

AFTER RECORDING RETURN TO:
City Recorder (Leilani Bronson-Crelly)
P.O. Box 3040
Oregon City, Oregon 97045-0304

Map No.: 3-2E-8CD
Tax Lot: 100 - 8100
Engineering File No.: EVA03-001

Clackamas County Official Records
Sherry Hall, County Clerk

2003-032669



\$31.00

00446106200300326690020026

03/17/2003 04:53:32 PM

D-OD Cnt=1 Stn=2 DIANNAW
\$10.00 \$11.00 \$10.00

RESOLUTION NO. 03-08

A RESOLUTION REQUESTING THE VACATION OF ALL 5-FOOT SIDE YARD PUBLIC UTILITY EASEMENTS AND ALL 10-FOOT REAR YARD NON-STREET FRONTING PUBLIC UTILITY EASEMENTS LOCATED AT THE NOBEL RIDGE (N0. 1) SUBDIVISION, CITY OF OREGON CITY, PLAT NO. 3488, A DULY RECORDED PLAT, CLACKAMAS COUNTY, OREGON.

WHEREAS, Lots 1 through 81 of Nobel Ridge (N0. 1) subdivision have existing 5-foot side yard public utility easements and 10-foot rear yard non-street fronting public utility easements as recorded on the plat of the Nobel Ridge (N0. 1) subdivision, Clackamas County Plat No. 3488; and

WHEREAS, the property owner of lot 19 has requested a vacation of the rear yard public utility easement on said lot (City of Oregon Engineering Division File No. EVA03-001); and

WHEREAS, said property owner plans to construct an in-ground swimming pool in a portion of the rear yard public utility easement of said lot; and

WHEREAS, the City Engineering Division staff has determined there to be no current or future public need for above described public utility easements; and

WHEREAS, this vacation is in the best public interest because there would be no impact on adjacent property; and

WHEREAS, it is in the public interest to not unduly burden a private property with unused easements.

NOW, THEREFORE, BE IT RESOLVED by the City Commission that the City of Oregon City, Oregon, to vacate the above described 5-foot side yard and the 10-foot rear yard public utility easements.

Adopted, signed, and approved this 19th day of February 2003.

Mayor

Commissioner

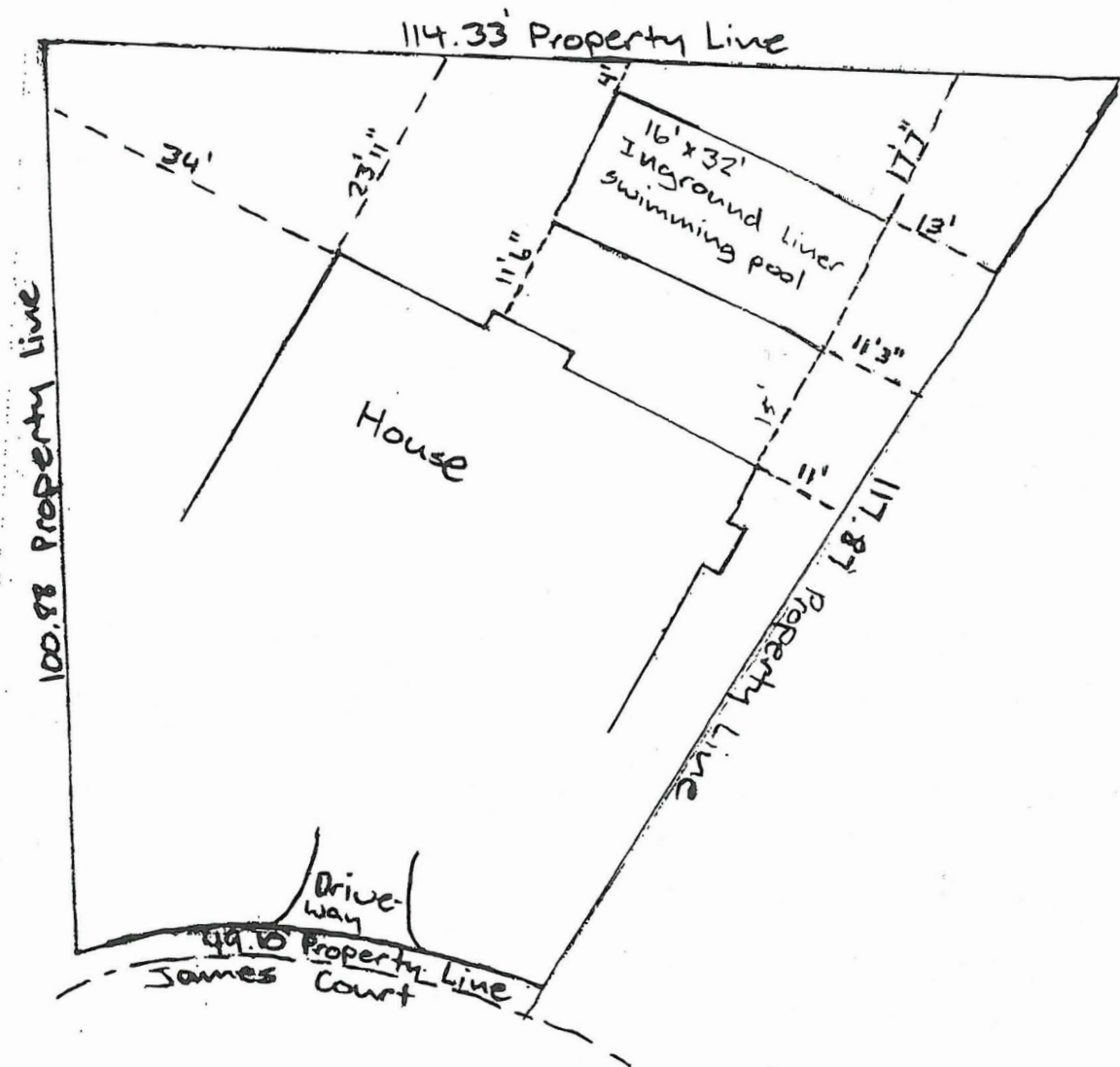
Commissioner

Commissioner

Commissioner

Comprising the City Commission of Oregon
City, Oregon

Scale:
1" = 20'

DAVE and SUE KIMEL

13291 JAMES COURT

OREGON CITY, OR 97045

1st LOT, 19


2003-01-31

2003-01-31 11:00 AM
120 S. 1st St. 1st Lot
1st Lot
2nd Lot
3rd Lot

COMMISSION REPORT: CITY OF OREGON CITY

TO THE HONORABLE MAYOR AND COMMISSIONERS

320 Warner Milne Road----(503) 657-0891

| | | |
|--------------------------------------------------------------------------------------------------------|------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  INCORPORATED 1844 | Agenda Item No.: 5.1 | Topic: Proposed Resolution No. 03-08, the Vacation of Generic Unneeded Public Utility Easements in the Nobel Ridge Subdivision (EVA03-001) |
| | Report No.: 03-037 | |
| | Agenda Type: DISCUSSION/ACTION | |
| | Meeting Date: February 19, 2003 | Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Prepared By: John Knapp | Reviewed By: Bob Cullison | Approved By: B. Nakamura |

RECOMMENDATION:

COPY

It is recommended that the City Commission adopt a motion accepting Proposed Resolution No. 03-08, vacating generic unneeded public utility easements in the Nobel Ridge Subdivision.

REASON FOR RECOMMENDATION:

It appears that no public utilities exist or are planned within the easement areas. City Engineering staff has determined that there appears to be no current or future need of these easements.

BACKGROUND:

The property owner of 13291 James Court (Nobel Ridge Lot 19) desires to construct an in-ground swimming pool. The proposed location of this pool is approximately 4-foot off of the rear property line of this lot and conflicts with an existing 10-foot wide rear yard public utility easement. This easement was created as a generic rear yard public utility easement by the plat of Nobel Ridge (Clackamas County subdivision plat No. 3488).

Proposed Resolution No. 03-08 allows for the vacation of unneeded public utility easements (PUE's) on all lots (1 - 81) of the Nobel Ridge (No. 1) subdivision as described as the following easements:

- All 5-foot side yard PUE's
- All 10-foot Rear yard non-street fronting PUE's (excludes those adjoining public streets)

On the February 19, 2003, agenda is Proposed Resolution No. 03-08 for the vacation of unneeded PUE's - City Engineering File No. EVA03-001.

A copy of the public utility easement vacation application is attached for Commission review.

Map No. 3-2E-8CD

Tax Lots 100-8100

Nobel Ridge subdivision
(EVA03-001)

BUDGET IMPACT: FY(s): N/A

Funding Source: N/A

Approved 4:0