

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

RESOLUTION NO. 2020-075

Public Hearing Regarding the Proposed Vacation of Public Property, Pursuant to ORS 368.346(2).

The Multnomah County Board of Commissioners Finds:

- a. The public way affected by this proposed vacation, was originally created by the plat Town of Latourelle Falls recorded on June 3, 1887, in Book 2, Pages 104-105, Multnomah County Plat Records, Multnomah County, Oregon.
- b. The portion of the public way to be vacated is more particularly described in Exhibit 1, attached hereto. Multnomah County does not maintain, nor have plans to develop, the public way proposed for vacation.
- c. James and Janie Griffin, petitioners, have submitted a petition to vacate a portion of this public way in compliance with ORS 368.341(3). A copy of the petition is attached to this Resolution as Exhibit 2.
- d. On May 14, 2020 the Board, by Resolution 2020-029, declared its intent to vacate a portion of this public way, and directed the County Engineer to prepare a report as required under ORS 368.346.
- e. On May 28, 2020 the Board by Resolution 2020-035, accepted the County Engineer's report, which found the proposed vacation to be in the best public interest; directed that Notice be provided as required by ORS 368.346; and, set August 27, 2020 as the public hearing date for the proposed vacation.
- f. As required under MCC 27.054, the County has received a total of \$1265.00 from the petitioners, of which \$200.00 applies to a feasibility study performed by the County. The remaining \$1065.00 will be applied to the vacation proceeding. The total costs for this vacation, including administrative costs, are \$3249.40. Administrative costs include staff time for research, review, analyses, and document preparation. The balance owed by the petitioners at the date of this hearing is \$1984.40.
- g. Upon vacation, the portion of public way described in said Exhibit 1 will remain subject to the rights of any existing public utility that has improvements located within that former public way.

The Multnomah County Board of Commissioners Resolves:

1. Subject to the petitioner's payment of all funds due as provided above under MCC 27.054, the portion of public way, as more particularly described in the attached Exhibit 1, is vacated as a public way, excepting the easement rights any existing utilities may have in the vacated property under ORS Chapter 368.

2. Pursuant to MCC 27.054, the total cost for this vacation proceeding incurred by the County is \$3249.40; and James and Janie Griffin, the petitioners, are directed to pay the remaining amount of \$1984.40 to the County.
3. The Transportation Division of the Department of Community Services will record and file this Resolution in accordance with ORS 368.356(3), only upon receipt of the total amount due under MCC 27.054; as set forth in Resolved Clause No. 2.
4. Upon the recording and filing of this Resolution, the County Surveyor will mark the plat, if applicable, as provided under ORS 271.230, and title in the underlying property shall vest as provided under ORS 368.366.

ADOPTED this 10th day of September, 2020

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Deborah Kafoury

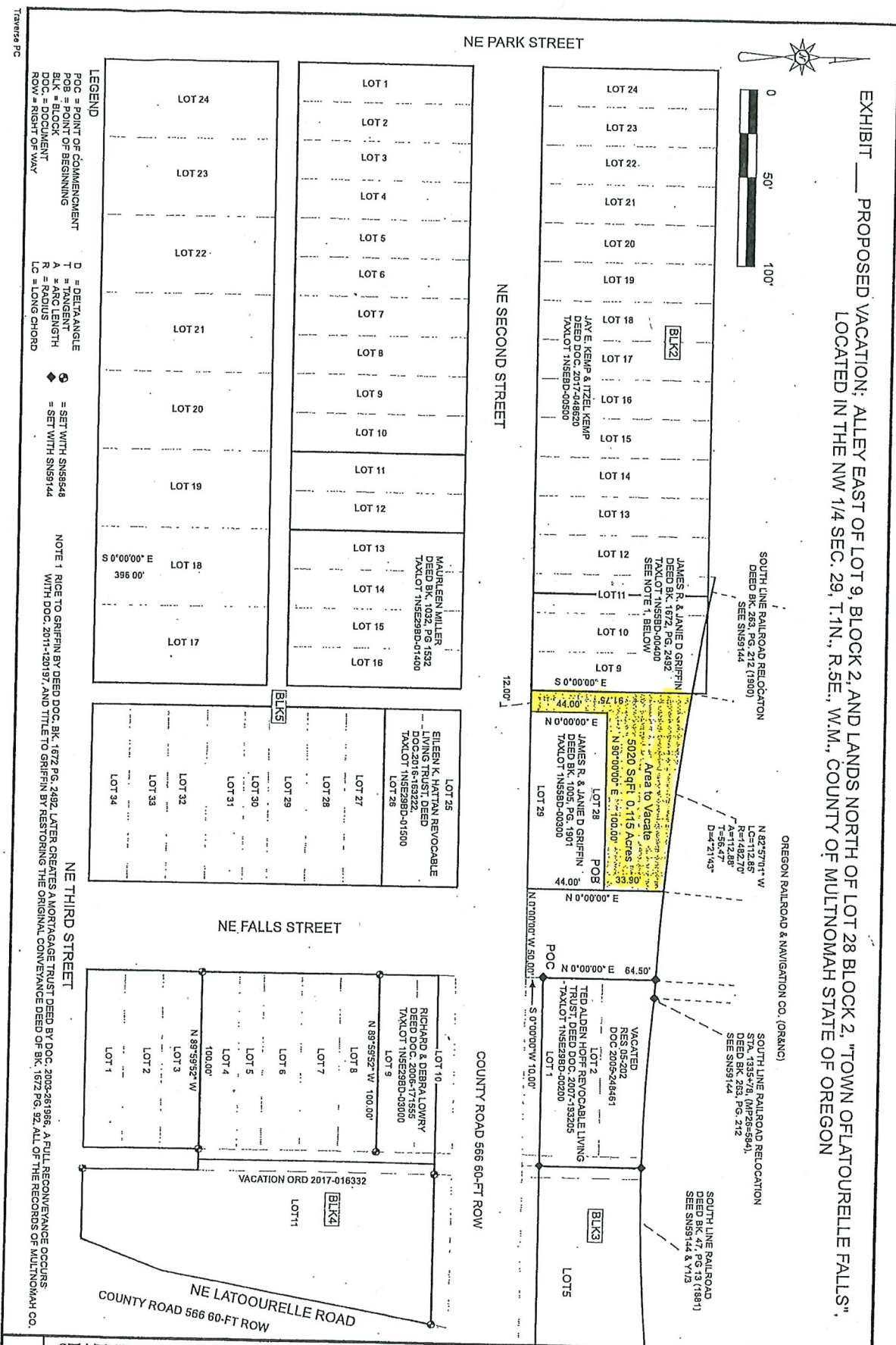
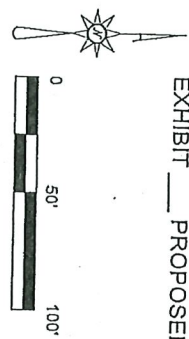
Deborah Kafoury, Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

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

SUBMITTED BY: Jamie Waltz, Interim Director, Department of Community Services

EXHIBIT ___ PROPOSED VACATION: ALLEY EAST OF LOT 9, BLOCK 2, AND LANDS NORTH OF LOT 28 BLOCK 2, "TOWN OF LATOURELLE FALLS", LOCATED IN THE NW 1/4 SEC. 29, T.1N., R.5E., W.M., COUNTY OF MULTNOMAH STATE OF OREGON



LEGEND

POB = POINT OF BEGINNING

BLK = BLOCK

ROW = RIGHT OF WAY

D = DELTA ANGLE

T = TANGENT

A = ARC LENGTH

R = RADIUS

LC = LONG CHORD

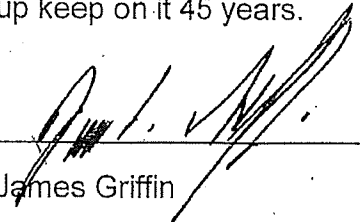
◆ = SET WITH SN58548

◇ = SET WITH SN59144

<p>STATEWIDE LAND SURVEYING INC.</p> <p>43 NW AVA AVENUE GRESHAM OR 97030</p> <p>O 503-665-7777</p> <p>F 503-665-7988</p> <p>SURVEY@STATEWIDESURVEYING.COM</p> <p>JIM GRIFFIN</p>	<p>JOB: 2018-483</p> <p>DRWN: GDS</p> <p>APRVD: GDS</p> <p>SHEET 1 OF 1</p>	<p>SCALE 1" = 50'</p> <p>DATE: 04-04-19</p> <p>DATE: 04-04-19</p> <p>SURVEY DATE: OFFICE</p>	<p>RVSD:</p> <p>RVSD:</p> <p>RVSD:</p> <p>RVSD:</p>
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We are requesting the vacation of this property due to an aerial photo showing that part of our barn is extending onto this property. We need to redo our septic system and need to leech the lines through the alley way leading to this property.

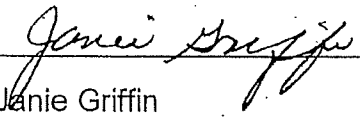
We, James Griffin and Janie Griffin, 43015 NE 2nd Street, Corbett, OR 97019 (Latourelle Falls) own 60 percent of the land abutting this property and have been maintaining the up keep on it 45 years.



James Griffin

4/8/2019

Date



Janie Griffin

4/8/2019

Date

OREGON NOTARY ACKNOWLEDGMENT

State of Oregon

County of Multnomah

This record was acknowledged before me on (date) April 8th, 2019
by (name(s) of individual(s)) James Griffin and Janie Griffin

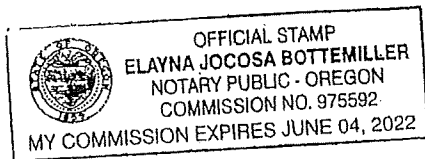


Signature of Notarial Officer

Notary for the State of Oregon
Title of Office

My commission expires: June 04, 2022

Stamp



Document Description

This certificate is attached to page _____ of a _____ (title
or type of document), dated _____, consisting of _____
pages.

December 19, 2019

To: Patrick Hinds

Fr: James Griffin

Re: Vacation petition for land in Latourell Falls

Hello Pat,

This is an addendum to the vacation petition we have submitted regarding the property in Latourell Falls, in Multnomah County.

The owner that on the North border of the property is:

Union Pacific Railroad
1400 Douglas Street
Omaha, Nebraska, 68179

Thank You,
James Griffin
503-502-0862