

Date: 3-1-2000 By: JP

This survey consists of:

Map: For Vol 1 Pg 3ANarrative: _____ **99-28584**

Corner Rpt: _____

BOOK **1658** PAGE **675**

ORDINANCE NO. 3056

DOUGLAS COUNTY
SURVEYORAN ORDINANCE VACATING A PORTION OF W HARRISON STREET
IN THE CITY OF ROSEBURG

WHEREAS, pursuant to Roseburg Municipal Code Chapter 4.06, upon receipt of a report from the Community Development Department, the City Recorder initiated proceedings to vacate W Harrison Street located in the City of Roseburg, more particularly described in Section 1 of this ordinance and shown on the map attached hereto as Exhibit "A" of this ordinance; and

WHEREAS, the City Recorder published a notice of public hearing on the proposed vacation to be held before the Roseburg City Council on October 25, 1999, in the News-Review, a newspaper of general circulation in the City of Roseburg, Oregon, on October 3 and 10, 1999, posted said notice at or near each end of the proposed vacation area, and in at least two conspicuous places within the proposed vacation area and mailed such notice to all affected property owners, not less than 14 days prior to the date of the hearing, all of which more fully appear in the proof of publication, posting and mailing on file in the City Recorder's Office; and

WHEREAS, such public hearing was duly held at the above mentioned time and place, and all persons desiring to be heard on said matter were heard;

NOW, THEREFORE, THE CITY OF ROSEBURG ORDAINS AS FOLLOWS:

Section 1. W Harrison Street located in the City of Roseburg, and more particularly described as follows, is hereby vacated:

Beginning at a point on the westerly R/W line of Harrison St. from which the S.E. Corner of Lot 4, Block 2, A.J. Bellows First Addition to Roseburg, bears S.0° 04' 00" W., 177.45 feet; thence in a northerly direction along the westerly R/W line of Harrison St. to the water line of the South Umpqua River; thence in an easterly direction along the water line of the South Umpqua River to the intersection of the easterly R/W line of Harrison St.; thence in a southerly direction along the easterly R/W line of Harrison St. to a point 90° from the point of beginning; thence in a westerly direction to the point of beginning.

Section 2. Permanent public and private utilities easements shall be granted and reserved over the entire property described in the above Section 1 and vacated by this ordinance for use by any public or private utility which currently has public or private utilities within the area to be vacated. A permanent appurtenant easement shall be granted to and reserved for all abutting property owners and current easement holders over the entire property for the purpose of ingress and egress within the subject vacation area.

Further, a permanent easement shall be granted to allow maintenance of existing and establishment of future storm drainage facilities within the subject vacation area. A twenty-foot wide access and maintenance easement shall be granted the entire length of and centered on existing right-of-way for storm drainage facilities. Property owners further allow disbursement of street and storm drainage onto said property.

Section 3. There shall be no modifications to or construction on the property vacated by this ordinance which would in any way interfere or impede upon fire apparatus access to said property or any abutting property.

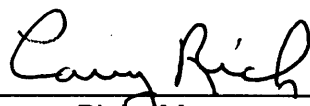
Section 4. The title to the property vacated by this ordinance shall attach to the lands bordering on such equal portions in accordance with ORS 271.140.

Section 5. Pursuant to ORS 271.150, the City Recorder is hereby directed to file a certified copy of this ordinance and the map attached hereto as Exhibit "A" with the Douglas County Clerk, Douglas County Assessor and Douglas County Surveyor.

Section 6. This ordinance shall take effect thirty days after adoption by the Roseburg City Council and approval by the Mayor.

ADOPTED BY THE CITY COUNCIL THIS 8th DAY OF ~~OCTOBER~~ ^{November} 1999, AND

APPROVED BY THE MAYOR THIS 8th DAY OF ~~OCTOBER~~ ^{November} 1999.



Larry Rich, Mayor

ATTEST:



Sheila R. Cox, City Recorder

