

STREET VACATION APPLICATION REQUIRED ATTACHMENTS AND PROCESS

Per ORS 271.080 thru 271.180
Vacations in incorporated cities

Required Attachments to Application:

1. Petition consenting to the vacation signed by all property owners abutting the real property to be vacated, and of not less than two thirds (2/3) in area of the real property affected*.

*Real property shall be deemed to be the land lying on either side of the street or portion thereof proposed to be vacated and extending laterally to the next street that serves as a parallel street, but in any case not to exceed 200 feet, and the land for a like lateral distance on either side of the street for 400 feet along its course beyond each terminus

2. Survey of area to be vacated
3. Site Plan (1"=200')
4. Map of affected area
5. Legal Description of the area proposed to be vacated
6. Address the following Comprehensive Plan Policies
 - #24 Avoid dispositions of publicly owned land and rights-of-way before an evaluation of their merit as public open space.
7. Narrative, including the following information:
 - Proposed use of vacated area
 - Reason for vacation
 - How vacated area will be maintained
 - How and who will be given title to the vacated property

*i.e. easements, private access easement maintenance agreement

Process:

1. After receipt of the application and appropriate application fee, the City will review the application for completeness within 30 days.
2. When application has been deemed complete by Staff, a Public Hearing date before the City Council will be assigned
3. The area shall be posted in two conspicuous areas at or near each end of the proposed vacation area at least 14 days prior to the hearing date. Posting shall include the date, time and location of the hearing.
4. The notification of hearing will be published in a local newspaper for two consecutive weeks at least 14 days prior to the hearing date.
5. Title to vacated area:

The title to the vacated area shall attach to the lands bordering on such area in equal portions; except that where the area has been

originally dedicated by different persons and the title to such area has not been otherwise disposed of.

6. Upon approval and adoption of the ordinance a certified copy of the ordinance vacating the area shall recorded with the County Clerk.

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