

**BEFORE THE CITY COUNCIL FOR THE
CITY OF ADAIR VILLAGE, OREGON**

In the matter of Vacating the unimproved Cherry Dr)
In the first addition to Adair Meadows subdivision)
Located in the City of Adair Village, Benton County, Oregon)

ORDINANCE NO. 2020 - 3

THE CITY OF ADAIR VILLAGE CITY COUNCIL ORDAINS AS FOLLOWS:

WHEREAS, Oregon law allows local government to vacate all or part of a public right of way, and

WHEREAS, the owners of the property abutting and more than two-thirds of the surrounding property affected were given notification of the pending vacation of unimproved Cherry Drive in the City of Adair Village, Benton County, Oregon and have consented to the vacation of the right-of-way in "Exhibit A"; and

WHEREAS, notice of the proposed vacation in question was posted in two locations in the City and on the City's website for thirty (30) days prior the Public Hearing at the Planning Commission and forty (40) days prior to the Public hearing at City Council; and

WHEREAS, the City of Adair Village Planning Commission held a Public Hearing on July 21, 2020 and the City Council of the City of Adair Village held a Public Hearing on said vacation request on August 4, 2020, at the hour of 6:00 PM at the City Hall of the City of Adair Village, Oregon, to allow for any objections or remonstrance to the proposed vacation; and

WHEREAS, this right-of-way contains both public and/or private utility lines and an access easement to Adair Park and as a result the City Council finds it in the public interest to reserve the easements from the vacation process described in "Exhibit B", to serve these utilities and park access now or in the future; and

WHEREAS, it appears that all city liens and taxes against the said portion of the street proposed to be vacated have been paid; and

WHEREAS, the Council, having determined that the necessary consents have been given; that proper notice has been given; and that the public interest will not be prejudiced by the vacation of said portion of said street right-of-way.

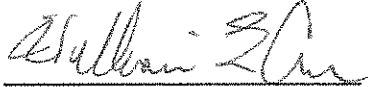
**THEREFORE, THE CITY COUNCIL OF THE CITY OF ADAIR VILLAGE DOES
ORDAIN AS FOLLOWS:**

Section 1. That the right of way identified in attached "Exhibit A" is hereby vacated and vested into the adjacent tax lots identified as the First Addition to Adair Meadows 10-4-30AA Tax Lot 01700, 10-4-30AA Tax Lot 01600 and 10-4-30AA Tax Lot 00100;

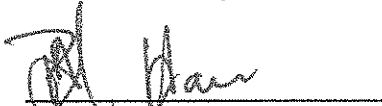
Section 2. The right-of-ways identified in attached "Exhibit B" are hereby vacated except that the City reserves from vacation all easements described in said exhibit, in the same location or newly identified and over the same dimensions, to remain in place to serve all current and future public and private utility lines and the repair, maintenance and replacement thereof as well as the newly described easement to Adair Park.

PASSED by the Council this 4th day of August 2020.

APPROVED by the Mayor this 4th day of August 2020.



Bill Currier, Mayor



ATTEST:

Pat Hare, City Administrator



ROBERT COOK - REGISTERED SURVEYOR

720 NW 4th Street, Corvallis, Oregon 97330 Phone 541-757-9050; FAX 541-757-7578

JUNE 12, 2020

EASEMENT DESCRIPTION FOR CITY OF ADAIR

MOVEMENT OF 20.00 FOOT STORM SEWER EASEMENT

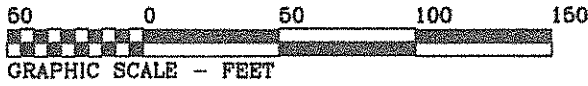
An Easement 20.00 feet wide lying 10.00 feet on each side of the centerline of the "existing Storm drain line" as generally described in Document M-41152-73 and shown in the Southeast portion of Parcel 1, Partition Plat No. 1994-34, Benton County Oregon, is **HEREBY EXPIRED** because the Storm drain line no longer goes there; BUT is now located and described as follows:

An Easement 20.00 feet wide lying 10.00 feet on each side of the centerline of the existing Storm drain line:

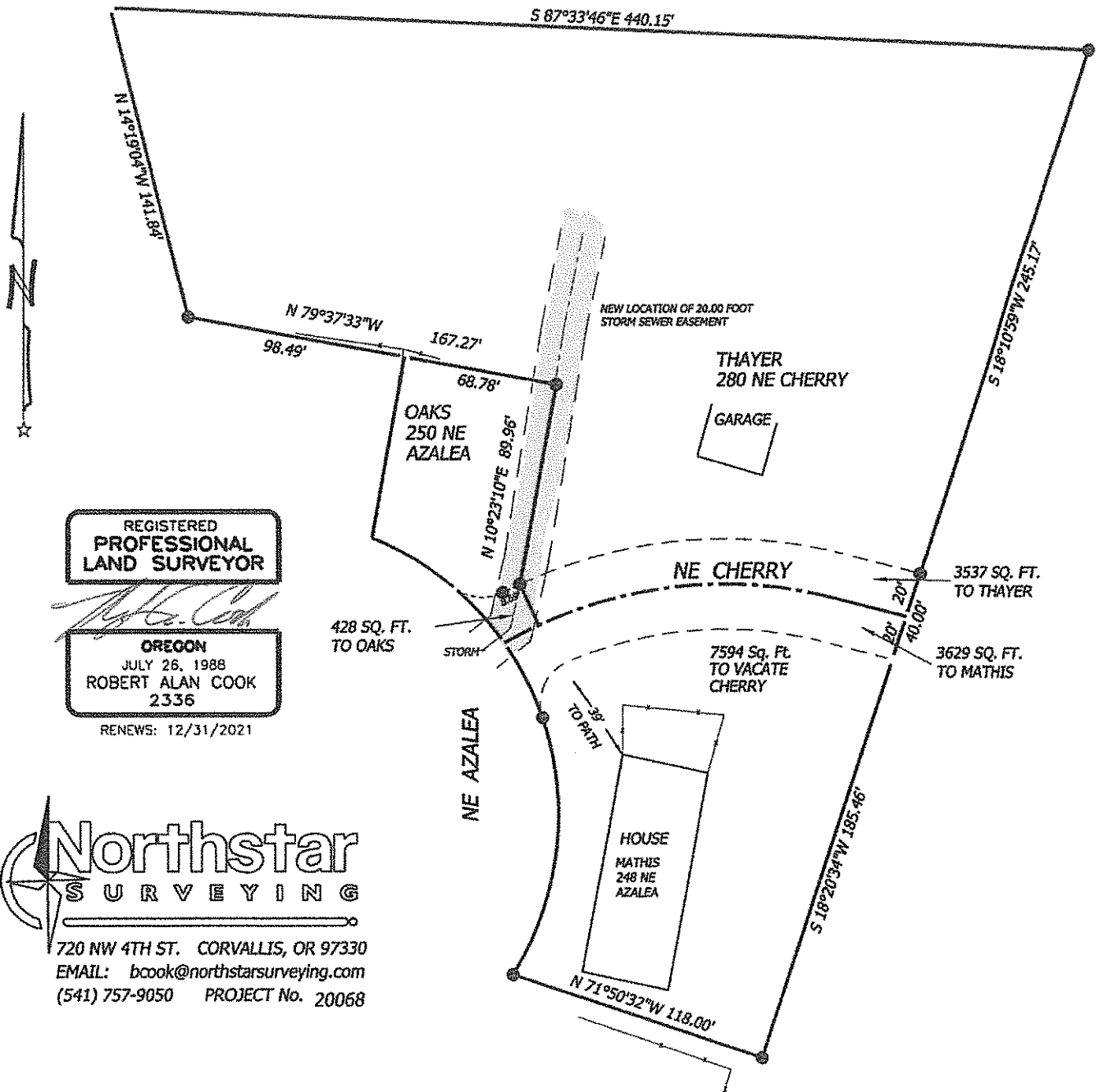
Beginning at a point of the Northeasterly right-of-way line of NE Azalea Drive lying S 21°12'43"W 24.96 feet from the 5/8" iron rod at the Southwest Corner of said Parcel 1, Partition Plat No. 1994-34, Benton County, Oregon;
Thence N 52°22'52"E 5.90 feet; thence N 10°30'48"E 178.83 feet and extension thereof to the Creek.

SKETCH OF SURVEY
FOR
BOB THAYER

ON
LOT 1, BLOCK 6, 1ST ADDN. TO ADAIR MEADOWS
AND PARCELS 1 AND 2, P. PLAT 94-34
NE 1/4 SECTION 20
T 10 S, R 4 W, W.M.
CITY OF ADAIR VILLAGE
BENTON COUNTY, OREGON
JUNE 25, 2020



STORM EASEMENT



REGISTERED
PROFESSIONAL
LAND SURVEYOR

Robert Alan Cook

OREGON
JULY 26, 1988
ROBERT ALAN COOK
2336

RENEWS: 12/31/2021

Northstar
SURVEYING

720 NW 4TH ST. CORVALLIS, OR 97330
EMAIL: bcook@northstarsurveying.com
(541) 757-9050 PROJECT No. 20068



ROBERT COOK - REGISTERED SURVEYOR

720 NW 4th Street, Corvallis, Oregon 97330 Phone 541-757-9050; FAX 541-757-7578

JUNE 29, 2020

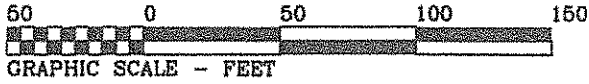
EASEMENT DESCRIPTION FOR CITY OF ADAIR

EXISTING 20.00 FOOT SANITARY SEWER EASEMENT (Doc. M-41152-73)

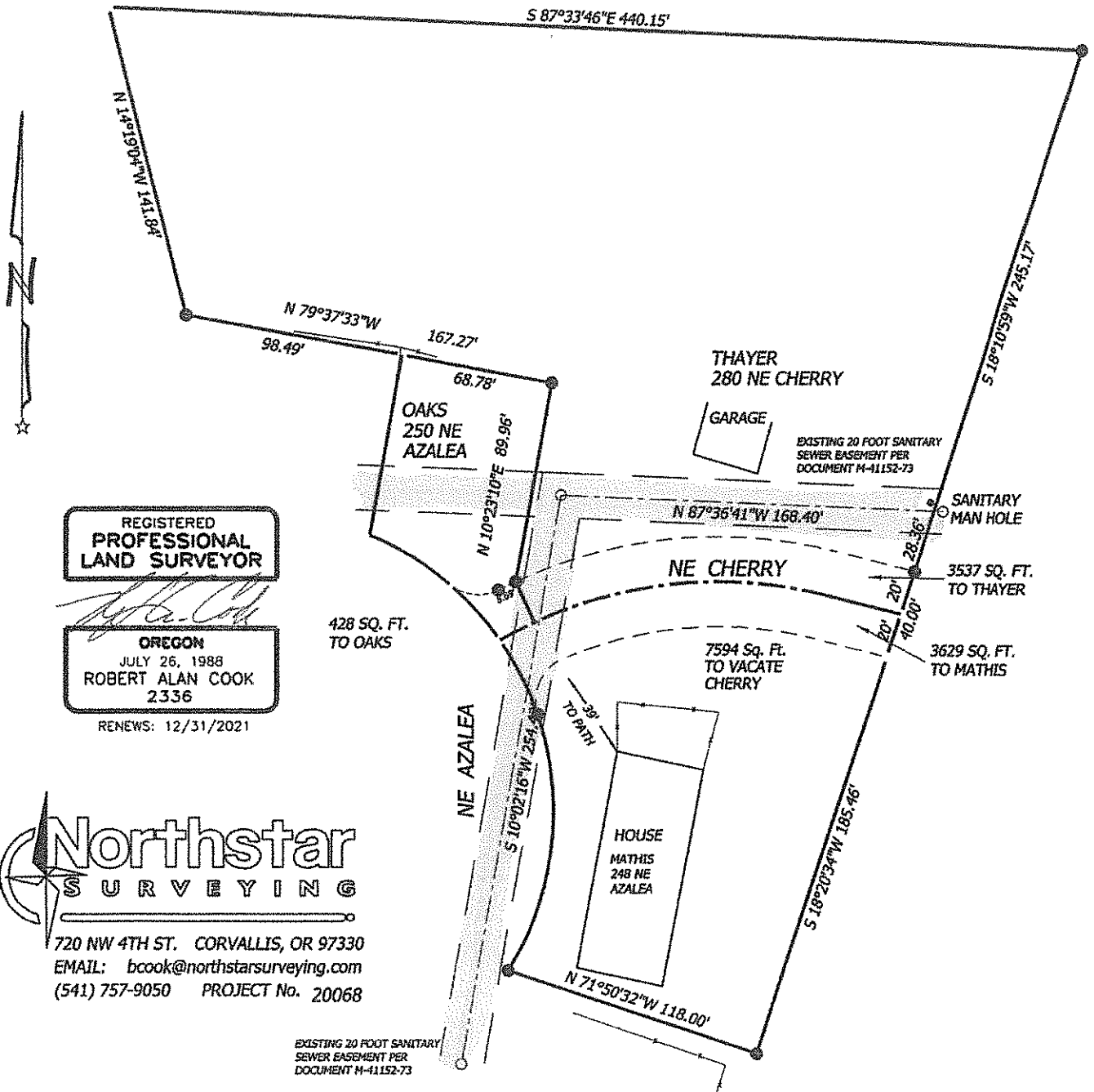
An Easement 20.00 feet wide lying 10.00 feet on each side of the centerline of the "existing Sanitary drain line" as generally described in Document M-41152-73 and shown in the Southerly portion of Parcel 1, Partition Plat No. 1994-34, Benton County Oregon, now located and described as follows:

Beginning at a point of the East line of said Parcel 1 lying N 18°10'59"E 28.36 feet from a 5/8" iron rod at the Parcel 1 Southeast Corner, thence N 87°36'41"W 168.40 feet to the center of a Sanitary Manhole; thence S 10°02'16"W 254.42 feet to the Center of a Sanitary Manhole.

SKETCH OF SURVEY
 FOR
BOB THAYER
 ON
 LOT 1, BLOCK 6, 1ST ADDN. TO ADAIR MEADOWS
 AND PARCELS 1 AND 2, P. PLAT 94-34
 NE 1/4 SECTION 20
 T 10 S, R 4 W, W.M.
 CITY OF ADAIR VILLAGE
 BENTON COUNTY, OREGON
 JUNE 25, 2020



SANITARY



REGISTERED
**PROFESSIONAL
 LAND SURVEYOR**

Robert Alan Cook

OREGON
 JULY 26, 1988
 ROBERT ALAN COOK
 2336

RENEWS: 12/31/2021

**Northstar
 SURVEYING**

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EXISTING 20 FOOT SANITARY
 SEWER EASEMENT PER
 DOCUMENT M-11152-73



ROBERT COOK - REGISTERED SURVEYOR

720 NW 4th Street, Corvallis, Oregon 97330 Phone 541-757-9050; FAX 541-757-7578

JUNE 29, 2020

**EASEMENT DESCRIPTION FOR CITY OF ADAIR AND BOB THAYER
TEMPORARY 15.00 FOOT ACCESS EASEMENT**

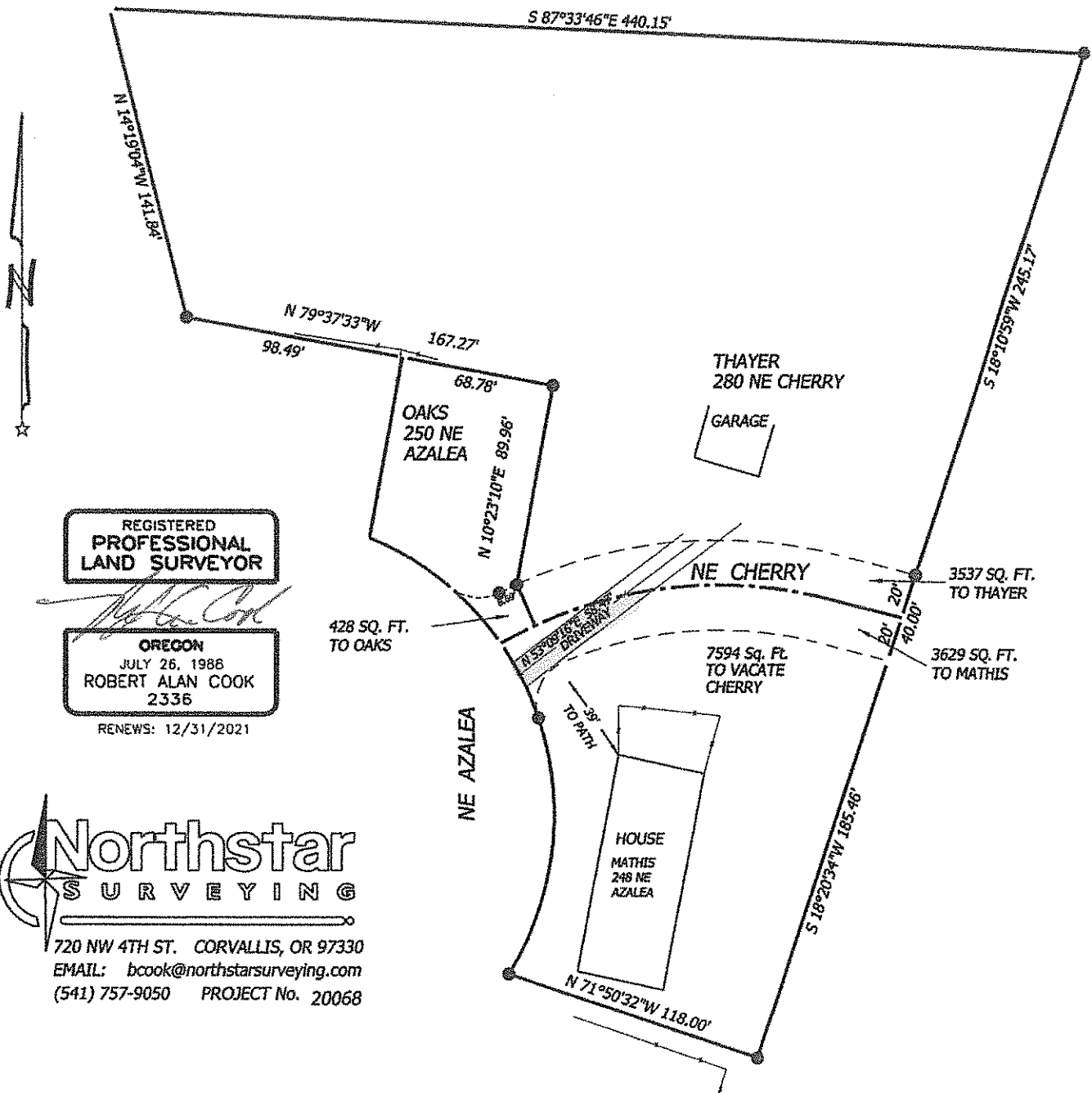
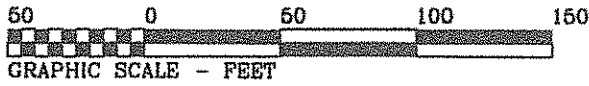
An Easement 15.00 feet wide lying 7.50 feet on each side of the centerline of the Existing gravel driveway currently lying withing NE Cherry Drive, City of Adair, Benton County, Oregon; to be expired following the planned Property Line Adjustment between Thayer and Mathis, described as follows:

Beginning at a point on the Easterly right-of-way line of NE Azalea Drive lying S 02°11'18"E 39.88 feet from a 5/8" iron rod at the Southwest Corner of Parcel 1, Partition Plat No. 1994-34, Benton County, Oregon, and thence running N 53°09'16"E 58.47 feet to the current centerline of said NE Cherry Drive.

SKETCH OF SURVEY
FOR
BOB THAYER

ON
LOT 1, BLOCK 6, 1ST ADDN. TO ADAIR MEADOWS
AND PARCELS 1 AND 2, P. PLAT 94-34
NE 1/4 SECTION 20
T 10 S, R 4 W, W.M.
CITY OF ADAIR VILLAGE
BENTON COUNTY, OREGON
JUNE 25, 2020

**TEMPORARY
ACCESS EASEMENT**





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JUNE 29, 2020

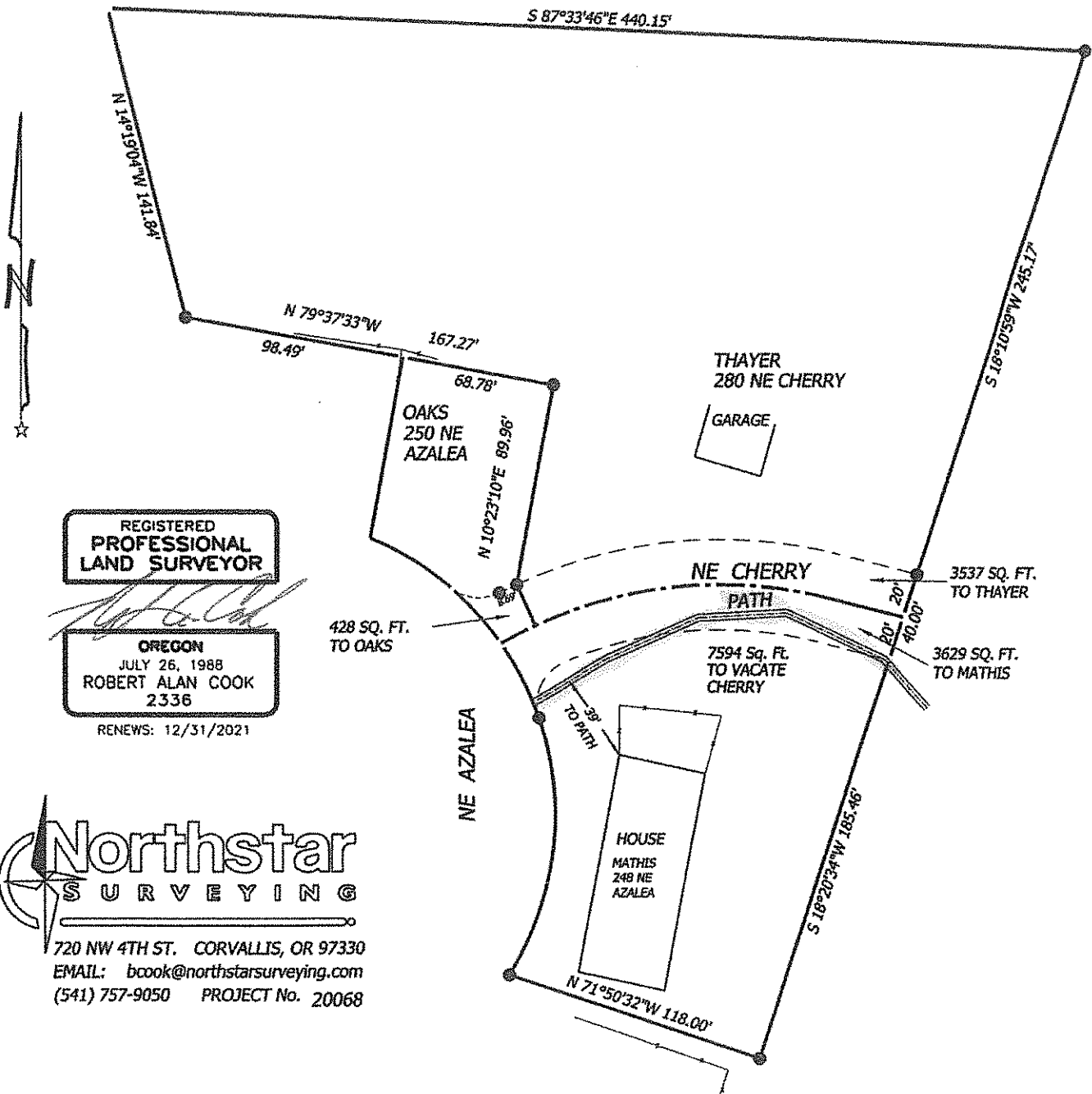
**EASEMENT DESCRIPTION FOR CITY OF ADAIR AND BOB THAYER
10.00 FOOT PUBLIC PEDESTRIAN ACCESS EASEMENT**

An Easement 10.00 feet wide lying 5.00 feet on each side of the centerline of the Existing gravel PATH currently lying withing NE Cherry Drive AND Lot 1, Block 6, First Addition to Adair Meadows, City of Adair, Benton County, Oregon; described as follows:

Beginning at a point on the Easterly right-of-way line of NE Azalea Drive lying N 20°46'28"W 7.34 feet from a 5/8" iron rod at the Northwest Corner of said Lot 1, and thence running N 59°34'55"E 37.87 feet; thence N 66°14'30"E 45.56 feet; thence N 86°53'22"E 39.37 feet; thence S 64°57'47"E 48.37 feet; thence S 41°50'56"E 2.78 feet to the East line of said Lot 1, and thus terminating at the edge of the City Park.

SKETCH OF SURVEY
FOR
BOB THAYER

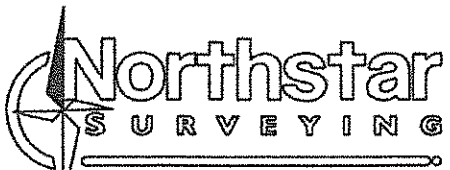
ON
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T 10 S, R 4 W, W.M.
CITY OF ADAIR VILLAGE
BENTON COUNTY, OREGON
JUNE 25, 2020



REGISTERED
**PROFESSIONAL
LAND SURVEYOR**

OREGON
JULY 26, 1988
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RENEWS: 12/31/2021



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JUNE 29, 2020

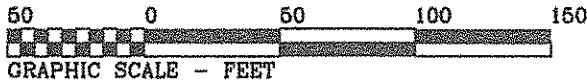
**EASEMENT DESCRIPTION FOR CITY OF ADAIR AND BOB THAYER
10.00 FOOT POWERLINE EASEMENT**

An Easement 10.00 feet wide lying 5.00 feet on each side of the centerline of the Existing Power line currently lying withing NE Cherry Drive AND Parcels 1 and 2, Partition Plat No. 1994-34, City of Adair, Benton County, Oregon; described as follows:

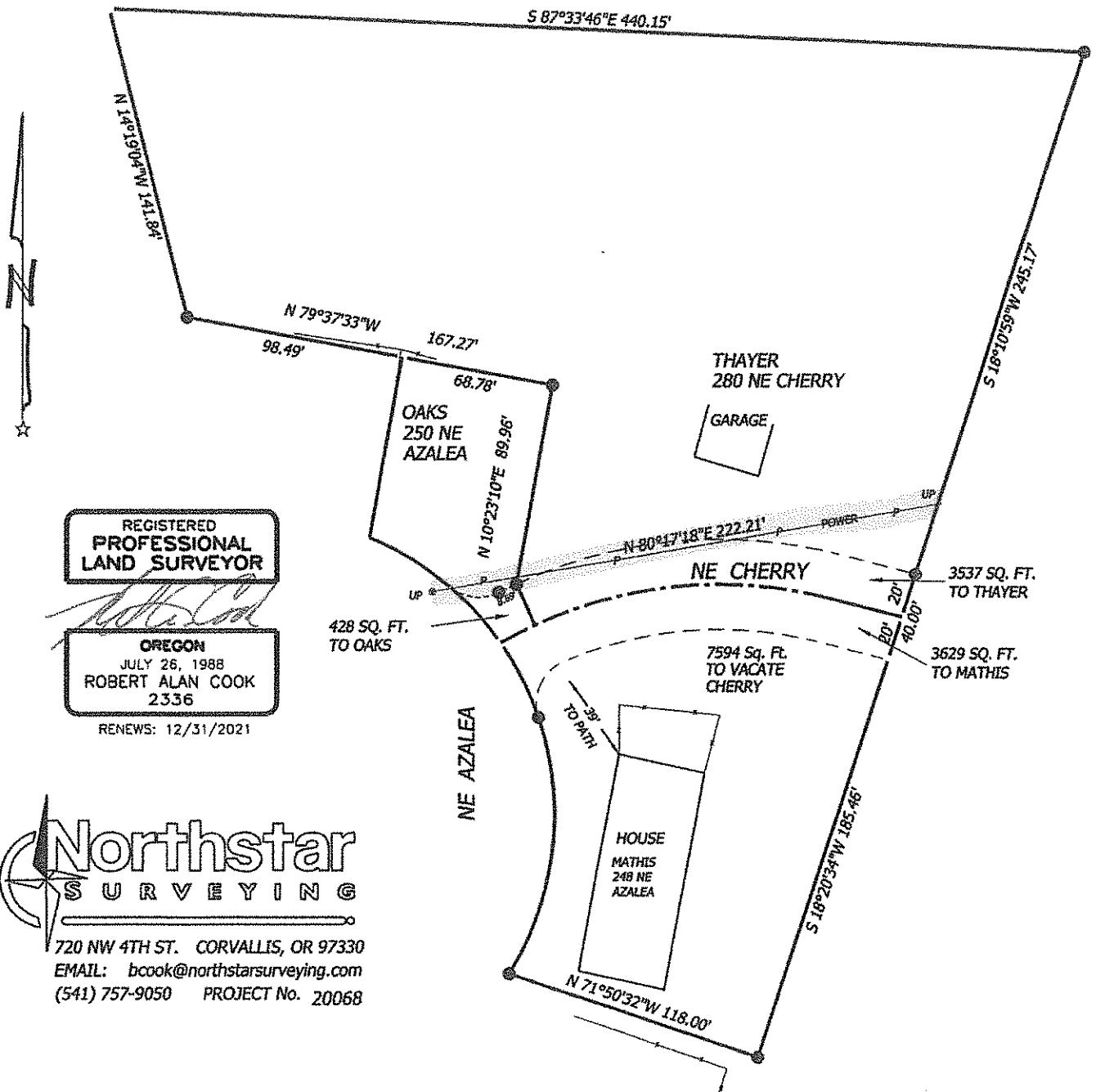
Beginning at a point on the Easterly right-of-way line of NE Azalea Drive lying S 86°12'58"W 29.00 feet 5/8" iron rod at the Southwest Corner of said Parcel 1, and thence running N 80°17'18"E 222.21 feet; to the East line of said Parcel 1, and thus terminating at the edge of the City Park.

SKETCH OF SURVEY
FOR
BOB THAYER

ON
LOT 1, BLOCK 6, 1ST ADDN. TO ADAIR MEADOWS
AND PARCELS 1 AND 2, P. PLAT 94-34
NE 1/4 SECTION 20
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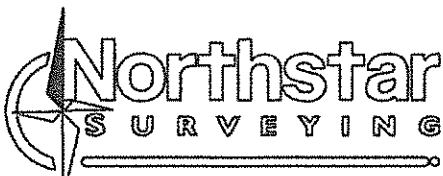
**POWER
EASEMENT**



REGISTERED
**PROFESSIONAL
LAND SURVEYOR**

Robert Alan Cook
OREGON
JULY 26, 1988
ROBERT ALAN COOK
2336

RENEWS: 12/31/2021



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JUNE 29, 2020

**EASEMENT DESCRIPTION FOR CITY OF ADAIR AND BOB THAYER
15.00 FOOT UTILITY EASEMENTS**

THE EXPIRATION OF THE 15.00 FOOT UTILITY EASEMENTS ALONG NE CHERRY LANE AND THE CREATION OF THE 15.00 FOOT UTILITY EASEMENT ALONG AND ADJACENT TO NE AZALEA LANE WHERE NE CHEERY LANE IS BEING VACATED.

