

ORDINANCE NO. 1231

AN ORDINANCE VACATING A PORTION OF THE ALLEY BETWEEN NE 2ND STREET & E 1ST STREET FROM NE COURT STREET TO NE DUNHAM STREET

WHEREAS, pursuant to provisions of ORS Chapter 271, the City Council on February 14th 2017, on its own motion directed staff to proceed with the vacation process to vacate a portion of the alley between NE 2nd Street & E 1st Street from NE Court Street to NE Dunham Street. The area to be vacated is specifically described on Exhibit A, and shown on Exhibits B & C attached hereto and hereby adopted by reference as though set forth in full herein; and

WHEREAS, this vacation is in response to a request from Crook County to acquire the land in preparation for the construction of a new County Jail; and

WHEREAS, a public hearing was held by the City Council on March 14, 2017. There were no objections to the vacation of said alley at that hearing; and

WHEREAS, notice of the proposed petition for vacation and hearing on the petition was published in the Central Oregonian newspaper once each week for two consecutive weeks prior to the March 14, 2017, public hearing with the first publication date being at least 14 days prior to March 14, 2017; and

WHEREAS, notice of hearing of the petition for vacation was posted at or near each end of the proposed portion of the alley to be vacated. The posting of the notice was at least 14 days prior to March 14, 2017; and

WHEREAS, City sewer and other public utilities are located in a portion of the alley to be vacated. The vacation of this alley does not prohibit the existing function and maintenance of these facilities. Agreements shall be made to accommodate these facilities or relocate them within existing rights-of-way or newly established easements.

Based upon the above premises, the people of the City of Prineville ordain as follows:

1. Public interest will not be prejudiced by the vacation of that portion of the alley described on Exhibit A and shown on Exhibits B and C.
2. That portion of the alley described on Exhibit A is hereby vacated with equal portions of property being conveyed to the adjacent land owners.
3. The Mayor and City Manager are authorized to execute any agreements necessary to accommodate existing public utilities including re-location and/or easements.

PASSED by the City Council this _____ day of April, 2017.

Betty J. Roppe, Mayor

Attest: _____
Lisa Morgan/Recorder

Exhibit A

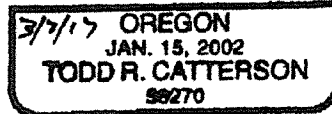
LEGAL DESCRIPTION FOR AN ALLEY VACATION LOCATED IN BLOCK 12 OF FIRST ADDITION TO PRINEVILLE, IN THE NW1/4 OF SECTION 5, T.15S., R.16E., W.M., CITY OF PRINEVILLE, CROOK COUNTY, OREGON

Legal Description

Legal description for an alley vacation located in Block 12 of First Addition to Prineville, located in the Northwest one-quarter (NW1/4) of Section 5, Township 15 South, Range 16 East, W.M., City of Prineville, Crook County, Oregon, more particularly described as follows: Beginning at the Southeast corner of Lot 1 of the First Addition to Prineville, thence South along the West right-of-way line of North Dunham Street a distance of 16 feet to the Northeast corner of Lot 12 of the First Addition to Prineville; thence West along the North lines of Lots 12 and 11 of said plat a distance of 80 feet to the Northeast corner of Parcel 2 of Partition Plat No. 1992-22, Records of Crook County, Oregon; thence North a distance of 16 feet to the Southwest corner of Lot 2 of said plat; thence East along the South lines of Lots 2 and 1 of said plat a distance of 80 feet to the Point of Beginning.



Todd R. Catterson



RENEWS 12/31/17

Exhibit B

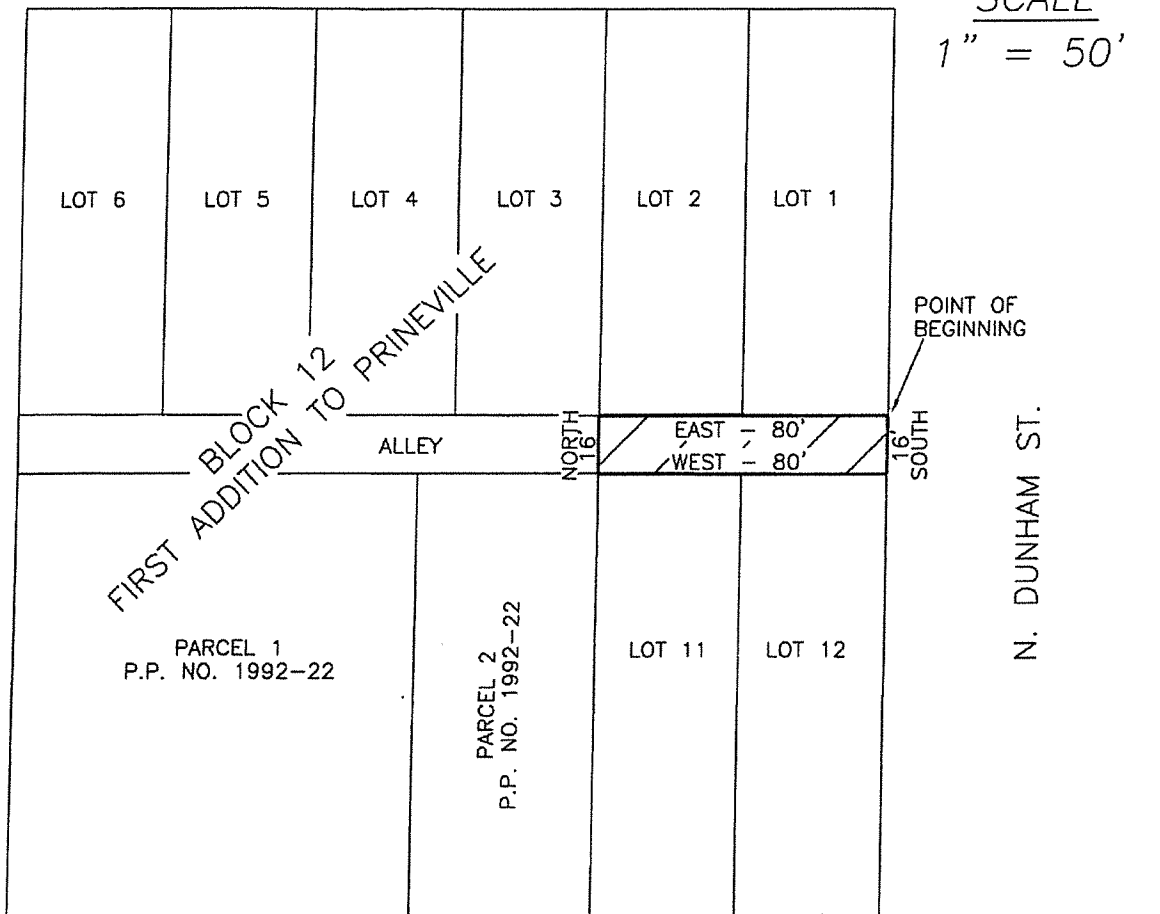
*EXHIBIT MAP FOR AN ALLEY
VACATION, LOCATED IN BLOCK 12
OF THE FIRST ADDITION TO
PRINEVILLE, IN THE NW¹/₄ OF
SECTION 5, T.15S., R.16E., W.M.,
CITY OF PRINEVILLE, CROOK
COUNTY, OREGON*

PREPARED BY
ARMSTRONG SURVEYING, INC.
267 NE SECOND ST., STE 100
PRINEVILLE, OR 97754
(541) 447-7791



EAST SECOND ST.

SCALE
1" = 50'



EAST FIRST ST.

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

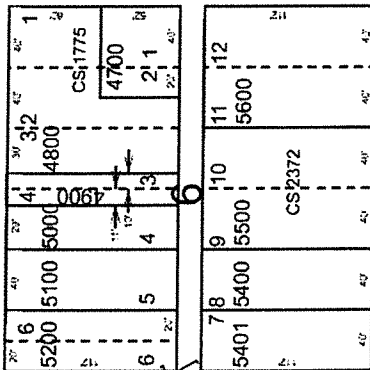
Todd R. Catterson
3/31/17 OREGON
JAN. 15, 2002
TODD R. CATTERSON
59270
RENEWS 12/31/17

Exhibit C

CS 2135

THIRD

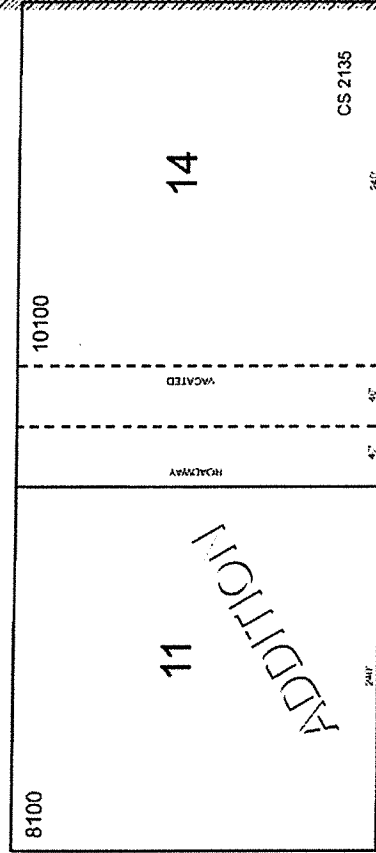
2



COURT

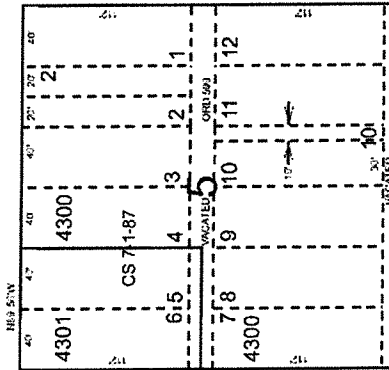
ST

- BLK 15
- 1. N 37°24'56" W 83.32'
- 2. N 60°26'17" E 72.55'
- 3. N 60°26'17" E 72.55'
- 4. NORTH 17.35' 21.50'
- 5. S 89°56'20" E 36.13'
- 6. SOUTH 112.70'



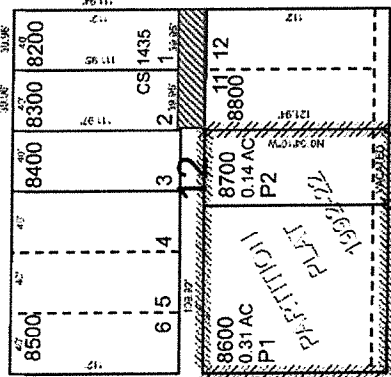
E THIRD ST

SECOND



ST

E SECOND ST



N

1/16 COR

Revised: EB
11/13/2009

FIRST

SEE MAP 15S 16E 05BC

ST

E FIRST ST

COURT

CUNHAM ST

ST

PRINEVILLE
15S16E05BB

(25)