

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. 2020-029

Initiating Vacation Proceedings Pursuant to ORS 368.341(1)(c) for Public Property, and Directing the County Road Official to Prepare a Report as Required by ORS 368.346(1).

The Multnomah County Board of Commissioners Finds:

- A. ORS 368.341(c) authorizes a county governing body to initiate proceedings to vacate public property when the owner of property abutting public property files a petition with the county requesting vacation of the public property.
- B. County has received a petition seeking the vacation of a portion of a 12-foot wide, unnamed public way abutting public property, has been submitted to the County's Transportation Division and is attached as Exhibit 1.
- C. The portion of the public property proposed for vacation is more particularly described in the attached Exhibit 2 (the "Public Property").
- D. The petition complies with the requirements in ORS 368.341(3), including containing the acknowledged signatures of more than 60% of the owners of land abutting the property proposed to be vacated pursuant to ORS 368.341(3)(f).
- E. These portions of Public Property were established by the plat TOWN OF LATOURELLE FALLS, recorded June 3, 1887, in Book 2, Pages 104 and 105, in the Plat Records of Multnomah County, Oregon.
- F. The petitioner owns property adjacent to the Public Property and has indicated that this vacation will resolve building encroachment issues, as well as facilitate repairs and replacement of an existing septic system.

The Multnomah County Board of Commissioners Resolves:

- 1. Pursuant to ORS 368.341(1), this Board initiates a vacation proceeding regarding the Public Property being more particularly described in the attached Exhibit 2.
- 2. The Transportation Director is directed to prepare and file a report with the Board in accordance with ORS 368.346(1).

3. This Board declares its intention to vacate the Public Property if, after following the Transportation Director's report directed above and conducting a hearing in compliance with ORS 368.346(2), it determines that it is in the public's interest.

ADOPTED this 14th day of May, 2020.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Deborah Kafoury

Deborah Kafoury, Chair

REVIEWED:

JENNY MADOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By *Courtney Lords*
Courtney Lords, Senior Assistant County Attorney

Submitted by: Jaime Waltz, Interim Director, Department of Community Services

