

ORDINANCE NO. 1740

**AN ORDINANCE VACATING A PORTION OF THE CORNWALL STREET RIGHT-OF-WAY WITHIN
THE CITY OF WEST LINN, OREGON**

WHEREAS, the City of West Linn submitted an application, pursuant to Oregon Revised Statute (ORS) 271.130, to vacate a portion of the Cornwall Street right-of-way, adjacent to tax lots 21E36BA06300 and 21E36BA07701, on August 8th, 2022; and,

WHEREAS, the City fixed a time pursuant to Oregon Revised Statute (ORS) 271.130 on September 12th, 2022, for a public hearing on the proposed vacation; and,

WHEREAS, the City published notice of the proposed right-of-way vacation in the West Linn Tidings on August 24th, 2022 and August 31st, 2022; and,

WHEREAS, City staff posted a copy of the notice, with all required information, at two conspicuous places near each end of the proposed vacation area on August 25th, 2022; and,

WHEREAS, the City Council held a public hearing on the proposed vacation on September 12th, 2022; and,

WHEREAS, the City Council found that the proposal complied with all requirements of ORS 271, the notice was complete, no objections were submitted, and the public interest will not be prejudiced by the vacation.

NOW, THEREFORE, THE CITY OF WEST LINN ORDAINS AS FOLLOWS:

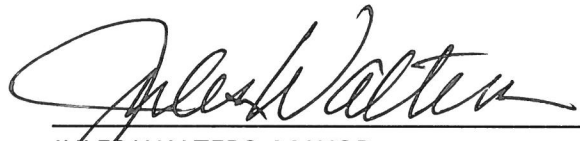
SECTION 1. Vacation. The portion of Cornwall Street right-of-way is vacated that is located in the City of West Linn, Clackamas County, Oregon, adjacent to tax lots 21E36BA06300 and 21E36BA07701, as more particularly described and attached in Exhibit A (legal description and map), which is incorporated by this reference.

SECTION 2. Establish Public Utility and Trail Easement. 20-feet of the vacated Cornwall Street right-of-way, centered on the new stormwater line constructed as part of the Willow Ridge subdivision, shall be subject to dedication of a public utility easement and public access easement.

SECTION 3. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.


SECTION 4. Effective Date. This ordinance shall take effect on the 30th day after its passage.

The foregoing ordinance was first read by title only in accordance with Chapter VIII, Section 33(c) of the City Charter on the 12th day of September 2022, and duly PASSED and ADOPTED this 12th day of September, 2022.



JULES WALTERS, MAYOR

ATTEST:



KATHY MOLLUSKY, CITY RECORDER

APPROVED AS TO FORM:



CITY ATTORNEY



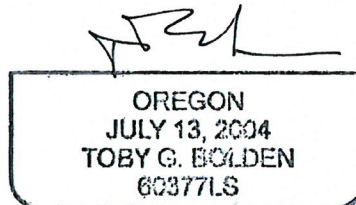
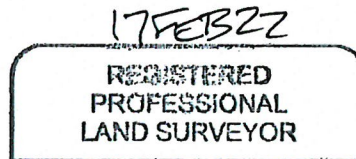
19376 Molalla Avenue, Ste. 120, Oregon City, OR 97045
P. 503-650-0188 F. 503-650-0189

Exhibit "A"
Legal Description

A Tract of land being a portion of Cornwall Street, located in the Northwest one-quarter of Section 36, Township 2 South, Range 1 East of the Willamette Meridian, City of West Linn, County of Clackamas, State of Oregon, being more particularly described as follows:

BEGINNING at the south corner of Lot 2, "GLENESK", Clackamas County Plat Records; thence along the southeast line of said Lot 2, North 27°41'39" East, 201.64 feet to a point that is North 62°18'21" West, 60.00 feet from the north corner of that Tract of land described in Deed Recorded as Document No. 2003-127282, Clackamas County Deed Records; thence leaving said southeast line of Lot 2, South 62°18'21" East, 60.00 feet to said north corner; thence along the northwest line of Lot 5 of said plat of "GLENESK", South 27°41'39" West, 200.00 feet to the west corner of said Lot 5; thence along the northeast line of the Plat of "TANNER CREEK ESTATES", North 63°52'20" West, 60.02 feet to the **POINT OF BEGINNING**.

Contains 12,049 square feet, more or less.



RENEWS: 3/DEC 23



LOT 2
"GLENESK"

CORNWALL STREET
30'
30'
S62°18'21"E 60.00'

SIGNED ON: 17 FEB 22

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 13, 2004
TOBY G. BOLDEN
60377LS

RENEWS: DECEMBER 31, 2023

N27°41'39"E 201.64'

12,049±
SQUARE FEET

S27°41'39"W 200.00'

LOT 5
"GLENESK"
DOCUMENT NO.
2003-127282

POINT OF BEGINNING
SOUTH CORNER OF
LOT 2, "GLENESK"

N63°52'20"W 60.02'

LOT 9
"TANNER
CREEK
ESTATES"

LOT 10

TRACT "C"

CLIENT: ICON
ORIG. DATE: 2-17-2022
DRAWN BY: RLC
SHEET No. 1 OF 1

EXHIBIT "B"
VACATION
CITY OF WEST LINN, CLACKAMAS COUNTY, OREGON
SCALE: 1"=30'

CENTERLINE CONCEPTS
LAND SURVEYING, INC.
19378 MOLALLA AVE., SUITE 120
OREGON CITY, OREGON 97045
PHONE 503.650.0188 FAX 503.650.0189