

City of St. Helens
ORDINANCE NO. 3235

AN ORDINANCE VACATING A PORTION OF THE
N. 8TH STREET (SPRING STREET), N. 9TH STREET (PACIFIC STREET),
AND WYETH STREET RIGHTS-OF-WAY

WHEREAS, a petition to vacate a portion of the N. 8th Street (Spring Street), N. 9th Street (Pacific Street), and Wyeth Street rights-of-way was filed with the City Recorder on or about June 29, 2018; and

WHEREAS, a Notice of Street Vacation was published September 5 and 12, 2018 and November 21 and 28, 2018 in *The Chronicle* describing the property to be vacated, the date the petition was filed, the date and location for objections, and the date of the hearing; and

WHEREAS, copies of the Notice of Street Vacation were posted near the property proposed to be vacated August 21, 2019; and

WHEREAS, a public hearing was held on September 19 and December 5, 2018 and testimony was received for the record.

NOW, THEREFORE, THE CITY OF ST. HELENS DOES ORDAIN AS FOLLOWS:

Section 1. The City Council hereby adopts the following findings based on the record:

- a. The Council received notice of the petition and set the public hearing date.
- b. The Notice of Street Vacation was duly published and posted in the manner required by law.
- c. The City Recorder has searched the City records and certified that there are no outstanding liens against the property to be vacated. They also certified that the real estate taxes on this property are also current.
- d. The majority of affected property owners support the street vacation request.
- e. The petitioners and their surveyor worked with City staff to ensure the future minimum 20 foot wide road is located on the most usable ground possible with minimal topographic constraints and for the portion of the Wyeth Street right-of-way where only half is being requested for vacation, that the minimum 20 foot wide road be on the centerline or the portion requested to be vacated, as required by the City Council.
- f. That the legal description and exhibit for this Ordinance based on the effort per Section 1.e was provided to the City within one year from December 5, 2018 as required by the Council.

Section 2. The portion of the N. 8th Street (Spring Street), N. 9th Street (Pacific Street), and Wyeth Street rights-of-way requested to be vacated, hereby vacated from and after the effective date of this Ordinance, is unimproved right-of-way that is:

Described per **Attachment "A"** attached hereto; and

Depicted per **Attachment "B"** attached hereto.

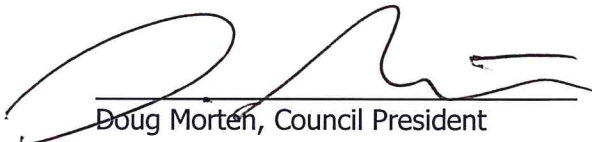
Section 3. The City Recorder shall file a certified copy of this Ordinance with the County Clerk, the County Assessor, and the County Surveyor of Columbia County, Oregon.

Read the first time: February 6, 2019
Read the second time: February 20, 2018

APPROVED AND ADOPTED this 20th day of February, 2019 by the following vote:

Ayes: Locke, Carlson, Topaz, Morten

Nays: None

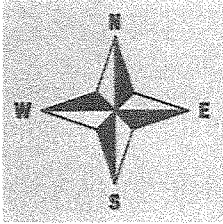


Doug Morten, Council President

ATTEST:



Kathy Payne, City Recorder



**REYNOLDS
LAND
SURVEYING,
INC.**

32990 Stone Road
Warren, OR 97053
(503) 397-5516
Fax (503) 397-5518

January 22, 2019

EXHIBIT "A"

Legal Description
Public Right of Way Vacations
Portions of 8th Street, 9th Street
& Wyeth Street, St. Helens

A Public Right of Way Vacation of portions of 8th Street and Wyeth Street, "St. Helens" as per plat on file and of record in the Clerk's Office of Columbia County, Oregon and being situated in the Southeast quarter of Section 33, Township 5 North, Range 1 West, Willamette Meridian, Columbia County, Oregon and being more particularly described as follows:

Beginning at the Southwest corner of Block 77, "St. Helens"; thence North 73°02'37" East, along the South line of said Block 77, a distance of 200.18 feet to the Southeast corner thereof; thence North 16°57'23" West, along the West line of said Block 77, a distance of 116.00 feet to the Northeast corner of Lot 21 of said Block 77; thence North 73°02'37" East a distance of 40.00 feet to the centerline of said 8th Street; thence South 16°57'23" East, along said centerline of 8th Street, a distance of 86.00 feet; thence South 73°02'37" West a distance of 10.00 feet; thence South 16°57'23" East a distance of 32.00 feet; thence along the arc of a 28.00 foot radius curve to the right (the long chord bears South 28°44'43" West 40.08 feet) an arc distance of 44.67 feet; thence South 74°26'48" West a distance of 81.34 feet; thence South 78°11'31" West a distance of 37.43 feet; thence South 76°47'08" West a distance of 71.12 feet; thence North 61°48'07" West a distance of 16.92 feet; thence North 16°57'23" West a distance of 8.00 feet to the point of beginning.

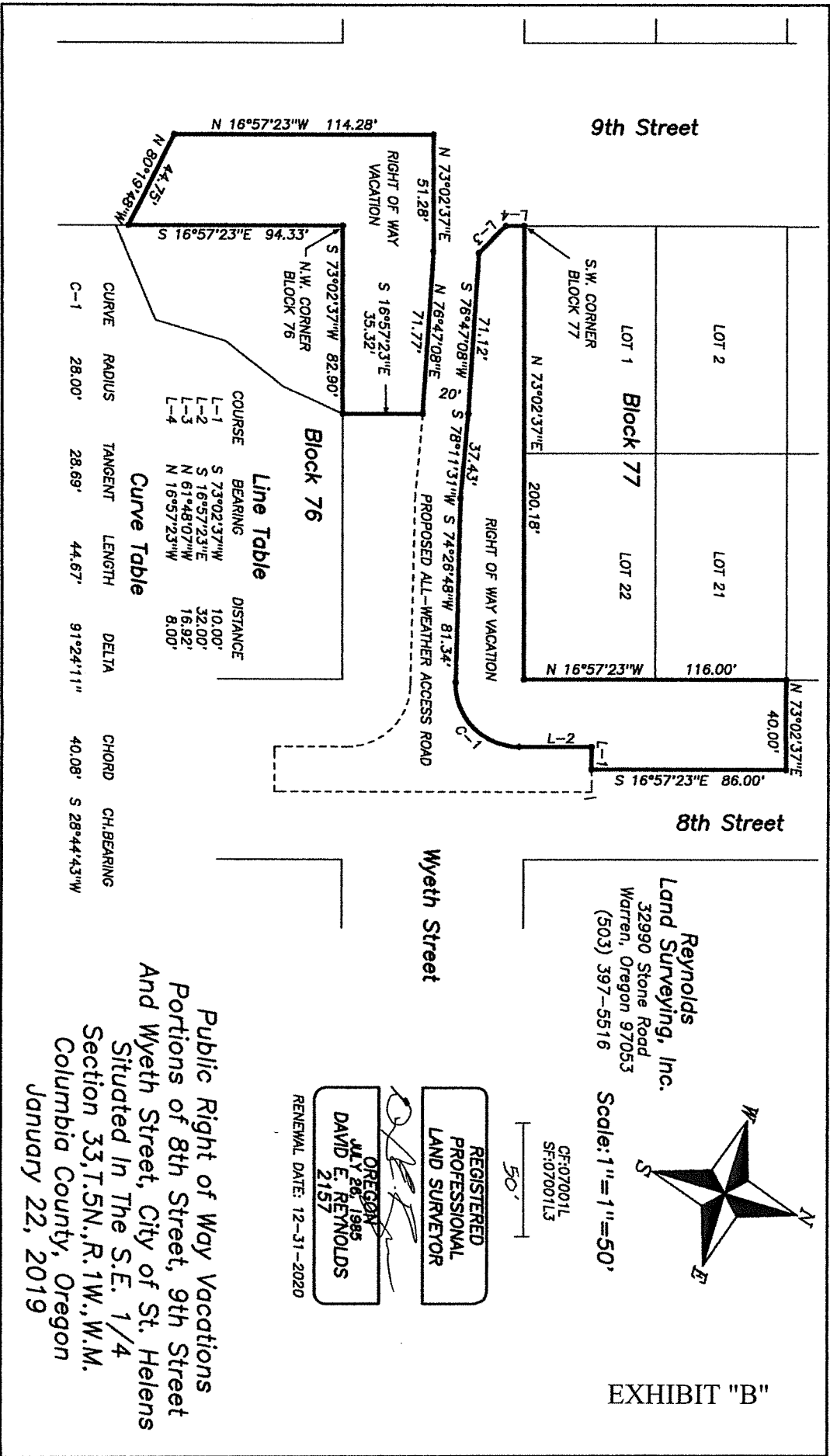
Together with a Public Right of Way Vacation of portions of 9th Street and Wyeth Street, "St. Helens", as per plat on file and of record in the Clerk's Office of Columbia County, Oregon and being situated in the Southeast quarter of Section 33, Township 5 North, Range 1 West, Willamette Meridian, Columbia County, Oregon and being more particularly described as follows:

Beginning at the Northwest corner of Block 76, "St. Helens"; thence South 16°57'23" East, along the West line of said Block 76, a distance of 94.33 feet; thence North 80°19'48" West a distance of 44.75 feet to the centerline of said 9th Street; thence North 16°57'23" West, along said centerline of 9th Street, a distance of 114.28 feet to the centerline of said 8th Street; thence North 73°02'37" East, along said centerline of 8th Street, a distance of 51.28 feet; thence North 76°47'08" East a distance of 71.77 feet; thence South 16°57'23" East a distance of 35.32 feet to the North line of said Block 76; thence South 73°02'37" West, along said North line of Block 76, a distance of 82.90 feet to the point of beginning.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 26, 1985
DAVID E. REYNOLDS
2157

RENEWAL DATE: 12-31-2020



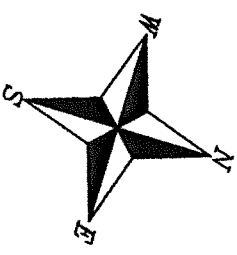
Line Table

COURSE	BEARING	DISTANCE
L-1	S 73°02'37" W	10.00'
L-2	S 16°57'23" E	32.00'
L-3	N 61°48'07" W	16.92'
L-4	N 16°57'23" W	8.00'

Curve Table

CURVE	RADIUS	TANGENT	LENGTH	DELTA	CHORD	CH. BEARING
C-1	28.00'	28.69'	44.67'	91°24'11"	40.08'	S 28°44'43" W

Reynolds
Land Surveying, Inc.
32990 Stone Road
Warren, Oregon 97053
(503) 397-5516



Scale: 1" = 1" = 50'

GF:07001L
SF:07001L3

50'

REGISTERED
PROFESSIONAL
LAND SURVEYOR

David E. Reynolds

OREGON
M.L. 26, 1985
DAVID E. REYNOLDS
2157

RENEWAL DATE: 12-31-2020

Public Right of Way Vacations
Portions of 8th Street, 9th Street
And Wyeth Street, City of St. Helens
Situated In The S.E. 1/4
Section 33, T.5N., R. 1W., W.M.
Columbia County, Oregon
January 22, 2019

EXHIBIT "B"