

City of St. Helens
ORDINANCE NO. 3283

**AN ORDINANCE VACATING A PORTION OF THE 7TH STREET
AND SOUTH 16TH STREET RIGHTS OF WAY**

WHEREAS, the City Council acted pursuant to ORS 271.130 to initiate vacation proceedings by motion which was approved by the City Council on April 6, 2022; and

WHEREAS, a Notice of Street Vacation was published April 20, 2022, and April 27, 2022, in *The Chronicle* describing the property to be vacated, the date the motion to initiate vacation proceedings was made by the City Council, 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 April 20, 2022; and

WHEREAS, a public hearing was held on May 4, 2022, 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 approved the motion to initiate vacation proceedings 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 owners of a majority of the area affected, computed on the basis provided in ORS 271.080, have not objected to this vacation.
- e. All abutting property is owned by the City of St. Helens.
- f. A 50' wide easement shall be granted that follows the power lines, as may be relocated due to development plans, between Kaster Road and S. 15th Street as a condition of land use approval to develop property that abuts the vacated right of way, as required by the City Council.

Section 2. The portion of 7th Street and South 16th Street right 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 as follows:

The entire 7th Street right-of-way of the South St. Helens addition to St. Helens, Oregon, lying northeast of the Kaster Road right of way; and

The extension of the S. 16th Street right of way, lying south of the East Street right of way within the St. Helens Subdivision, St. Helens, Columbia County, Oregon, as

dedicated by Columbia County Deed Book 272, Page 970.

The above-described vacated area is also depicted per **Attachment "A"** attached hereto.

Section 3. A 50' wide easement shall be granted that follows the power line, as may be relocated due to development plans, between Kaster Road and S. 15th Street as a condition of land use approval to develop property that abuts the vacated right of way.

Section 4. 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: May 18, 2022
Read the second time: June 1, 2022

APPROVED AND ADOPTED this 1st day of June, 2022 by the following vote:

Ayes: Morten, Topaz, Chilton, Birkle
Abstain: Scholl
Nays: None


Rick Scholl, Mayor

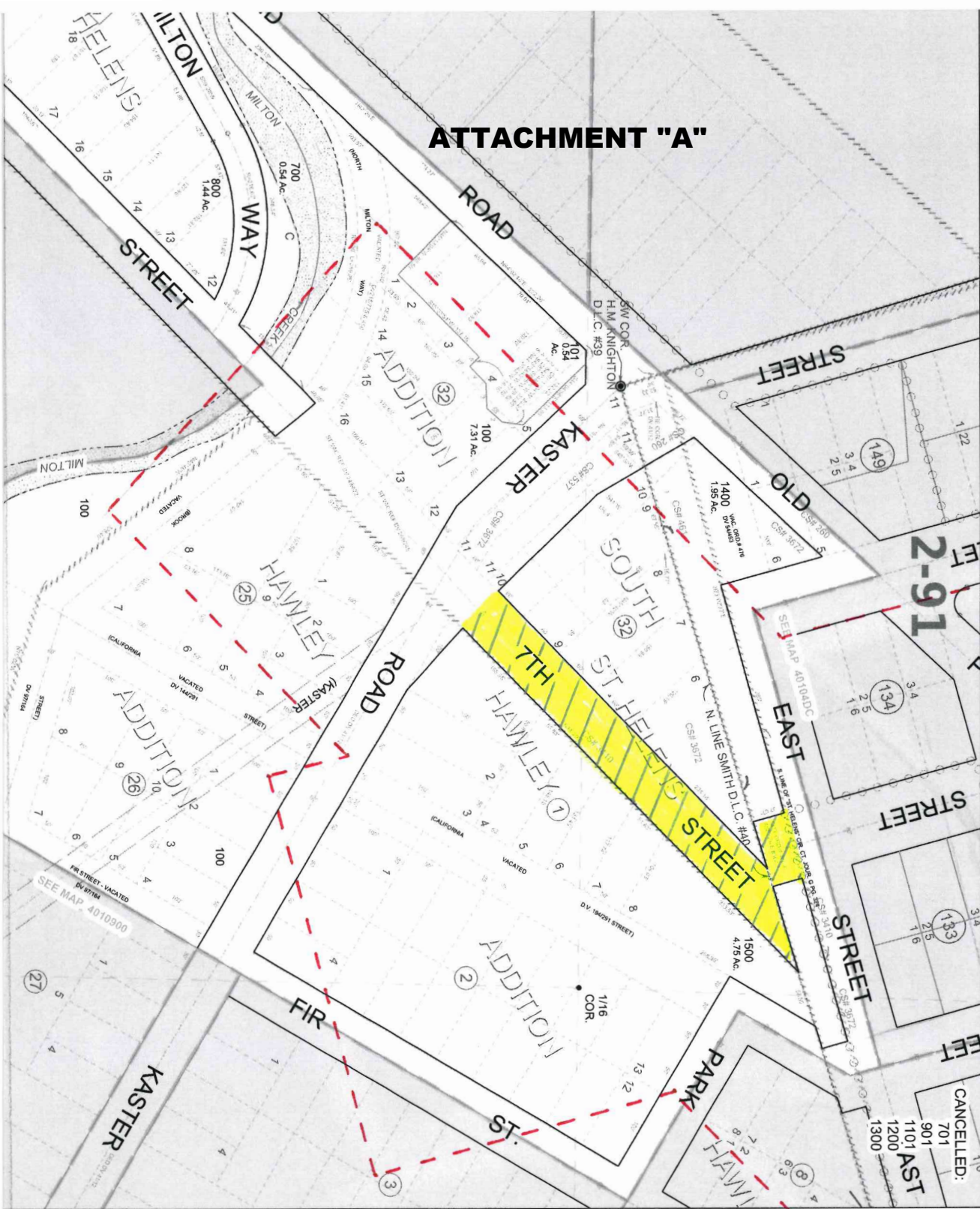
ATTEST:


Kathy Payne, City Recorder

ATTACHMENT "A"



N.W. 1/4 N.E. 1/4 SEC. 9 T. 4N. R. 1W. W.M.
COLUMBIA COUNTY
1" = 100'



S. 16TH

U4 U1 U3 AD
ST. HELENS

 VACATED AREA

NORTH →
VAC. 1.22
"AFFECTED AREA"

CANCELLED:
701
901
1101
1200
1300
AST