

ORDINANCE BILL NO. 2 FOR 2007

ORDINANCE NO. 1190

AN ORDINANCE REPEALING ORDINANCE NO. 1186 AND VACATING THE PUBLIC RIGHT-OF-WAY IDENTIFIED AS A PORTION OF QUINCE STREET, BETWEEN 52ND AND 53RD AVENUES, ABUTTED BY THE PROPERTIES TO THE NORTH ON ASSESSOR'S MAP 13S-1E-27AC TAX LOTS 1400 AND 3900 AND ABUTTED TO THE SOUTH ON ASSESSOR'S MAP 13S-1E-27AC TAX LOTS 3200, 3300, 3500, AND 3900, ALL WITHIN THE CITY OF SWEET HOME AND DECLARING AN EMERGENCY.

WHEREAS, the City Council has initiated the vacation proceedings on its own motion on August 22, 2006, and has had notice provided, as required by ORS Chapter 271; and,

WHEREAS, the Planning Commission was given an opportunity to enter testimony and at their October 2, 2006, meeting, the Commission recommended Vacation of said right-of-way; and,

WHEREAS, testimony has been received to said proposed vacation, considered and addressed; and,

WHEREAS, no substantial effect to the market value of the properties has been identified;

WHEREAS, Sweet Home Ordinance No. 1186 had an error in the description which was identified and subsequently corrected with the wording described in this Ordinance and it is necessary to place the corrected Ordinance on the record as soon as possible for public reliance on same;

NOW, THEREFORE, THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:

Section 1. That the public right-of-way in the City of Sweet Home, County of Linn, State of Oregon, is vacated as depicted on map titled Attachment "A" and described as follows:

Southerly 10 foot area to be Vacated:

Beginning at a point that is the intersection point of the Easterly R.O.W. line of 52nd Avenue and the Southerly R.O.W. line of Quince Street that is North 0°39'39" West, 255.00 feet and North 89°34'00" East, 40.00 feet from the Northeast Corner of Parcel 1 of Partition Plat 1999-42, Linn County, Oregon; running thence Easterly along the Southerly R.O.W. line of Quince Street to the intersection point of said Southerly R.O.W. line of Quince Street and the Westerly R.O.W. line of 53rd Avenue; thence Northerly along the said Westerly R.O.W. line of 53rd Avenue 10.00 feet; thence Westerly parallel with and 10.00 feet North of the Southerly R.O.W. line of Quince Street to a point that is North 0°39'39" West, 10.00 feet of the point of beginning; thence South 0°39'39" East, 10.00 feet to the point of beginning.

Northerly 10 foot area to be Vacated:

Beginning at a point on the Westerly R.O.W. line of 52nd Avenue that is North 0°39'39" West, 315.00 feet and South 0°39'39" East, 10 feet from the Northeast Corner of Parcel 1 of Partition Plat 1999-42, Linn County, Oregon; running thence Easterly parallel with and 10.00 feet South of the North R.O.W. line of Quince Street to a point on the Westerly R.O.W. line of 53rd Avenue; thence Northerly along said Westerly R.O.W. line 10.00 feet to the intersection point of the North R.O.W. line of Quince Street and the Westerly R.O.W. line of 53rd Avenue; thence Westerly along the North R.O.W. line of Quince Street 253.00 feet to a point on the westerly R.O.W. line 52nd Avenue that is North 0°39'39" West 10.00 feet from the point of beginning; thence South 0°39'39" East, 10.00 feet to the point of beginning.

Section 2. The City Recorder shall file with the County Clerk a certified copy of this ordinance, with copies also filed with the County Assessor and County Surveyor, as required by ORS Chapter 271.

Section 3. This Ordinance repeals Sweet Home Ordinance 1186 and corrects the description of land therein.

Section 4. Emergency Clause. It is hereby adjudged and declared that existing conditions are such that it is expedient and necessary for this Ordinance to go into effect, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage and approval of the Mayor.

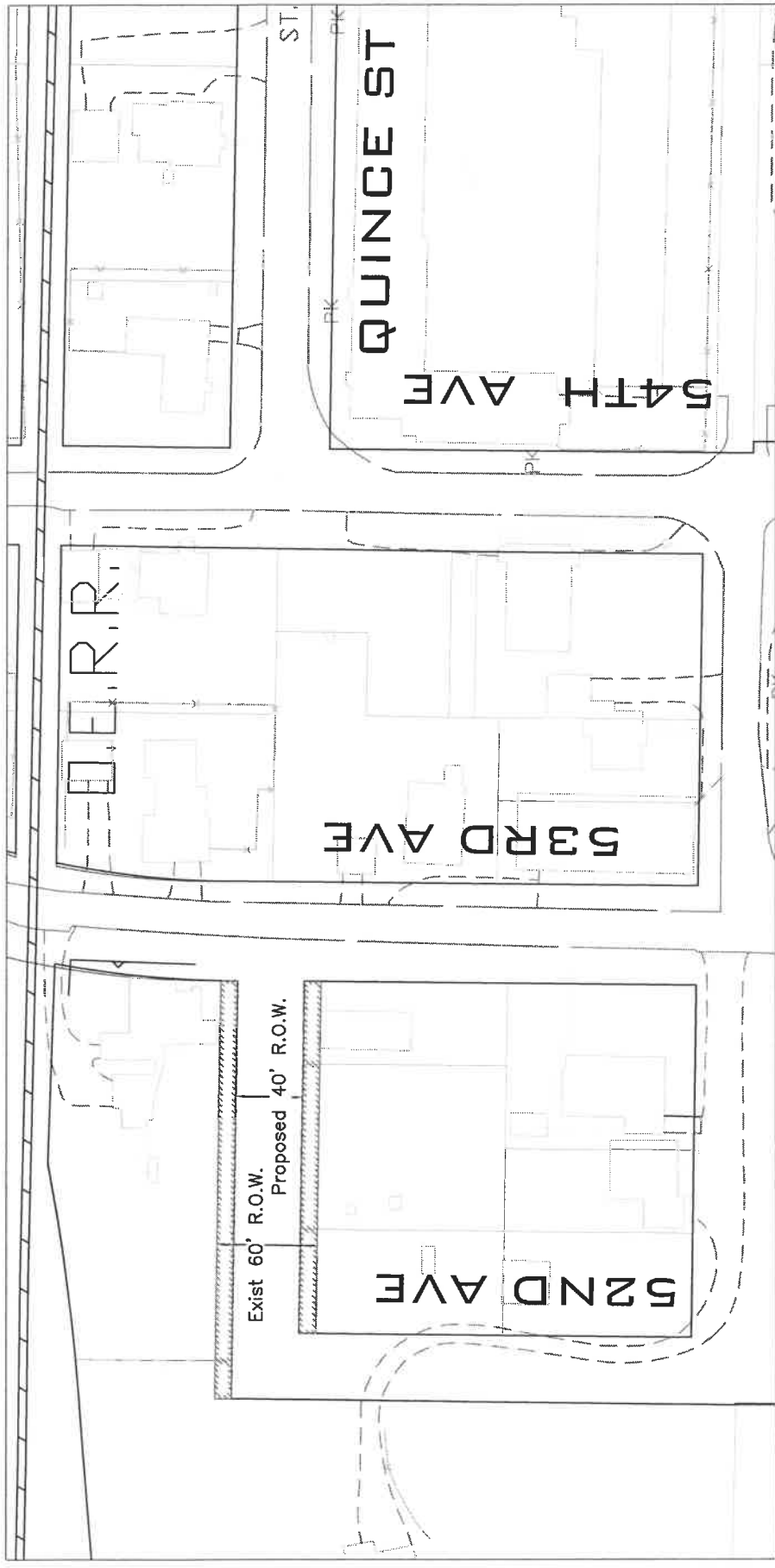
PASSED by the City Council and approved by the Mayor this 8th day of May, 2007.


Mayor

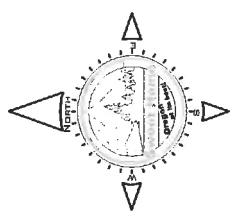
ATTEST:


City Manager - Ex Officio City Recorder

ZONE	DESCRIPTION	DATE	APPROVED
LTR			



Vicinity Map



CITY OF SWEET HOME PUBLIC WORKS ENGINEERING 1730 9th AVENUE, 97386 TEL: 541-367-6977 FAX: 541-367-6440		PROJECT City of Sweet Home
CITY DWG NO. SHPW2312	FILE 1	TITLE Exhibit A Proposed Quince St R.O.W. Vacation
DRAWER 3	SCALE 1"=100'	SIZE A
DWG. FILE NO.		RELEASE DATE 10-05-2006
SHEET 1 of 1		

NTS