

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 06-131

Vacating a Portion of NW Adams Street, a Public Road, Situated In Multnomah County, Pursuant to ORS 368.326 to 368.366

The Multnomah County Board of Commissioners Finds:

- a. The portion of NW Adams Street proposed for vacation, was established as a public road by the plat RIVER ROAD TRACTS, recorded May 7, 1891, in Book 163, Page 22, in the Plat Records of Multnomah County, Oregon.
- b. George Ott, an abutting property owner and petitioner, submitted a petition to vacate that portion of NW Adams Street in compliance with ORS 368.341(3).
- c. On December 15, 2005, by Resolution 05-207, the Board initiated vacation proceedings and directed the county road official to prepare a report as required by ORS 368.346(1).
- d. The county road official filed a report containing an assessment that the proposed vacation of the portion of NW Adams Street, more particularly described in the attached Exhibit A, is in the public interest.
- e. On June 1, 2006, by Resolution 06-088, the Board set a public hearing to consider the proposed vacation of the portion of NW Adams Street.
- f. As directed by the Board, the County's Land Use and Transportation Program (LUTP) provided notice of the hearing as required under ORS 368.346.
- g. The public hearing was held on July 13, 2006, and the Board determined vacation of the county's right-of-way interest in this property described in Exhibit A serves the public interest.
- h. As required under MCC 27.054, the County has received a total of \$2865.00 from the petitioner, of which \$200.00 applies to the feasibility study that was performed by Multnomah County, and the remaining \$1065.00 will be applied to the vacation proceeding. The total costs for this vacation, including administrative costs, are \$3922.22. Administrative costs include \$65.00 for the County Surveyor to post the vacation, staff time for research, review, analyses, and document preparation. The balanced owed by the petitioner at the date of this hearing is \$1057.22

The Multnomah County Board of Commissioners Resolves:

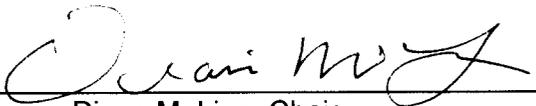
1. Subject to the petitioner's payment of all funds due as provided above under MCC 27.054, the property described in the attached Exhibit A is vacated as a portion of NW Adams Street, a public road, excepting the easement rights any existing utilities may have in the vacated property under ORS Chapter 368.

2. The Land Use and Transportation Program of the Department of Community Services will record and file this Resolution in accordance with ORS 368.356(3), only upon receipt of the total amount due under MCC 27.054.
3. Upon the recording and filing of this vacation, the County Surveyor will mark the plat as provided under ORS 271.230.

ADOPTED this 13th day of July, 2006.

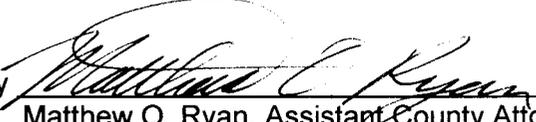


BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Matthew O. Ryan, Assistant County Attorney