

After Recording Return To:
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Washington County, Oregon

09/09/2015 02:24:07 PM

2015-076798

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\$35.00 \$5.00 \$11.00 \$20.00 - Total = \$71.00



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I, Richard Hobernicht, Director of Assessment and
Taxation and Ex-Officio County Clerk for Washington
County, Oregon, do hereby certify that the within
instrument of writing was received and recorded in the
book of records of said county.

Richard Hobernicht
Richard Hobernicht, Director of Assessment and
Taxation, Ex-Officio County Clerk



AGENDA

WASHINGTON COUNTY BOARD OF COMMISSIONERS

Agenda Category: Consent – Land Use & Transportation (CPO 8)

Agenda Title: VACATE A PORTION OF AN UNNAMED PUBLIC RIGHT-OF-WAY (VACATION NO. 521)

Presented by: Andrew Singelakis, Director of Land Use & Transportation

SUMMARY:

A petition was received by the Board to vacate a portion of an unnamed public right-of-way, lying in the southeast one-quarter of Section 4, T1N, R2W, W.M., Washington County, Oregon, as described and shown in the attached Vacation Report.

The right-of-way, proposed to be vacated, is 50.00 feet wide and is not used for public purposes. The road runs along the north end of a 24 acre farm and terminates in the middle of it. The land owners want to vacate the right-of-way in order to build a house on their property in the vicinity of the proposed vacation area. This road is not on the Transportation Plan and the vacation of the road is consistent with a current land use application for a farm dwelling.

The vacation petition was signed by 100% of the abutting property owners. Staff has reviewed this request and has determined the vacation of this portion of public right-of-way is in the public interest. There will not be any adverse impacts on the abutting properties or utilities.

- Attachments: 1. Resolution and Order
2. Vacation Report with legal description and map (Exhibit "A")

DEPARTMENT'S REQUESTED ACTION:

Vacate the right-of-way described in the attached Vacation Report.

COUNTY ADMINISTRATOR'S RECOMMENDATION:

I concur with the requested action.

RO 15-88

Agenda Item No.	<u>2.c.</u>
Date:	<u>09/01/15</u>

IN THE BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

In the Matter of the Vacation of an unnamed)
Public right-of-way, Situated in the southeast)
One-quarter of Section 4, T1N, R2W, W.M.)
Washington County, Oregon)

RESOLUTION AND ORDER

NO. 15-88
VACATION NO. 521

The above-entitled matter having come on regularly before the Board at its meeting September 1, 2015; and

It appearing to the Board that a petition has been filed to vacate a portion of unnamed public right-of-way situated in the southeast one-quarter of Section 4, T1N, R2W, W.M., Washington County, Oregon. The petition was signed by owners of 100% of the property to be vacated and by the owners of 100% of the abutting properties, pursuant to ORS 368.351; and

It appearing to the Board that said petition did describe the portion of public right-of-way to be vacated, the names of the parties to be particularly affected thereby, and set forth the particular circumstances of the case; and

It appearing to the Board that the portion of public right-of-way, proposed to be vacated, is under the jurisdiction of Washington County and is not within the corporate limits of any city or town; and

It appearing to the Board that the right-of-way proposed to be vacated is no longer needed for the use of the public; and

It appearing to the Board that the County Road Official did examine the area proposed to be vacated and hereby submits to the Board the Vacation Report attached hereto, and by this reference made a part hereof, in accordance with ORS 368.351(1); it is therefore

RESOLVED AND ORDERED that the portion of public right-of-way, proposed to be vacated and more particularly described in the attached Vacation Report, is hereby vacated as it is in the public interest; and it is further

RESOLVED AND ORDERED that the County Surveyor of Washington County, Oregon, be and hereby is authorized and directed to mark the vacated County Road on the plats and records of Washington County Oregon; and it is further

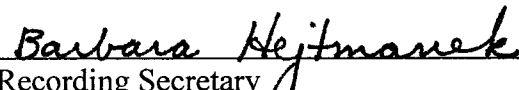
RESOLVED AND ORDERED that the County Surveyor of Washington County, Oregon, is hereby authorized and directed to have this order of vacation recorded in the records of Washington County, Oregon, and cause copies of this order to be filed with the Director of Assessment and Taxation and the County Surveyor's office in accordance with ORS 368.356(3).

Dated this 1st day of September, 2015.

BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

	AYE	NAY	ABSENT
DUYCK	<u>✓</u>	___	___
SCHOUTEN	<u>✓</u>	___	___
MALINOWSKI	<u>✓</u>	___	___
ROGERS	<u>✓</u>	___	___
TERRY	<u>✓</u>	___	___


Chairperson


Recording Secretary

Approved as to form


Cortney Duke-Driessen
Assistant County Counsel II
Date: 9-1-15

Page 2 – R&O No. **15-88**
Vacation No. 521

**DEPARTMENT OF LAND USE & TRANSPORTATION
REPORT ON VACATION NO. 521**

September 1, 2015

VACATION OF AN UNNAMED PUBLIC RIGHT-OF-WAY

A request for vacation proceedings has been received by the staff for the Board of County Commissioners to vacate an unnamed public right-of-way more particularly shown on Exhibit "A" and described as follows:

All of that public right-of-way dedicated in the plat of GROVELAND ACRES, lying 25.00 feet on each side of the following described line: Commencing at the centerline intersection of NW Groveland Road and NW Dierdorff Road; thence N 83°59'27" W, 373.44 feet to an angle point; thence S 10°27'00" W, 25.08 feet to the true Point of Beginning; thence continuing S 10°27'00" W, 442.65 feet to, and terminating at, the north line of Lots 46 and 47 of Groveland Acres. Said bearings and distances are per survey number 13,891. Said right-of-way being in the southeast one-quarter of Section 4, Township 1 North, Range 2 West, of the Willamette Meridian, Washington County, Oregon.

The owner of the property abutting the unimproved roadway to be vacated is:

1N2 04, TL 1400
Earl and Lulee Hays
10201 NW Groveland Rd.
Hillsboro, OR 97124

CRITERIA FOR EVALUATION OF ROAD VACATION REQUEST

1) Conformance with the County's Comprehensive Plan

The portion of public right-of-way described herein and proposed to be vacated was dedicated in the plat of "Groveland Acres" in 1910. It is unimproved and is not used by the public. The right-of-way is not shown on the transportation plan and is not needed for future public use. Vacating this public right-of-way will clean up unnecessary title issues for the adjoining property owner.

2) Use of the Right-of-Way

The area proposed for vacation is unimproved and is not necessary for future use. Vacating the proposed right-of-way will resolve land title issues on the adjoining property and allow them to build a home per current planning regulations.

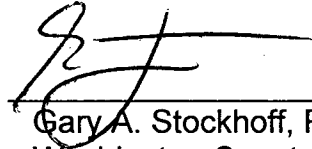
3) Impact of Utilities and Emergency Services

There are no adverse impacts to public utility providers or emergency services.

4) Limits of Vacation and Evaluation of "Public Road" Status

The portion of unimproved public right-of-way proposed to be vacated is within the unincorporated area of Washington County and the limits are logical and justifiable. Vacating the proposed right-of-way will not have any adverse impact on the abutting properties or utilities.

Based on the above statements, it is recommended that the Board of Commissioners grant the vacation of the roads proposed herein, as it is in the public interest.



Gary A. Stockhoff, P.E.
Washington County Engineer

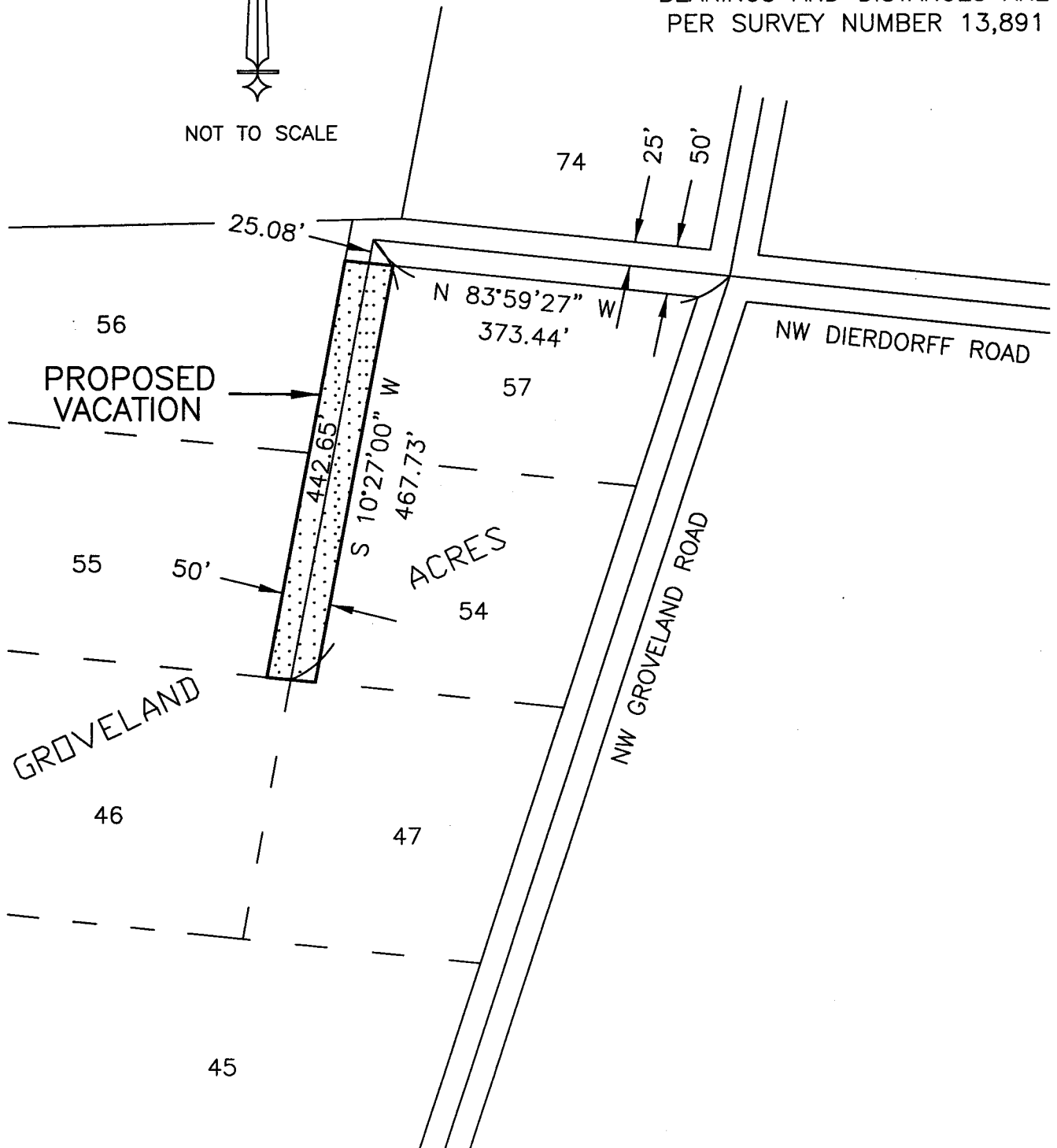
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PROPOSED VACATION

EXHIBIT MAP
VACATION NO. 521

BEARINGS AND DISTANCES ARE
PER SURVEY NUMBER 13,891

NOT TO SCALE



STATE OF OREGON
County of Washington

SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said County, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.

Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 99111176
Inv : 8458 41.00
09/28/1999 02:15:38pm

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WT-B

IN THE BOARD OF COUNTY COMMISSIONERS

FOR WASHINGTON COUNTY, OREGON

In the Matter of the Vacation of a portion)
Of an unnamed street in Section 3,)
T1N, R2W, W.M. Washington County,)
Oregon, VACATION No. 390)

RESOLUTION AND ORDER

NO. 99-171

The above-entitled matter having come on regularly before the Board at its meeting of September 21, 1999; and

It appearing to the Board that a petition has been filed for the vacation of a portion of an unnamed street, situated in Section 17, Township 1 North, Range 1 West of the Willamette Meridian, Washington County, Oregon, and that said petition was signed by owners of 100% of the property to be vacated and by the owners of 100% of the abutting property, pursuant to ORS 368.351(2); and

It appearing to the Board that said petition did describe a portion of an unnamed street to be vacated, the names of the parties to be particularly affected thereby, and set forth the particular circumstances of the case; and

It appearing to the Board that the said roadway to be vacated is not within the corporate limits of any city or town; and

It appearing to the Board that the portion of the unnamed street proposed to be vacated, is not necessary for future access as stated in the attached Road Report; and

It appearing to the Board that the County road official did examine that portion of the unnamed street to be vacated as described below and hereby submits to the Board the Road Report attached hereto; and by this reference made a part hereof, in accordance with ORS 368.351(1); it is therefore

RESOLVED AND ORDERED that the portion of an unnamed street as described in the attached Road Report be and hereby is vacated as it is in the public interest; and it is further

RESOLVED AND ORDERED that the County Surveyor of Washington County, Oregon, be and hereby is authorized and directed to mark that portion of the unnamed street as vacated on the plats and records of Washington County, Oregon, all in accordance with ORS 368.356(2); and it is further

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DEPARTMENT OF LAND USE AND TRANSPORTATION
REPORT ON VACATION NO. 390

September 21, 1999

(A portion of an unnamed street, situated in Section 3, Township 1 North, Range 2 West of the Willamette Meridian, Washington County, Oregon.)

A request for vacation proceedings has been received by the Board of County Commissioners to vacate a portion of an unnamed street, being more particularly described as follows:

A portion of an unnamed street dedicated by the plat of "GROVELAND ACRES", situated in the southwest one-quarter of Section 3, Township 1 North, Range 2 West of the Willamette Meridian, Washington County Oregon, as shown on Exhibit "A" attached hereto. This portion of the street is a 50 foot wide right-of-way lying easterly of a northerly extension of the west line of Lot 9, Tract 95, "GROVELAND ACRES", and northerly of the north right-of-way line of County Road No. 854 (NW Dierdorff Road).

The owners of the property abutting said roadway is:

1N2 3CC 00400

Jossi, David C. & Marilyn J.

10490 NW Groveland Rd.

Hillsboro, OR 97124

1N2 4CC 01100, 1N2 3CC 00402

1N2 3CC 00403

Jossi, Emmilene

10635 NW Groveland Rd.

Hillsboro, OR 97124

1N2 3CC 00401

Pauliny, Robert E. & Elmarie

24335 NW Dierdorff Road

Hillsboro, OR 97124

1N2 3CC 00100, 1N2 3CC 00500

Hofer, Roy A. & Louise M.

430 SE 32nd Avenue

Hillsboro, OR 97123

CRITERIA FOR EVALUATION OF ROAD VACATION REQUESTS

1) Conformance with County's Comprehensive Plan

The existing right-of-way proposed for vacation is not designated as a necessary transportation facility by the Comprehensive Plan.

The existing right-of-way proposed for vacation is not necessary for access or for traffic or pedestrian circulation in the immediate area.

The vacation of existing right-of-way will enhance security of the abutting property.

RESOLVED AND ORDERED that the County Surveyor of Washington County, Oregon, is hereby authorized and directed to have this order of vacation recorded in the records of Washington County, Oregon, and cause copies of this order to be filed with the Director of Assessment and Taxation and the County Surveyor's office in accordance with ORS 368.356(3).

DATED this 21st day of September, 1999.

BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

	AYE	NAY	ABSENT
BRIAN	✓		
KATSION	✓		
JONES	✓		
ROGERS	✓		
DUYCK	✓		

Tam Brian
Chair

Barbara Hejtmancik
Recording Secretary

Approved as to form:

Loretta Skurdahl
Loretta Skurdahl
Senior Assistant County Counsel
for Washington County, Oregon

Date: 1 September 1999

Page 2 - R&O No. 99-171
Vacation No. 390

2) Use of the Right-of-Way

That portion of the right-of-way proposed for vacation is an unimproved right-of-way and is not necessary for access.

The approval of the proposed vacation does not create an access configuration, which violates present development standards.

3) Impact on Utilities and Emergency Services

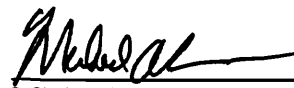
All notified County Departments and other County service providers provided favorable responses to the proposed vacation request.

All utility service providers have been notified of the proposed vacation request.

4) Limits of Vacation and Evaluation of "County Road" Status

The limits of the right-of-way proposed for vacation are logical and justifiable. The roadway is a dedicated right-of-way, which Washington County does not maintain. The dedicated right-of-way proposed to be vacated lies within the unincorporated area of Washington County.

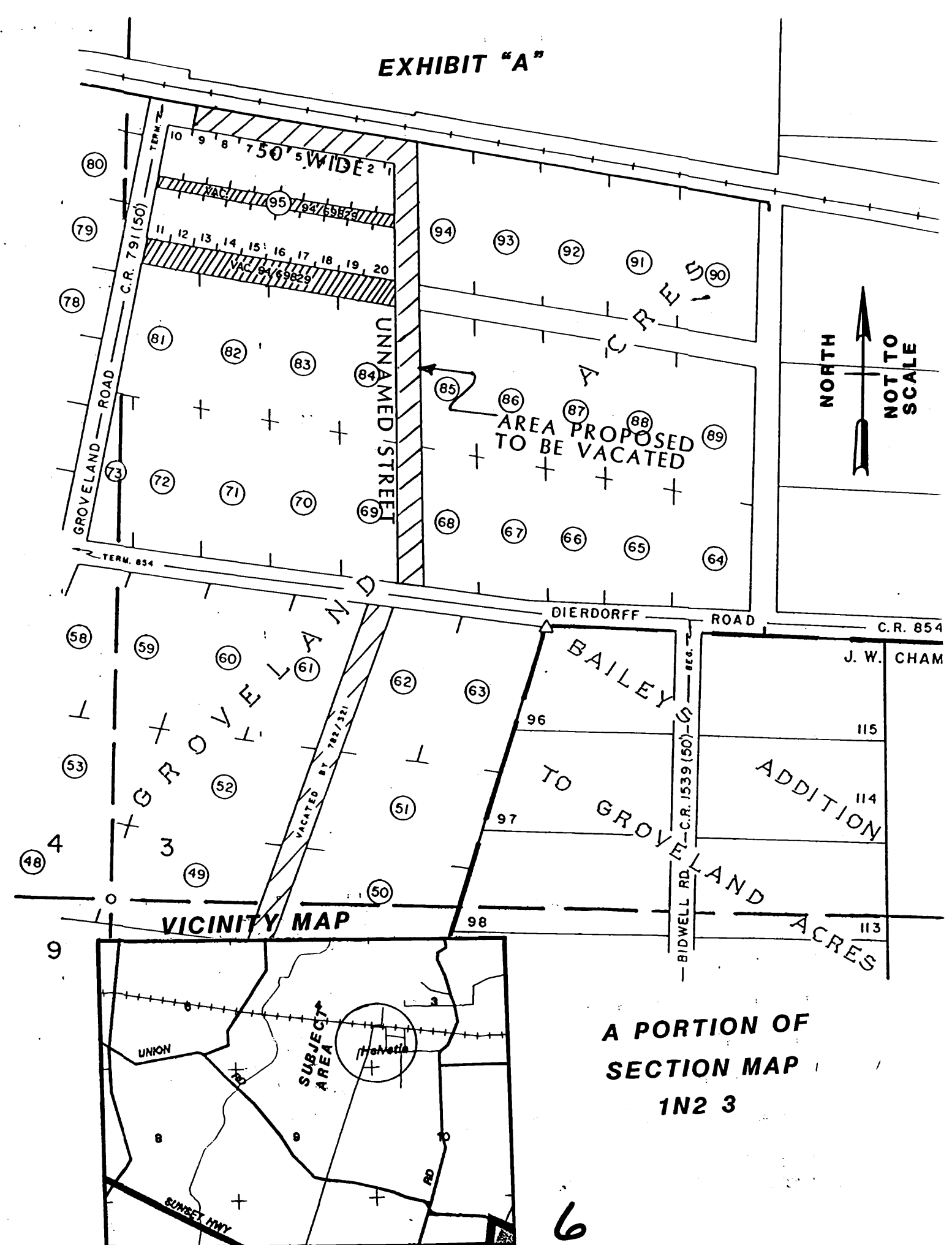
Based on the above statements, staff finds it would be in the public interest to vacate that portion of said unnamed street as proposed and recommends approval of the vacation as requested.


Michael A. Borresen, P.E.
Washington County Engineer

Attachment – Exhibit "A"

Vacation No. 390
Road Report
Page 2

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AGENDA

WASHINGTON COUNTY BOARD OF COMMISSIONERS

5 Agenda Category Consent - Land Use and Transportation CPO 8

Agenda Title VACATION NO. 390 (A PORTION OF AN UNNAMED STREET)

To be presented by Michael A. Borresen, County Engineer
SUMMARY (Attach Supporting Documents if Necessary)

A petition was received by the Board to vacate a portion of an unnamed street dedicated by the plat of GROVELAND ACRES located east of GROVELAND ACRES in Helvetia, situated in Section 3, T1N, R2W, W.M., Washington County, Oregon. The purpose of the vacation request is to consolidate the area proposed to be vacated to enhance the security of the property and to allow for a farm product storage facility. The petition was signed by 100% of the abutting property owners. (ORS 368.351 – Vacation Without Hearing.) Staff has reviewed this request and finds that it is in the interest of Washington County to grant the vacation. A Resolution and Order has been prepared granting the requested vacation and, when executed, will complete the vacation proceedings.

Attachments: 1. Resolution and Order
2. Road Report

DEPARTMENT'S REQUESTED ACTION: KAR

Approve the attached Resolution and Order vacating a portion of an unnamed street.

MAB:JK:cl
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8/10/99

COUNTY ADMINISTRATOR'S RECOMMENDATION:

I concur with the department's requested action.

RO 99-171

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Agenda Item No. 1.2.
Date: September 21, 1999

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STATE OF OREGON } SS
County of Washington

94 069829

Washington County

Page 1 of 4

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio County Clerk for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county:

Jerry R. Hanson

Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Doc : 94069829
Inv : 4852 23.00
07/26/1994 10:20:02AM

AGENDA

WASHINGTON COUNTY BOARD OF COMMISSIONERS

RECEIVED

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JUL 20 1994

Agenda Category Consent - Land Use and Transportation

Agenda Title VACATION NO. 340 (A PORTION OF A 50.0 FOOT WIDE PUBLIC ROADWAY AND A 25.0 FOOT WIDE PUBLIC ALLEY)

To be presented by Michael A. Borresen, Engineering/Surveying Manager

SUMMARY (Attach Supporting Documents if Necessary)

A petition was received by the Board to vacate a portion of an unnamed 50.00 foot wide public roadway and a 25.0 foot wide public alley in Groveland Acres located in the area east of Groveland Road and north of Dierdorff Road in Washington County, Oregon. The petition was signed by 100% of the abutting property owners. (ORS 368.351 - Vacation Without Hearing.) Staff has reviewed this request and it does not appear that this roadway or alley have ever been used as an access and other roads will provide the necessary access in the area; thus, staff agrees with the request. A Resolution and Order has been prepared granting the requested vacation and, when executed, will complete the vacation proceedings.

- Attachments: 1. Resolution and Order
2. Road Report and Vicinity Map

DEPARTMENT'S REQUESTED ACTION: *KAR*

Accept the attached Road Report and execute the attached Resolution and Order.

6/29/94
340AGEND.BCC/S/G:WPS1
MAB:CP:hs

COUNTY ADMINISTRATOR'S RECOMMENDATION:

I concur with the department's requested action.

RO 94-95

Agenda Item No R
Date July 19, 1994

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IN THE BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

DEPARTMENT OF LAND USE AND TRANSPORTATION
REPORT ON VACATION NO. 340

(A Portion of a 50.0 wide Unnamed Public Roadway
and a 25.0 foot wide Alley)

July 19, 1994

In the Matter of the Vacation of a Portion
of an Unnamed 50.00 wide Public Roadway
and a 25.0 foot wide Public Alley in
Section 3, T1N, R2W, W.M., Washington
County, Oregon, VACATION NO. 340.

RESOLUTION AND ORDER
NO. 94-95

The above-entitled matter having come on regularly before the Board at
its meeting of July 19, 1994; and

It appearing to the Board that a petition has been filed for a vacation
of a portion of an unnamed 50.00 foot wide public roadway and a 25.00 foot
wide alley, situated in Section 3, Township 1 North, Range 2 West of the
Williamette Meridian, Washington County, Oregon, and that said petition was
signed by owners of 100 percent of the land abutting the property proposed to
be vacated, pursuant to ORS 368.351(2); and

It appearing to the Board that said petition did describe the portion of
the unnamed public roadway and alley to be vacated, the names of the parties to be
particularly affected thereby, and set forth the particular circumstances of the
case; and

It appearing to the Board that the said roadway and alley to be vacated are
not within the corporate limits of any city or town; and

It appearing to the Board that the portion of the unnamed public roadway and
alley to be vacated are not being utilized for road purposes and are not necessary
for future use; and

It appearing to the Board that the County road official did examine the
portion of the unnamed public roadway and alley to be vacated as described below,
and filed a report with this Board upon completion thereof, in accordance with ORS
368.351(1); it is therefore

After recording, Return to Mail Stop 350-15

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RESOLVED AND ORDERED that the portion of the unnamed public roadway and
alley more particularly described as:

That unnamed roadway and alley lying in Groveland Acres, a duly
recorded plat, recorded in Plat Book 4, Page 18, Records of Town
Plats, Washington County, Oregon, more particularly described as
follows:

That alley lying within Block 95, Groveland Acres and a portion of
that unnamed roadway lying southerly of and adjacent to said Block
95, said portion lying easterly of Groveland Road and lying
westerly of an unnamed roadway which is easterly of and adjacent
to said Block 95.

be and hereby is vacated as it is in the public interest; and it is further

RESOLVED AND ORDERED that the County Surveyor of Washington County,
Oregon, be and hereby is authorized and directed to mark said portion of the
unnamed public roadway and alley as vacated on the plats and records of
Washington County, Oregon, all in accordance with OPS 368.356(2); and it is
further

RESOLVED AND ORDERED that the County Surveyor of Washington County,
Oregon, is hereby authorized and directed to have this order of vacation
recorded in the records of Washington County, Oregon, and cause copies of this
order to be filed with the Director of Assessment and Taxation and the County
Surveyor's office in accordance with ORS 368.356(3).

DATED this 19th day of July, 1994.

BOARD OF COUNTY COMMISSIONERS
FOR WASHINGTON COUNTY, OREGON

5 VOTES AYE

Approved as to form:

Chief Assistant County Counsel
for Washington County, Oregon

Date: 6-29-94

Page 2 - R&O No.
Vacation No. 340

340AGEND/364/G:WPS1/16/29/94/h

Donna L. Hays
Chairman

Barbara Heitmanek
Recording Secretary



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A request for vacation proceedings has been received by the Board of County
Commissioners to vacate a portion of an unnamed public roadway and alley being
more particularly described as follows:

That unnamed roadway and alley lying in Groveland Acres, a duly
recorded plat, recorded in Plat Book 4, Page 18, Records of Town
Plats, Washington County, Oregon, more particularly described as
follows:

That alley lying within Block 95, Groveland Acres and a portion of
that unnamed roadway lying southerly of and adjacent to said Block
95, said portion lying easterly of Groveland Road and lying westerly
of an unnamed roadway which is easterly of and adjacent to said
Block 95.

The owners of the property abutting said roadway and alley are:

1N2 3CC, Tax Lot 200, 300 & 400

Daniel Emilene Jossi
Route 5
10635 N.W. Groveland Road
Hillsboro, Oregon 97124

The petition is valid because it has been signed by the owners of 100 percent
of the land abutting the roadway and alley proposed to be vacated. The
roadway and alley proposed to be vacated are not within the corporate limits
of any city or town.

The proposed vacation information was circulated to all concerned County
Departments and utility providers, and there was no objection to the proposal.

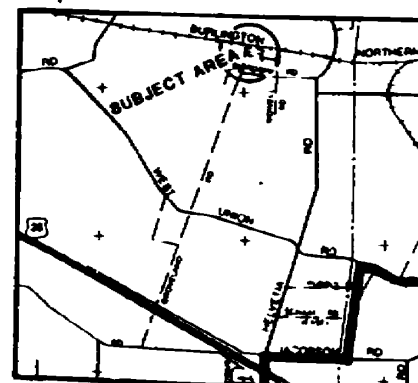
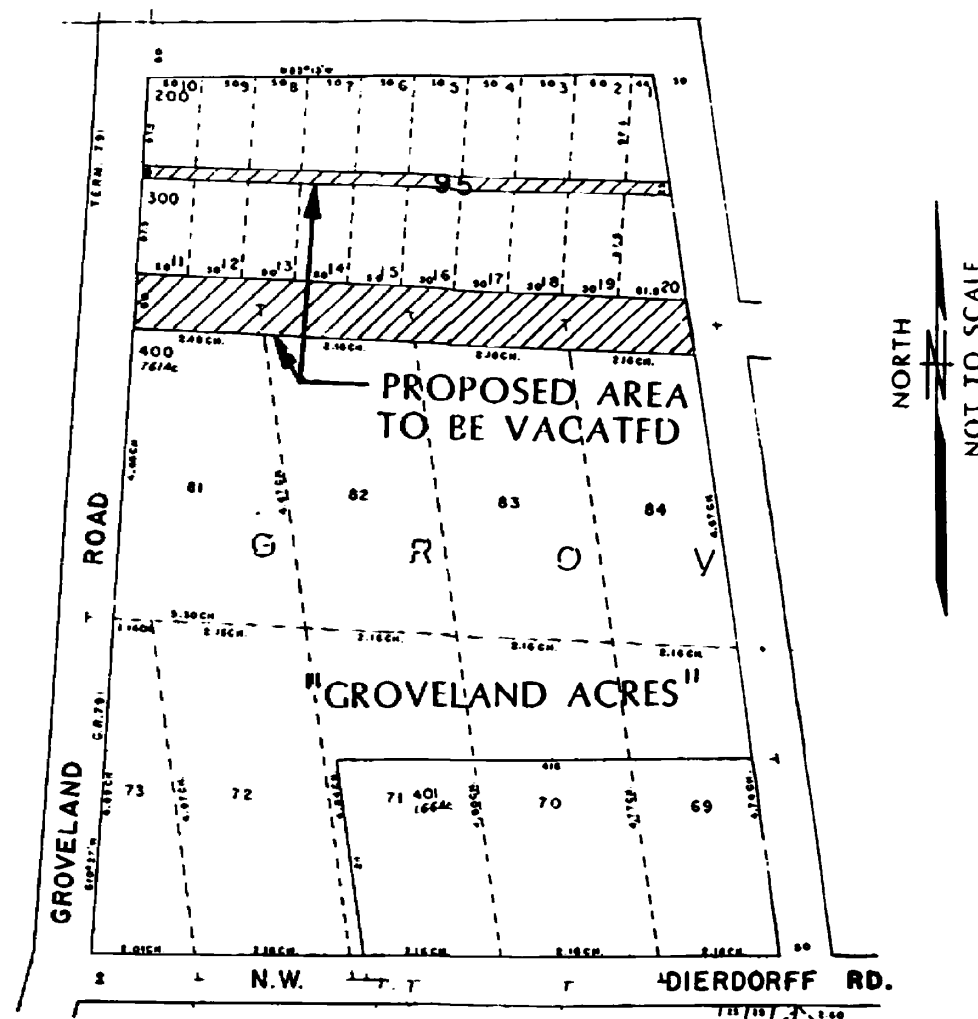
The purpose of the vacation request is to allow lot line adjustments within
the abutting properties. The unnamed public roadway and alley do not appear
to have ever been used as an access and are not now necessary for access.
Other roads provide the necessary access in the area.

Based on the above statements, staff finds it would be in the public interest
to vacate the portion of the unnamed public roadway and alley as proposed and
recommends approval of the vacation as requested.

R. Charles Pearson
County Surveyor

Attachment - Vicinity Map

340AGEND/364/G:WPS1/16/29/94/h



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