

ORDINANCE NO. 1545

AN ORDINANCE VACATING TWO SMALL PORTIONS OF NORTH MAPLE STREET PUBLIC RIGHT-OF-WAY THAT WERE FORMALLY PART OF A CUL-DE-SAC AT THE STREET'S NORTHERN TERMINUS.

WHEREAS, the City of Canby presently owns and maintains two small portions of North Maple Street public right-of-way that total 3,170 square feet and are described through a legal description and illustrated in Exhibit "A" and are attached heretofore and by this reference incorporated herein; and

WHEREAS, the vacation of this right-of-way was explicitly anticipated by the applicable subdivision plat recorded in 1975, which contemplated the cul-de-sac becoming obsolete in the event that Maple Street were to be extended to the north; and

WHEREAS, the vacation of this right-of-way was required by a condition of approval for the Seven Acres Subdivision (City File SUB 17-05); and

WHEREAS, the right-of-way is no longer required for public use; and

WHEREAS, a right-of-way vacation application and petition were submitted to the City for the aforementioned vacation on February 8, 2021; and

WHEREAS, the application was reviewed by the Planning Director and found to be complete; and


WHEREAS, as required by law, notice of public hearing was published for two (2) consecutive weeks in the Herald-Pioneer newspaper, posted on the area to be vacated, and mailed to all property owners within the State Statute defined "affected" area; and

WHEREAS, a public hearing was held on this matter before the Canby City Council on March 17, 2021 and all statutory requirements for the vacation were found to be met and the request suitable for approval.

NOW THEREFORE, THE CITY OF CANBY ORDAINS AS FOLLOWS:

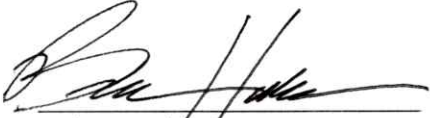
- (1) VAC 20-01 is hereby approved, and the right-of-way areas described by legal description and shown in Figure 1 in the attached staff report shall be vacated and title to the vacated property shall attach to the neighboring property owner.

SUBMITTED to the Council and read the first time at a regular meeting thereof on March 17, 2021, ordered posted in three (3) public and conspicuous places in the City for a period of five (5) days, as authorized by the Canby City Charter; and to come up for final reading and action by the Canby City Council at a regular meeting thereof on April 7, 2021 commencing after the hour of 7:30 p.m., hosted virtually from the Council Chambers located at 220 NE 2nd Avenue, Canby, Oregon.


Melissa Bisset, CMC
City Recorder


PASSED on the second and final reading by the Canby City Council at a regular meeting thereof on April 7, 2021 by the following vote:

YEAS 6 NAYS 0



Brian Hodson, Mayor

ATTEST:



Melissa Bisset, CMC
City Recorder

