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**CLACKAMAS  
COUNTY  
RECORDING  
DEPARTMENT  
CERTIFICATE  
PAGE**

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**RESOLUTION NO. 06-27**

**A RESOLUTION CONSENTING TO VACATION OF LIBRARY COURT IN THE CITY OF OREGON CITY**

**WHEREAS**, Library Court is a county road within the City of Oregon City that is designated a local street in the City of Oregon City's Transportation System Plan; and

**WHEREAS**, Clackamas County, as the owners of 100 percent of the abutting property, have petitioned Clackamas County to vacate Library Court (the Vacation Petition); and

**WHEREAS**, Clackamas County, in accordance with ORS 368.351, has granted the Vacation Petition and Clackamas County has ordered the vacation of Library Court, as shown in Clackamas County Order No. 2006-241, attached as Exhibit "A" to this resolution; and

**WHEREAS**, Library Court is located entirely within the City of Oregon City and, therefore, the City must consent to any vacation of Library Court, as provided in ORS 368.326(1); and

**WHEREAS**, Clackamas County desires to vacate Library Court in order to facilitate the development of County facilities in the Red Soils area; and

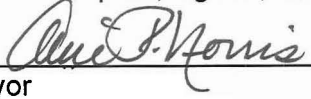
**WHEREAS**, Clackamas County has ordered that this vacation does not negate any of the public utilities contained within the right-of-way and further reserves rights to maintain, repair, replace, construct, or reconstruct, install, renew, and enlarge all utilities that are now used for any public service or utility; and

**WHEREAS**, the City Commission of Oregon City understands that all City public utility lines within or next to Library Court are in existing Public Utility Easements and additional public utilities in other locations will require new easements from the county; and

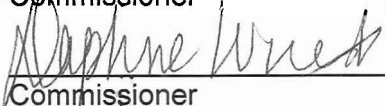
**WHEREAS**, the City Commission of Oregon City, being fully informed of the purposes of the vacation and the objections thereto.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission that the City of Oregon City, Oregon hereby consents to the vacation of Library Court as ordered by Clackamas County in Clackamas County Order No. 2006-241.

Adopted, signed, and approved this 5<sup>th</sup> day of July 2006.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Commissioner

  
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Commissioner

  
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Commissioner

  
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Commissioner

Comprising the City Commission of Oregon  
City, Oregon

**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF CLACKAMAS COUNTY, STATE OF OREGON**

**FILED**

JUN 20 2006

Clackamas County Clerk

In the matter of the vacation of  
Library Court, County Road  
No. 2709 (DTD No. 32031) located  
in Section 5C, Township 3 South, Range  
2 East, W.M., Clackamas, County, Oregon

ORDER NO. 2006-241  
Page 1 of 2

This matter has come before the Board of  
County Commissioners to consider whether to vacate Library Court, County Road Number 2709,  
which is described as follows:

All that portion of Library Court, County Road Number 2709, that lies west of the  
westerly right-of-way line of Kaen Road as described on sheet 1 of 4 in the Plat of Red  
Soils, Plat Number 2980, Survey Records of Clackamas County.

The Board has received: (1) a petition  
signed by 100 percent of the abutting owners, and (2) a written report from Cam Gilmour, the  
County Road Official, who finds this vacation to be in the public interest, has read the petition and  
report from the County Road Official, and has determined the vacation of the above described  
portion of roadway to be in the public interest.

This is an intergovernmental vacation and  
shall not become effective until the City of Oregon City by Resolution or Order concurs with the  
County governing body in the vacation procedures.

Clackamas County Planning, Engineering,  
Transportation Maintenance Division as well as all local utilities have been contacted and do not  
have any objections to the proposed road vacation as long as utility easements are retained.

NOW, THEREFORE, IT IS HEREBY  
ORDERED that the above described portion of Library Court, containing 33,600 square feet, more  
or less, County Road 2709, be vacated when the City of Oregon City concurs by Resolution or  
Order; and,

IT IS FUTHER ORDERED that nothing  
contained herein shall cause or require the removal or abandonment of any storm or sanitary  
sewer, water main, gas line, conduit of any kind, wires or poles which are now installed in said  
right-of-way and used or intended to be used for any public service or utility. Also the rights are  
reserved to maintain, repair, replace, construct or reconstruct, install, renew, and enlarge all utilities  
that are now used for any public service or utility, and,

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**BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF CLACKAMAS COUNTY, STATE OF OREGON**

In the matter of the vacation of  
Library Court, County Road  
No. 2709 (DTD No. 32031) located  
in Section 5C, Township 3 South, Range  
2 East, W.M., Clackamas, County, Oregon


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ORDER NO. 2006-241  
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IT IS FURTHER ORDERED, that this Order  
and attached exhibits be recorded in the Deed Records for Clackamas County and that a copy be  
filed with the County Surveyor, County Assessor, and Finance Office/Fixed Assets.

ADOPTED this 15th day of June, 2006.

  
\_\_\_\_\_  
CHAIR

  
\_\_\_\_\_  
Recording Secretary

(3) (4)

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