

ORDINANCE BILL NO. 4 FOR 2012

ORDINANCE NO. 1231

AN ORDINANCE VACATING A PORTION OF THE PUBLIC RIGHT-OF-WAY IDENTIFIED AS THE SOUTHERLY PORTION OF DOGWOOD FROM 16<sup>th</sup> AVENUE TO 18<sup>th</sup> AVENUE ON ASSESSOR'S MAP 13-1E-31DD, ALL WITHIN THE CITY OF SWEET HOME, OREGON, AND RESERVING A PUBLIC DRAINAGE AND UTILITY EASEMENT.

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

WHEREAS, the Planning Commission was given an opportunity to review the proposed vacation and make a recommendation to the City Council; and,

WHEREAS, no objections have been received to said proposed vacation;

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

WHEREAS, the City Council has determined that no public interests will be prejudiced by the vacation;

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

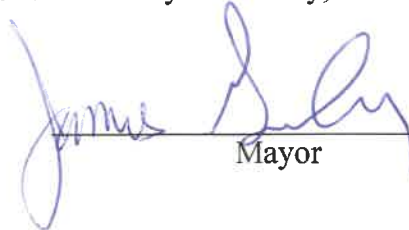
Section 1. That the public right-of-way in the City of Sweet Home, Linn County, Oregon, is vacated as depicted on the map titled *Exhibit "A"* and described as follows:

**Southerly 6' of Dogwood between 16<sup>th</sup> Avenue and 18<sup>th</sup> Avenue as set forth in Exhibits "B through M" attached hereto and by this reference incorporated herein.**

Section 2. The City will retain drainage and utility easements in the vacated property as set forth in separate drainage easements and utility easements to be recorded by the City upon passage of this ordinance.

Section 3. The City Recorder shall file with the County Recorder a certified copy of this ordinance, with copies also filed with the County Assessor and County Surveyor, as required by ORS Chapter 271.

PASSED by the City Council and approved by the Mayor this 8th day of January, 2013.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Manager - Ex Officio City Recorder



Exhibit B

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 08600.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 1 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 43.3 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 1 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 41.7 feet parallel to the south line of Dogwood Street to a point, said point being on the projected east right-of-way line of 16<sup>th</sup> Avenue and North 45°13' East 6.21 feet from the northwest corner of Lot 1 Block 4; thence South 45°13' West 6.21 feet on the projected line of the east right-of-way line of 16<sup>th</sup> Avenue, to the point of beginning.

Containing 254.94 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 254.94 square feet.

Exhibit C

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 08400.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 2 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 2 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 2 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit D

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 08100.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 3 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 3 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 3 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit E

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 08000.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 4 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 4 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 4 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit F

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 07900.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 5 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 5 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 5 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit G

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 07600.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 6 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 6 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 6 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.



Exhibit H

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 07500.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 7 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 7 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 7 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit I

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 07400.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 8 Block 4, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 8 Block 4 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 8 Block 4; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit K

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 06900.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 3 Block 3, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 3 Block 3 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 3 Block 3; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit L

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 06800.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 4 Block 3, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 4 Block 3 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 4 Block 3; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.

Exhibit M

Vacated area of Dogwood Street, Sweet Home, Oregon.

Subject to a Public Utility Easement.

Related to property; Map 13S01W31DD, Lot 06500.

A portion of land located in the Southeast corner of the Southeast quarter of Section 31, Township 13 South, Range 1 West, Willamette Meridian, City of Sweet Home, Linn County, Oregon, more particularly described as follows:

Beginning at a point on the northwest corner of Lot 5 Block 3, of the Keeney and Groves Addition, Linn County, Oregon, a subdivision in the City of Sweet Home, Linn County, Oregon, said point also being on the south right-of-way line of Dogwood Street; thence South 59°53' East 60.0 feet along the south line of Dogwood Street to a point, said point being the northeast corner of Lot 5 Block 3 of said subdivision; thence North 30°07' East 6.0 feet to a point; thence North 59°53' West 60.0 feet parallel to the south line of Dogwood Street to a point, said point being North 30°07' East 6.0 feet from the northwest corner of Lot 5 Block 3; thence South 30°07' West 6.0 feet to the point of beginning.

Containing 120.00 square feet.

Subject to an easement over the full extent of the above described area for the operation and maintenance of utilities for the public; including, but not limited to, the City of Sweet Home Public Utilities of water, stormwater, and sanitary sewer; and investor-owned public electric, natural gas and telecommunication utilities.

Containing 120.00 square feet.