



ORDINANCE NO. 1066
VACATE A RIGHT-OF-WAY IN THE CITY OF STAYTON, OREGON

WHEREAS, ORS 271.080(1) provides that whenever any person interested in any real property in an incorporated city desires to vacate all or part of any street, such person may file a petition setting forth a description of the ground to be vacated; the reason for such vacation; and, the purpose for which the ground is proposed to be used;

WHEREAS, ORS 271.080(2) provides that appended to such petition, and as a basis for granting the same, must be the written and authorized consent of the owners of all abutting property and of not less than two-thirds in area of the real property affected;

WHEREAS, Kristine Looper, who lives at 1660 N 6th Avenue, has filed a petition requesting that the right-of-way between the south property line of 1732 N 6th Avenue and the north property line of 1660 N 6th Avenue be vacated;

WHEREAS, the purpose and reason for the right-of-way vacation is to convey ownership of the vacated right-of-way portion to the respective abutters, so that they can utilize the property for residential use;

WHEREAS, appended to such petition was the written and authorized consent of the owners of the abutting properties and of over two-thirds in area of the real property affected;

WHEREAS, on March 26, 2024, the Stayton Planning Commission did conduct a public hearing and following the public hearing recommended to the City Council that the subject right-of-way be vacated;

WHEREAS, April 15, 2024, the Stayton City Council did conduct a public hearing concerning the proposed vacation at which public testimony and the written record were received and considered; and

WHEREAS, at the conclusion of the public hearing the Stayton City Council determined that it was in the public interest to vacate the subject right-of-way.

NOW THEREFORE, THE STAYTON CITY COUNCIL ORDAINS AS FOLLOWS:

- SECTION 1.** The right-of-way between the south property line of 1732 N 6th Avenue and the north property line of 1660 N 6th Avenue, is hereby vacated.
- SECTION 2.** It is in the public interest that the right-of-way vacation, acted upon by this Ordinance, is conditioned by the retention of a 15-foot wide public utility easement centered over the public owned water line in the area to be vacated.
- SECTION 3.** This Ordinance shall take effect 30 days after adoption by the Stayton City Council and the Mayor's signing and shall be recorded in the Marion County Deed Records.

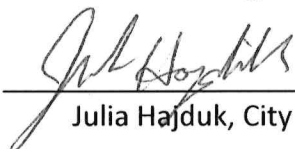
ADOPTED BY THE STAYTON CITY COUNCIL THIS 15 DAY OF APRIL 2024.

Signed: 4/15, 2024

BY: 

Brian Quigley, Mayor

Signed: 4/18, 2024

ATTEST: 

Julia Hajduk, City Manager