

ORDINANCE NO. 1247

**AN ORDINANCE VACATING AN UNIMPROVED PORTION OF NE COUGAR LOOP
IN DEER RIDGE SUBDIVISION PHASE 1**

WHEREAS, pursuant to provisions of ORS Chapter 271, on the City Council's own motion, the City of Prineville intends to vacate a portion of unimproved right-of-way dedicated on the Deer Ridge Subdivision Phase 1 plat as NE Cougar Loop; which portion is specifically described in Exhibit A, attached hereto and hereby adopted by reference; and

WHEREAS, the property owners of lots 5 & 6 of the Deer Ridge Subdivision adjacent to the proposed vacation, initiated the process and agreed in writing to accept the vacated property; and

WHEREAS, city staff reviewed the proposal and determined that there is no current or future need for this portion of right-of-way and determined that the vacation will ultimately reduce the City's costs of maintaining vacant property.

WHEREAS, the remaining portion of right-of-way developed as a stormwater drainage area for the local streets will remain within the right-of-way and be maintained by the City; and

WHEREAS, notice of the proposed vacation and hearing was published in the Central Oregonian newspaper once each week for two consecutive weeks prior to the October 9th, 2018 hearing; and

WHEREAS, a public hearing considering the vacation was held by the City of Prineville on October 9th, 2018 to allow an opportunity for any interested person to appear and present comment.

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

1. A portion of unimproved right-of-way described in Exhibit A is hereby vacated.
2. That portion of right-of-way described on Exhibit A is hereby vacated with equal portions of property being conveyed to the adjacent land owners.
3. That the City shall not have any further obligation to maintain the vacated area, provide fencing of the vacated area or provide access to the vacated area through the remaining right-of-way developed as a stormwater drainage area.

Presented for the first time at a regular meeting of the City Council held on October 9th, 2018, and the City Council finally enacted the foregoing ordinance this ____ day of October, 2018.

Betty J. Roppe
Mayor

ATTEST:

Lisa Morgan, City Recorder

LEGAL DESCRIPTION FOR THE VACATIONING OF A PORTION OF NE
COUGAR LOOP, LOCATED IN DEER RIDGE SUBDIVISION – PHASE 1, IN THE
SW1/4 OF SECTION 29, T.14S., R.16E., W.M., CITY OF PRINEVILLE, CROOK
COUNTY, OREGON

W.O. 19-5143

LEGAL DESCRIPTION

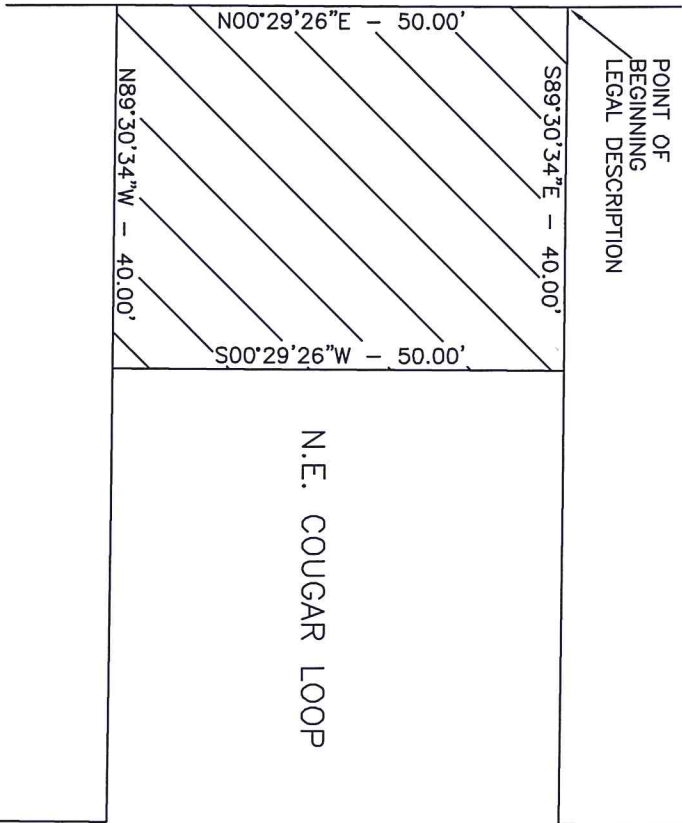
Legal description for the vacationing of a portion of N.E. Cougar Loop, located in the Plat of Deer Ridge Subdivision – Phase 1, Records of Crook County, Oregon, in the Southwest one-quarter (SW1/4) of Section 29, Township 14 South, Range 16 East, W.M., City of Prineville, Crook County, Oregon, more particularly described as follows:
Beginning at the Southwest corner of Lot 6 of the Plat of Deer Ridge Subdivision – Phase 1, Records of Crook County, Oregon, thence South 89°30'34" East along the South line of said Lot 6 a distance of 40.00 feet; thence South 00°29'26" West a distance of 50.00 feet to the North line of Lot 5 of the Plat of Deer Ridge Subdivision – Phase 1, thence North 89°30'34" West a distance of 40.00 feet to the West line of said Plat of Deer Ridge Subdivision – Phase 1; thence North 00°29'26" East along the West line of said plat a distance of 50.00 feet to the Point of Beginning.

Exhibit B

EXHIBIT MAP FOR THE VACATIONING OF A PORTION OF N.E. COUGAR LOOP, LOCATED IN DEER RIDGE SUBDIVISION - PHASE 1, IN THE SW1/4 OF SECTION 29, T.14S., R.16E., W.M., CITY OF PRINEVILLE, CROOK COUNTY, OREGON
W.O.18-5143

LOT 6
DEER RIDGE SUBDIVISION
PHASE 1

POINT OF BEGINNING
LEGAL DESCRIPTION



LOT 5
DEER RIDGE SUBDIVISION
PHASE 1

N.E. ELK STREET



SCALE
1" = 20'