



Home of the Tualatin River National Wildlife Refuge

## ORDINANCE 2021-007

### VACATING CITY RIGHT-OF-WAY LOCATED ALONG THE EAST SIDE OF SW PARK ROW AVENUE AND SOUTH TO SW WILLAMETTE STREET

**WHEREAS**, the City received a citizen sponsored petition to vacate City right-of-way, said right-of-way described in Deed Book 5, Page 20, recorded February 13, 1912, Washington County Deed Records, and located along the east side of SW Park Row Avenue up to SW Willamette Street, being more particularly described and shown on the attached Exhibit A (Survey Map) and Exhibit B (Legal Description); and

**WHEREAS**, the City posted notices of the vacation request and hearing 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 a local newspaper on two separate dates, June 17 and June 24, 2021, all in accordance with ORS 271.110 et seq.; and

**WHEREAS**, the petition for vacation included the written consent of the owners of all abutting property and of not less than two-thirds in area of the real property affected thereby, as defined in ORS 271.080; and

**WHEREAS**, title to the vacated right-of-way area will be attached to the adjacent property (2S132B004400) owned by Erik and Sarah Olsen per ORS 271.140; and

**WHEREAS**, the right-of-way sought to be vacated is not needed for any present or future purpose and the vacation of the right-of-way will not negatively impact any other adjacent property values; and

**WHEREAS**, the City Recorder has certified that the affected property is free of all City liens and no taxes are owed on the affected property; and

**WHEREAS**, a public hearing on this matter was held on July 20, 2021.

### NOW, THEREFORE, THE CITY OF SHERWOOD ORDAINS AS FOLLOWS:

**Section 1:** After full and due consideration of the application, the City Staff Report, and all public testimony received, the City Council finds that the consent of the owners of the requisite area has been obtained, notice has been duly given, and the public interest will not be prejudiced by the proposed vacation.

**Section 2:** The City Council hereby vacates the City right-of-way located along SW Park Row Avenue south to SW Willamette Street, as shown on the attached Exhibit A (Survey Map) and Exhibit B (Legal Description).

**Section 3:** This ordinance shall become effective the 30th day after its enactment by the City Council and approved by the Mayor.

**Duly passed by the City Council this 3<sup>rd</sup> day of August, 2021.**

  
\_\_\_\_\_  
Keith Mays, Mayor

8/3/21  
\_\_\_\_\_  
Date

Attest:

  
\_\_\_\_\_  
Sylvia Murphy, MMC, City Recorder

	<u>AYE</u>	<u>NAY</u>
Scott	<input checked="" type="checkbox"/>	_____
Griffin	<input checked="" type="checkbox"/>	_____
Brouse	<input checked="" type="checkbox"/>	_____
Young	<input checked="" type="checkbox"/>	_____
Garland	<input checked="" type="checkbox"/>	_____
Rosener	<input checked="" type="checkbox"/>	_____
Mays	<input checked="" type="checkbox"/>	_____

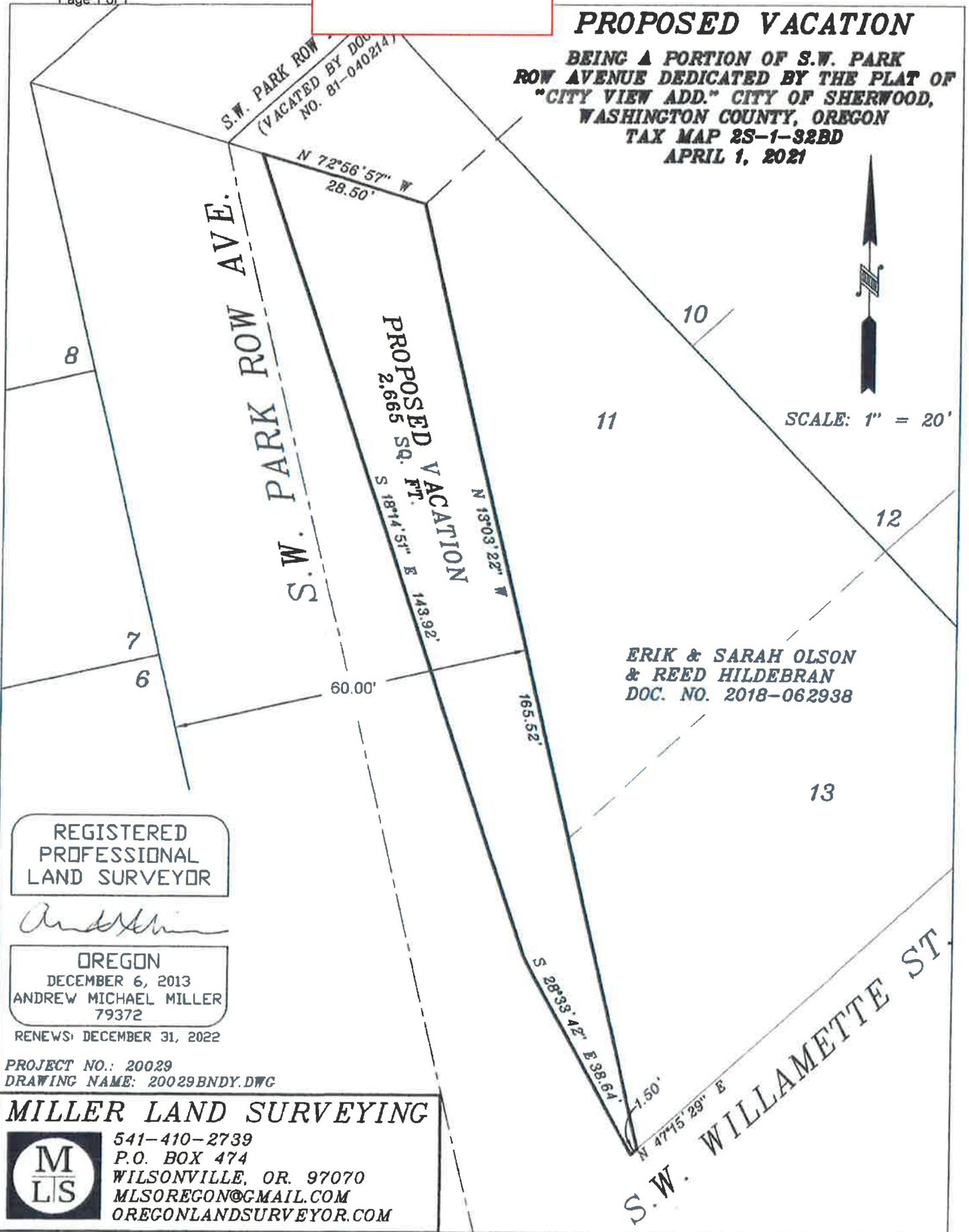
**EXHIBIT A**

**PROPOSED VACATION**

BEING A PORTION OF S.W. PARK  
ROW AVENUE DEDICATED BY THE PLAT OF  
"CITY VIEW ADD." CITY OF SHERWOOD,  
WASHINGTON COUNTY, OREGON  
TAX MAP 25-1-32BD  
APRIL 1, 2021



SCALE: 1" = 20'



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Andrew Miller*

OREGON  
DECEMBER 6, 2013  
ANDREW MICHAEL MILLER  
79372  
RENEWS: DECEMBER 31, 2022

PROJECT NO.: 20029  
DRAWING NAME: 20029BNDY.DWG

**MILLER LAND SURVEYING**



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OREGONLANDSURVEYOR.COM

S.W. WILLAMETTE ST.

**EXHIBIT B**

**DATE:** 4/1/2021

**LOCATION:** 15845 SW Willamette St., Sherwood, OR. 97140

Proposed Vacation Description

**FOR USE ON LEGAL INSTRUMENT**

**EXHIBIT "A"**

**PROPOSED VACATION OF S.W. PARK ROW AVENUE**

A tract of land lying within the right-of-way of S.W. Park Row Avenue and adjoining Lot 11 and Lot 13, plat of CITY VIEW ADDITION, City of Sherwood, Washington County, Oregon, being more particularly described as follows:

**BEGINNING** at the South corner of said Lot 13, CITY VIEW ADDITION; thence along the West line of said Lot 13 and continuing along the West line of said Lot 11, North 13°03'22" West a distance of 165.52 feet to the Northwest corner of said Lot 11; thence along the Southwest line of vacated Park Row Avenue right-of-way described in Document No. 81-040214, Washington County deed records, North 72°56'57" West a distance of 28.50 feet; thence leaving said vacated right-of-way line, South 18°14'51" West a distance of 143.92 feet; thence South 28°33'42" East a distance of 38.64 feet to a Southwest extension of the Southeast line of said Lot 13; thence along said Southwest extension, North 47°15'29" East a distance of 1.50 feet to the **POINT OF BEGINNING**.

Containing 2665 square feet.

**REGISTERED  
PROFESSIONAL  
LAND SURVEYOR**

*Andrew Michael Miller*

**OREGON  
DECEMBER 6, 2013  
ANDREW MICHAEL MILLER  
79372**

EXPIRES: 12/31/2022

Miller Land Surveying, LLC \* P.O. Box 474, Wilsonville, OR. 97070