

## ISSUE SUMMARY

April 14th, 2009 City of Prineville City Council Meeting

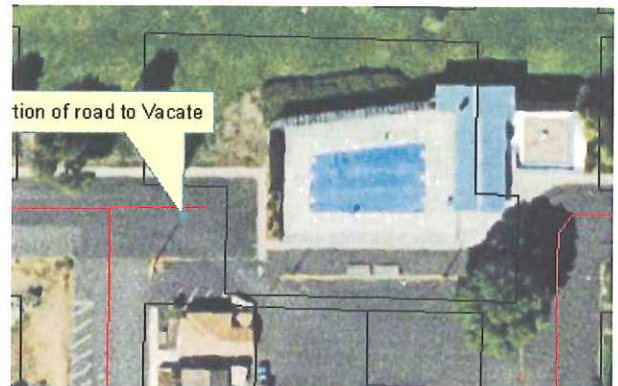
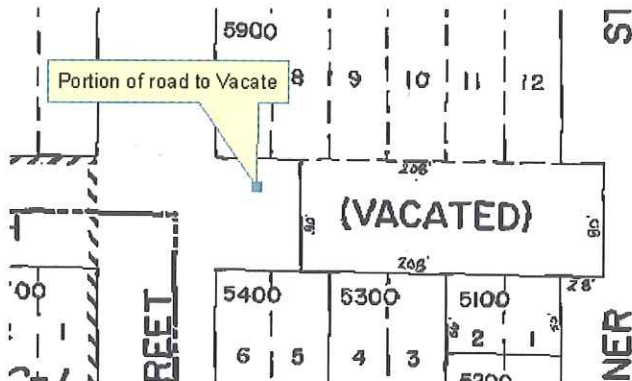
**Staff:** Joshua Smith & Scott Edelman

**Dept:** CDD/Planning

**Subject:** Discussion of NE 4th Street Vacation

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### Overview:



This portion of NE 4<sup>th</sup> street is a remnant of a previous vacation as shown above and on the attached area map. The Crook County Parks & Recreation Department has proposed to vacate this portion of the street making it possible to redevelop the site in the future with a new Parks & Recreation District office and Chamber of Commerce office along with a new swimming pool.

The Parks Department is the only property owner adjacent to the proposed street vacation. Therefore in coordination with Parks and Recreation City staff is asking the Council to vacate this street on the Council's own motion pursuant to ORS 271.130 forgoing the requirement of a petition. Proper notice will be sent pursuant to ORS 271.110 and a hearing before the Council would be set.

The purpose of the petition requirements in ORS 271.080 is to allow property owners along 4<sup>th</sup> Street within 400 feet of the proposed vacation the opportunity to oppose the closure of a street. Since 4<sup>th</sup> Street does not go through the Parks & Recreation District pool site, this vacation would not result in the closure of a street. It is very unlikely that there would be any impact on property owners other than the Parks & Recreation District. All property owners within 400 feet along 4<sup>th</sup> Street (and within 200 feet to the north and south of this stretch of 4<sup>th</sup> Street) would receive meeting notice and have the opportunity to speak at the public hearing.

### Budgetary Considerations

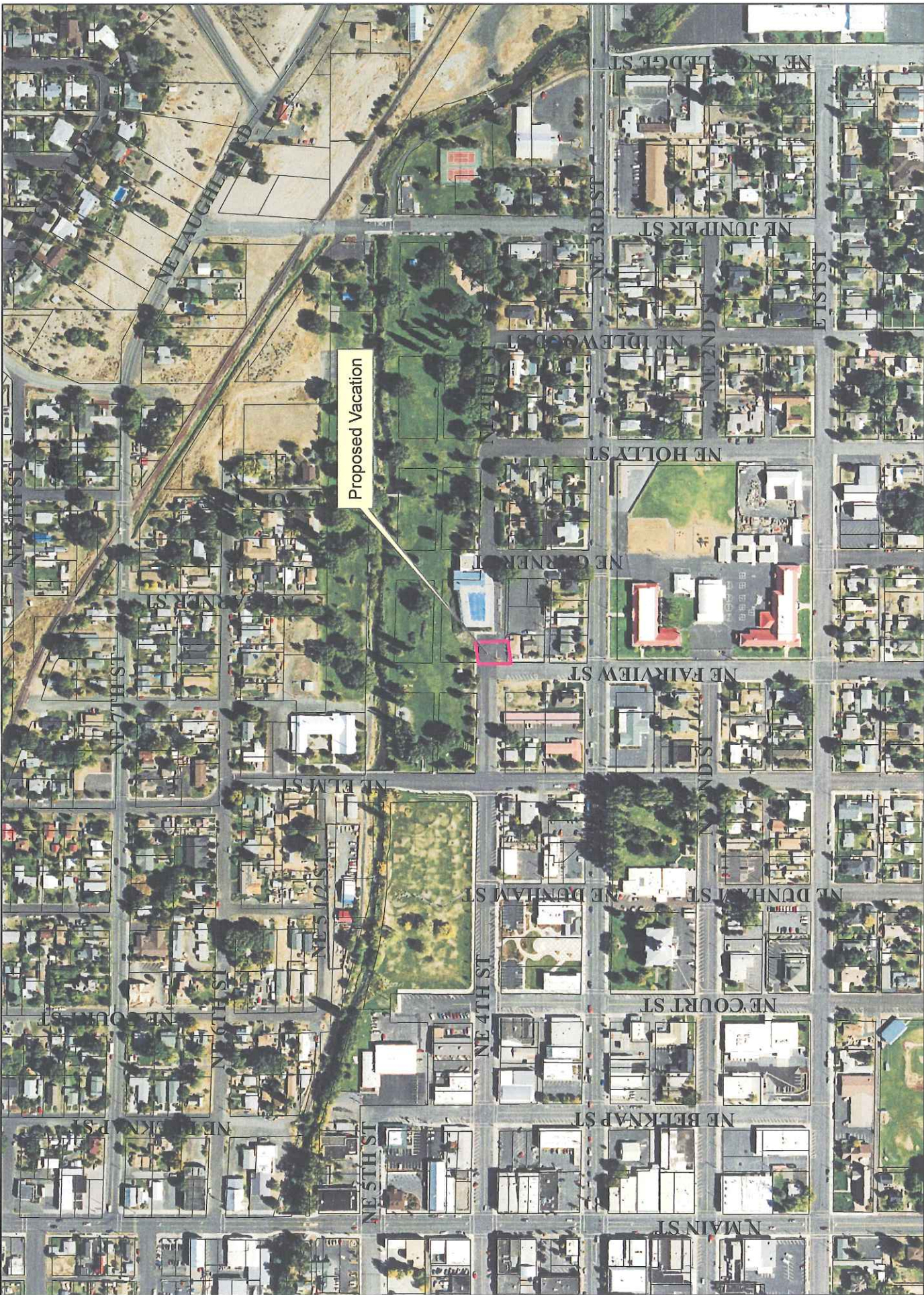
There would be no cost to the City of Prineville for the proposed street vacation as the Parks & Recreation District would pay for the required survey and the application fee to cover staff time and costs associated with the vacation process.

### **Council Action**

Council is asked to take one of three actions:

1. Agree to move forward with street vacation on Council's own motion, consistent with ORS 271.130. The Parks & Recreation District would prepare a survey of the property to be vacated and pay the application fee to the City for preparation of the ordinance to be considered at a future Council meeting.
2. Require the Parks & Recreation District to petition for the street vacation. Along with the survey and application fee, the District would be required to obtain signatures of consent from property owners consistent with ORS 271.080.
3. Direct staff that the proposed street vacation is not in the best interest of the City and that an application for a vacation to this portion of 4<sup>th</sup> Street should be discouraged.





Proposed Vacation



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