

**ORDINANCE NO. 1252**

**AN ORDINANCE VACATING THE UNIMPROVED PORTION OF NE BUCKBOARD LANE IN THE BUCKHORN ACRES SUBDIVISION**

**WHEREAS**, pursuant to the provisions of ORS Chapter 271, on May 28, 2019, the City of Prineville City Council, on its own motion, instructed staff to proceed with the vacation of a portion of unimproved right-of-way dedicated on the Buckhorn Acres Subdivision plat as NE Buckboard Lane, which portion is specifically described on Exhibit A, attached hereto and incorporated herein; and

**WHEREAS**, the property owner of lots 3 and 4 of the Buckhorn Acres Subdivision, adjacent to the proposed vacation, initiated the process with an application for a multifamily development application Cu-2019-103; and

**WHEREAS**, City of Prineville (“City”) staff reviewed the proposal and determined that there is no significant need for this portion of right-of-way for street traffic; however, City water and sewer lines would need to be extended as a condition of development and vacation; and

**WHEREAS**, the City Planning Commission, with no appeals, approved application Cu-2019-103 on May 7, 2019 with a recommendation to vacate this portion of right-of-way on the condition that City water and sewer is extended to City standards with appropriate easements from Black Bear Street north to the improved portion of Buckboard Lane prior to recording; and

**WHEREAS**, individual mailed notice of the proposed vacation meeting ORS 271 criteria was included as part of the development application Cu-2019-103; and

**WHEREAS**, notice was published in the Central Oregonian newspaper once each week for two consecutive weeks prior to a public hearing on June 11, 2019, to consider the vacation and to allow an opportunity for any interested person to appear and present comment.

**NOW, THEREFORE, THE PEOPLE OF THE CITY OF PRINEVILLE DO ORDAIN AS FOLLOWS:**

1. On the condition that City water and sewer lines are extended to City standards with appropriate easements from Black Bear Street north to the improved portion of Buckboard Lane, a portion of unimproved right-of-way described on Exhibit A and shown on Exhibit B, is hereby vacated, with equal portions of property being conveyed to the adjacent land owners.

Presented for the first time at a regular meeting of the City of Prineville City Council held on June 11, 2019, and the City Council finally enacted the foregoing ordinance on this \_\_\_ day of June, 2019.

\_\_\_\_\_  
Stephen P. Uffelman  
Mayor

ATTEST:

\_\_\_\_\_  
Lisa Morgan, City Recorder

**STREET VACATION FOR A PORTION OF NE BUCKBOARD LANE  
LOCATED IN THE SW1/4 SW1/4 OF SECTION 29, T.14S., R.16E., W.M.,  
CITY OF PRINEVILLE, CROOK COUNTY, OREGON.**

**LEGAL DESCRIPTION**

A portion of NE Buckboard Lane located in the Southwest one-quarter Southwest one-quarter (SW1/4 SW1/4) of Section 29, Township 14 South, Range 16 East, W.M., City of Prineville, Crook County, Oregon, more particularly described as follows: Beginning at the Southerly most corner of Lot 4 of the plat of Buckhorn Acres Subdivision as recorded at Instrument No. 2013-257316 on April 3, 2013, Records of Crook County, Oregon; thence North 34°12'01" West along the Easterly line of NE Buckboard Lane as dedicated on said plat of Buckboard Acres Subdivision a distance of 15.00 feet; thence along said Easterly line around a 45.00 feet radius curve right a distance of 63.78 feet, long chord bears North 06°24'18" East, 58.58 feet; thence along said Easterly line around a 230.00 feet radius curve left a distance of 189.03 feet, long chord bears North 23°27'57" East, 183.75 feet; thence North 00°04'43" West along said Easterly line a distance of 210.18 feet; thence along said Easterly line around a 185.00 feet radius curve left a distance of 137.11 feet, long chord bears North 21°18'37" West, 133.99 feet; thence along said Easterly line around a 120.00 feet radius curve right a distance of 88.94 feet, long cord bears North 21°18'37" West, 86.91 feet; thence North 00°04'43" West along said Easterly line a distance of 17.97 feet to the North line of said plat of Buckhorn Acres Subdivision; thence South 89°56'50" West along said North line a distance of 60.00 feet to the Westerly line of said NE Buckboard Lane; thence South 00°04'43" East along said Westerly line a distance of 18.00 feet; thence along said Westerly line around a 180.00 feet radius curve left a distance of 133.40 feet, long chord bears South 21°18'37" East, 130.37 feet; thence along said Westerly line around a 125.00 feet radius curve right a distance of 92.64 feet, long chord bears South 21°18'37" East, 90.54 feet; thence South 00°04'43" East along said Westerly line a distance of 210.18 feet; thence along said Westerly line around a 170.00 feet radius curve right a distance of 139.72 feet, long chord bears South 23°27'57" West, 135.82 feet; thence along said Westerly line around a 105.00 feet radius curve left a distance of 148.83 feet, long chord bears South 06°24'18" West, 136.68 feet; thence South 34°12'01" East along said Westerly line a distance of 15.00 feet to the North line of NE Black Bear Street as dedicated on said plat of Buckhorn Acres Subdivision; thence North 55°47'59" East along said North line a distance of 60.00 feet to the Point of Beginning, containing 44,393 square feet, more or less.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Gregory R. Kelso*

OREGON 4/9/19  
JANUARY 21, 1987  
GREGORY R. KELSO  
2796

RENEW 6/30/19

**EXHIBIT MAP FOR THE VACATION OF A PORTION OF OF NE BUCKBOARD LANE LOCATED IN THE SW1/4 SW1/4 OF SECTION 29, T.14S., R.16E., W.M., CITY OF PRINEVILLE, CROOK COUNTY, OREGON W.O. 1310**

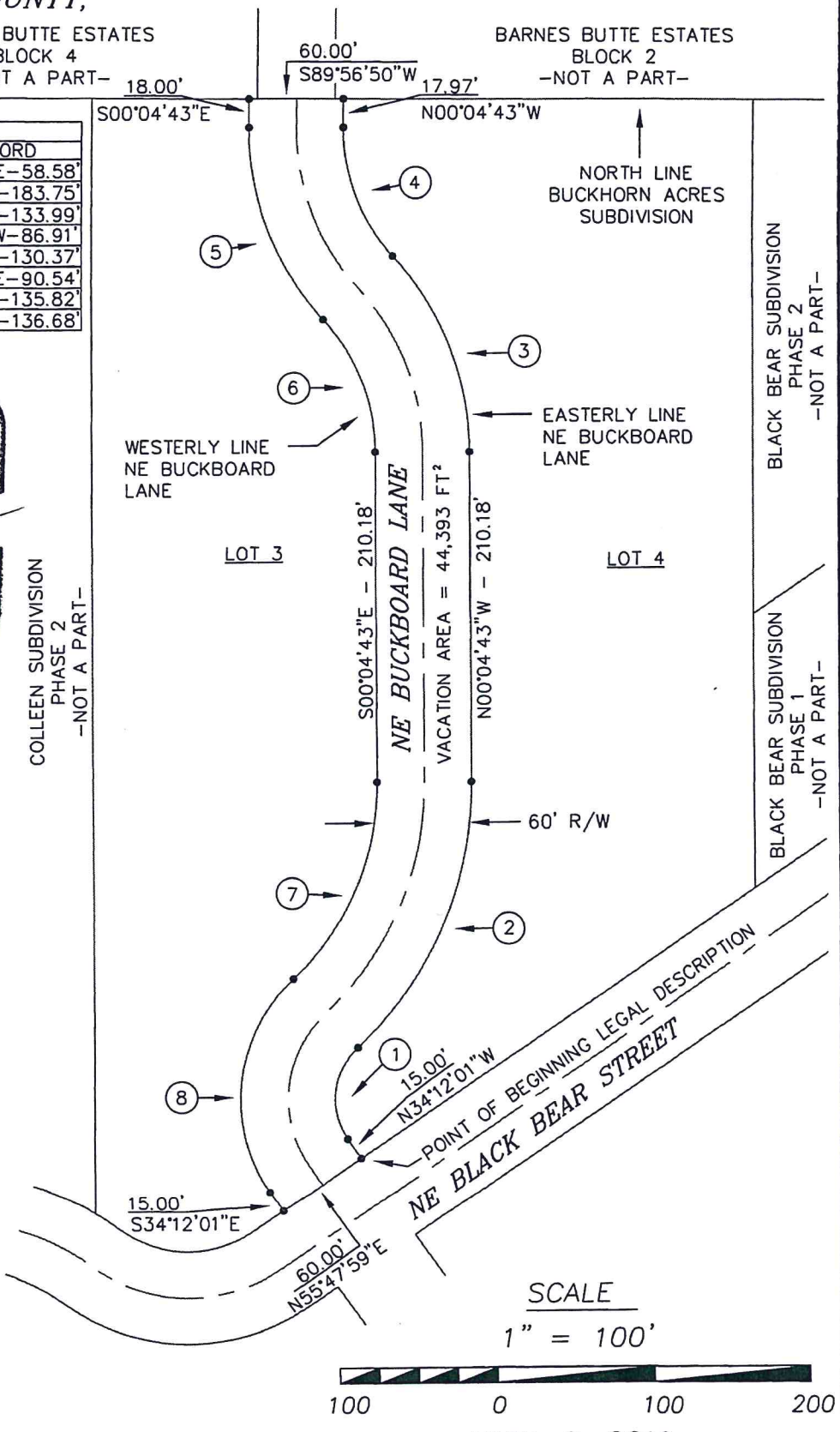
**PREPARED FOR**  
 HARRISON APARTMENTS  
 2317 NE COLLEEN ALLEY  
 PRINEVILLE, OR 97754

**PREPARED BY**  
 KELSO LAND SURVEYING, LLC  
 765 NW THIRD STREET  
 PRINEVILLE, OR 97754  
 (541) 420-8057

CURVE TABLE				
NO.	RADIUS	DELTA	LENGTH	LONG CHORD
1	45.00'	81°12'38"	63.78'	N06°24'18"E-58.58'
2	230.00'	47°05'20"	189.03'	N23°27'57"E-183.75'
3	185.00'	42°27'49"	137.11'	N21°18'37"W-133.99'
4	120.00'	42°27'49"	88.94'	N21°18'37"W-86.91'
5	180.00'	42°27'49"	133.40'	S21°18'37"E-130.37'
6	125.00'	42°27'49"	92.64'	S21°18'37"E-90.54'
7	170.00'	47°05'20"	139.72'	S23°27'57"W-135.82'
8	105.00'	81°12'38"	148.83'	S06°24'18"W-136.68'



**REGISTERED PROFESSIONAL LAND SURVEYOR**  
*Gregory R. Kelso*  
 OREGON 4/9/19  
 JANUARY 21, 1997  
 GREGORY R. KELSO  
 2798  
 RENEWS 6/30/19



**Exhibit B**