

City of Sherwood, Oregon

Ordinance No. 96-1017

AN ORDINANCE CONCERNING THE VACATION OF A PORTION OF WEST VILLA ROAD, IN THE CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, a portion of West Villa Road is a dedicated public right-of-way giving the public rights over the land for street and utility improvements; and

WHEREAS, the purpose of this vacation is to vacate a portion of West Villa Road that is no longer needed for public use and because alternate access has been created; and

WHEREAS, concerns raised by residents adjacent to West Villa Road in regard to access to their properties and provisions for a turnaround when West Villa Road becomes a dead-end street, have been addressed by the City, and other issues raised by residents adjacent to West Villa Road have been determined by the Council to not be relevant to the appropriateness of the vacation; and

WHEREAS, all affected service providers, including utility companies and emergency services, have reviewed this vacation proposal and either have no objections or have recommended specific conditions of approval which have been incorporated into this ordinance; and

WHEREAS, the Council having considered the request on August 27, 1996 and September 24, 1996, finds that it is in the public interest to approve the request to vacate that portion of West Villa Road because the public interest will not be prejudiced by this vacation as provided by ORS 271.120.

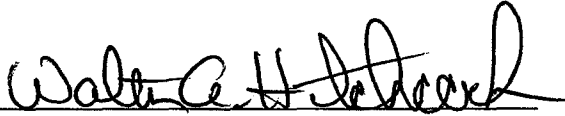
NOW, THEREFORE, THE CITY ORDAINS AS FOLLOWS:

Section 1. Road Vacation. The Sherwood City Council hereby orders the vacation of those certain portions of public street right-of-way, as described on the attached Exhibit A-1 dated October 22, 1996, (map and legal description of areas to be vacated) and by this reference made part hereof.

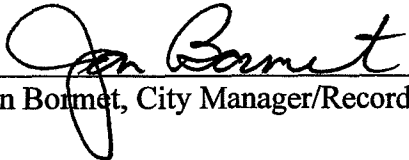
Section 2. Date. This ordinance shall become effective thirty (30) days after passage and approval.

Duly passed by the City Council this 22nd day of October, 1996.

Approved by the Mayor this 22nd day of October, 1996.


Walter A. Hitchcock, Mayor

Attest:


Jon Bonnet, City Manager/Recorder

	AYE	NAY
Aamold	<u>P</u>	___
Boyle	<u>X</u>	___
Cottle	<u>X</u>	___
Hitchcock	<u>X</u>	___
Kennedy	<u>X</u>	___

Being a portion of Partition Plat 1994-053, located in the N.W. 1/4 Section 32, Township 2 South, Range 1 West, Willamette Meridian, in the City of Sherwood, Washington County, Oregon and more particularly described as follows:

Commencing at the Initial Point of said Partition Plat being a 3-1/4" aluminum disk at the 1/4 corner between Sections 31 and 32 of said Township and Range, thence along said section line N 00°46'22" W 401.86 feet to the northwest corner of said Partition Plat, said point being N 87° 52'59" E 1.28 feet from a 3/4 iron pipe;

thence leaving said section line along the north line of said Partition Plat N 87° 52'59" E 480.91 feet to the Point of Beginning of this description, thence continuing along said north line 87° 52'59" E 245.85 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc.";

thence continuing along said north line S 02° 07'01" E 6.00 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc.";

thence continuing along said north line N 87° 52'59" E 92.45 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc.";

thence continuing along said north line N 47° 01'59" E 17.65 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc.";

thence continuing along said north line N 88° 44'46" E 81.31 feet to a 3/4" iron pipe in the west right-of-way line of the Southern Pacific Railroad, being 30 feet from centerline;

thence along said right-of-way line S 47° 14'54" W 37.34 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc." at the northeast corner of Parcel 1 of said Partition Plat;

thence leaving said Southern Pacific Railroad right-of-way line along the north line of Parcels 1 and 3 of said Partition Plat S 87° 52'59" W 404.60 feet to a 5/8" iron rod with yellow plastic cap marked "G&L Land Surveying, Inc." at the northwest corner of Parcel 3 of said partition plat; thence leaving said parcel line N 02° 07' 01" W 20.00 feet to the Point of Beginning.

Containing 0.19 acres, more or less.

INITIAL POINT
FND. 3 1/4" ALUMINUM DISK
MARKED 1/4 CORNER BETWEEN
SECTIONS 31 & 32 251 1988
WASH. CO. SURVEYOR
PER U.S.B.T. BK. 5 PG. 48

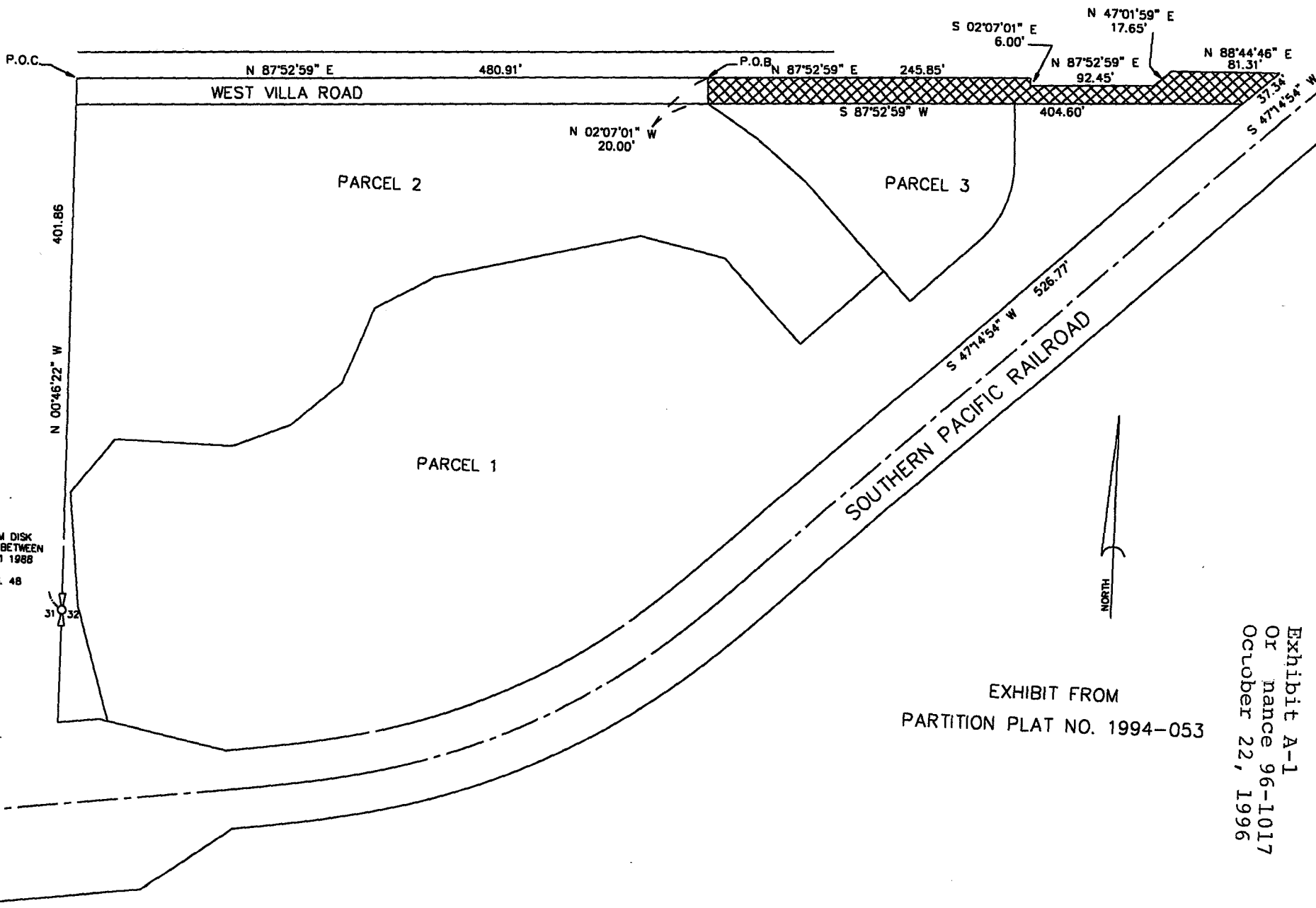


EXHIBIT FROM
PARTITION PLAT NO. 1994-053

Exhibit A-1
Or nance 96-1017
October 22, 1996