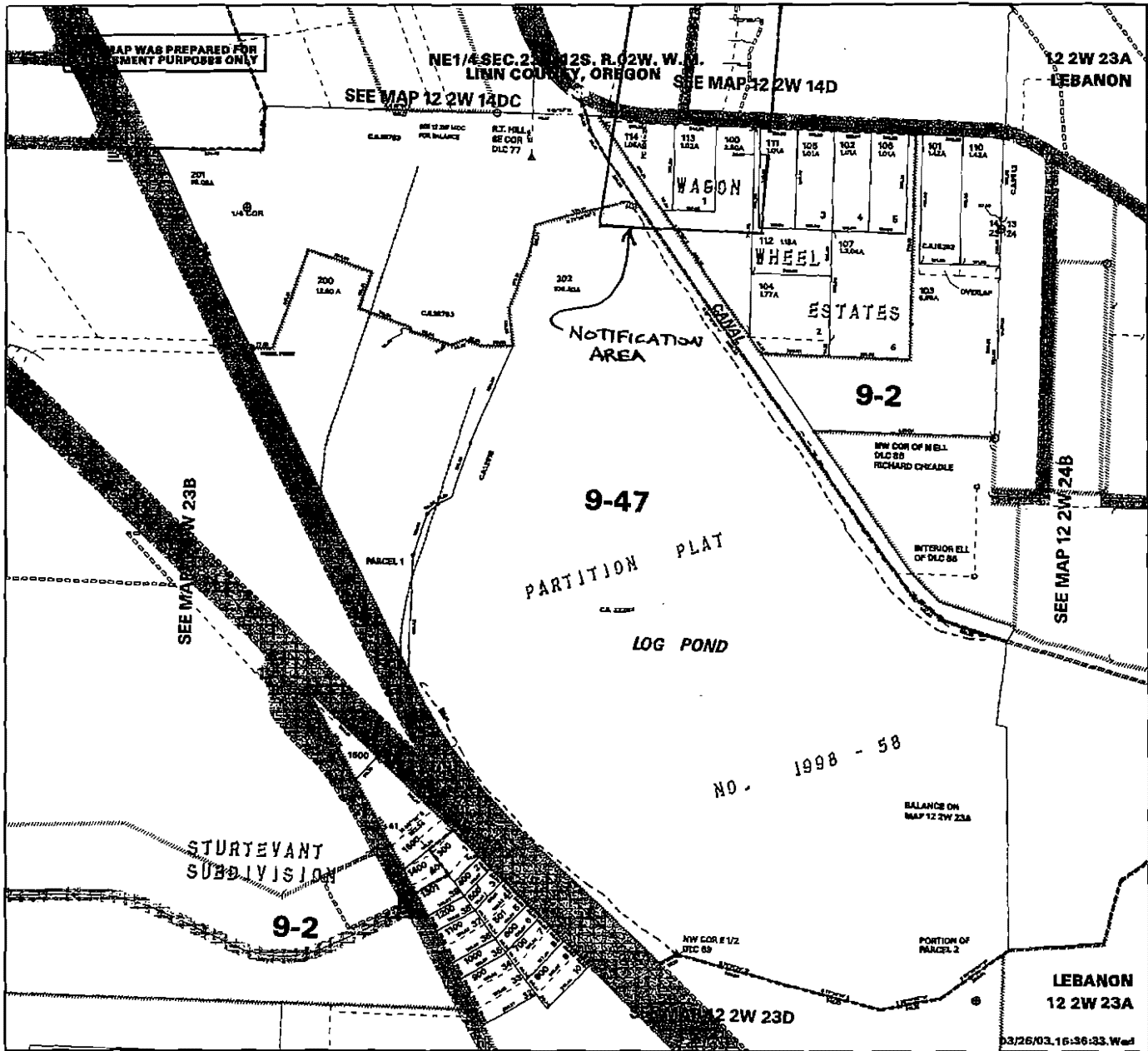
9-2

9-2

SEE MAP 12 2W 23A

LEBANON
12 2W 14D

08/10/05 11:47:46 Wed



**NOTICE OF PUBLIC HEARING
LEBANON CITY COUNCIL**

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Lebanon City Council on Wednesday December 14, 2005 at 7:00 P.M. in the Santiam Travel Station meeting room located at, 750 3rd St, to afford interested persons and the general public an opportunity to be heard and give testimony concerning the following matter:

1. Street Vacation of a portion of Mountain River Drive

An area of land in the southeast $\frac{1}{4}$ of Section 14, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon describe as follows:
Beginning at a 5/8" iron rode with yellow plastic cap stamped "Jim Udell PLS 1366" marking the southeast corner of Lot 21 in Sanitam River Place Subdivision; thence South 89°07'30" East 34.11 feet; thence North 5°25'15" East 814.82 feet to a point; thence North 84°34'45" West 34.00 feet to a 5/8" iron rod with yellow plastic cap stamped "Jim Udell PLS 1366"; thence South 5°25'15" West 817.52 feet to the Point of Beginning.

Location of the street vacation is the south end of Mt. River Dr.

The petition was submitted September 27, 2005 by Rich Brandvold.

Objections or remonstrances may be filed with the City Administrator's office at or before 5:00PM on the date of the hearing.

If you have question or need further information regarding this hearing, please contact Shana Marquez, Engineering Technician II, at the Community Development Center, 853 Main St (telephone 258-4265).

Upon request, the City will provide an interpreter for hearing impaired persons. To request an interpreter, contact City Administrator's office at 258-4902 no less than 48 hours prior to the public hearing.



**CITY OF LEBANON
PUBLIC WORKS DEPARTMENT**

853 Main Street
Lebanon, OR 97355-3200
Telephone: (541) 258-4923
Fax: (541) 258-4955

APPLICATION FOR VACATION OF PUBLIC LAND

Name: RICH BRANDVOLD Phone: 541-259-4177

Address: 910 WEST "D" STREET
(mailing)

City: LEBANON State: OR Zip: 97355

Public Land Proposed for Vacation: MOUNTAIN RIVER DRIVE
(name of street or location)

Submittals Required for Application:

- 1. Petition for adjoining property owners.
- 2. Legal description of area to be vacated.
- 3. Vacation Fee of \$750 (Easement)
\$1200 (Street/Alley)

This application STARTS the vacation process required by ORS 271. The final decision as to whether or not to vacate will be made by the Lebanon City Council, after providing Public Notice and conducting a Public Hearing.

Because of the notice and advertising requirements in ORS 271, allow for a minimum of two months from application to recording of the vacation.

[Signature]
Signature of Applicant

9/27/05
Date

[Signature]
Signature of Engineering/Planning Department

11/03/05
Date

For Office Use Only

Date Received: 9/27/05 Received By: BILL READ
Fee Amount: \$ 1200.00 Receipt No.: 101351 Check No.: 0354



CITY OF LEBANON
MEMORANDUM

TO: Malcolm Bowie
City Engineer
FROM: Ed Patton *E.P.*
Senior Engineer
CC: File

DATE: 12/07/05

SUBJECT: Right of Way Vacation - Mt. River Dr.

Attached is the ordinance, map, right of way vacation form, public consents with notification maps, the published notice and application for vacation (petition) for use during the public hearing scheduled for the City Council meeting on December 14, 2005.

The vacation involves the right of way along Mt. River Drive from River Road north approximately 815 feet. New right of way provided during the Sanitam River Place Phase 2 & 3 project will relocate Mt. River Drive east of its existing location. The purpose of this new street alignment was to allow for a safe sight distance for East bound traffic on River Dr.

After engineering evaluation and to support Planning Commission approval of case no. S-04-05, we recommend proceeding with the vacation.