

Record note: Resolution 2009-080 changed to Ordinance 2009-014.



RESOLUTION 2009-080

A RESOLUTION FOR VACATION OF CITY OWNED RIGHT-OF-WAY LOCATED MID-BLOCK BETWEEN SW WILLAMETTE STREET AND SW RAILROAD STREET AND BETWEEN SW PINE STREET AND SW WASHINGTON STREET

WHEREAS, the City as petitioner is requesting vacation of City owned right-of-way as part of a downtown improvement project, said right-of-way described in Deed Book 147, Page 79, recorded May 9, 1931, Washington County Deed Records, and is located mid-block between SW Willamette Street and SW Railroad Street and between SW Pine Street and SW Washington Street, being more particularly described and shown on the attached Exhibit "A" (legal description) and Exhibit "B" (survey map); and

WHEREAS, the City has posted notices of the vacation request at four public locations and at two locations on the vacation site, mailed notification to property owners within 500 feet of the vacation site, and published the notice in local newspaper on two separate dates (October 15th and October 22nd, 2009, all in accordance with ORS 271.110 et seq.; and

WHEREAS, the vacated right-of-way area will revert back to the original property from which it was dedicated; and

WHEREAS, the only property affected by this action is owned by the City; and

WHEREAS, the vacation of the right-of-way will not negatively impact any other adjacent property values.

NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1: Staff has confirmed that the affected property is free of all City liens and no taxes are owed on the affected property as required by ORS 271.130(3).

Section 2: After full and due consideration of the application, the City Staff Report, the City Council adopts Resolution 2009-080 for vacation of City owned right-of-way located between SW Pine Street and SW Washington Street, and SW Willamette Street and SW Railroad Street, as shown on the attached Exhibit "A" (legal description) and Exhibit "B" (survey map).

Section 3: This Resolution shall be in effect upon its approval and adoption.

Duly passed by the City Council this 3rd day of November 2009.

Keith S. Mays, Mayor

ATTEST:

Sylvia Murphy, City Recorder