

ORDINANCE NO. 403

AN ORDINANCE DECLARING AND AUTHORIZING THE VACATION OF UTILITY EASEMENTS IN THE WILSONVILLE MEADOWS NO. 2 SUBDIVISION, LOTS 52 THROUGH 112, WILSONVILLE, CLACKAMAS COUNTY, OREGON, AND DECLARING AN EMERGENCY.

WHEREAS, the Robert Randall Company has filed with the City a petition setting forth a description of the ground proposed to be vacated as described in the attached Exhibits "A" and "B"; and

WHEREAS, the recorded width of the public utility easements set forth in the plat of Wilsonville Meadows No. 2 exceeds the City's minimum requirement by one (1) foot; and

WHEREAS, the proposed one (1) foot vacation will eliminate any conflict between the six (6) foot utility easement and the five (5) foot sideyard setback for residences built in the subdivision; and

WHEREAS, Ordinance No. 363 was adopted by the City on April 2, 1990, which vacated one (1) foot of the public utility easements located in Wilsonville Meadows No. 1; and

WHEREAS, public notice was duly published and posted in accordance with ORS 271.110; and

WHEREAS, the Wilsonville City Council wishes to resolve this issue and bring Wilsonville Meadows No. 2 into conformance with the remaining phases of the Wilsonville Meadows subdivision.

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

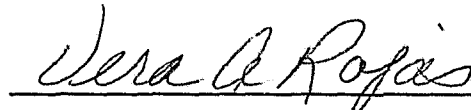
1. That the City Council vacates one (1) foot lying interior to the lot of that certain 6.00 foot wide public utility easement along the side and rear lot lines of Lots 52 through 112 of the duly recorded plat of "Wilsonville Meadows No. 2," Clackamas County records, reducing and maintaining said 6.00 foot wide easement to 5.00 wide along all side and rear lot lines of said Lots 52 through 112, said plat.

2. That it is determined by the Wilsonville City Council that an emergency exists and that this Ordinance shall take effect immediately upon final reading and passage by the Council.

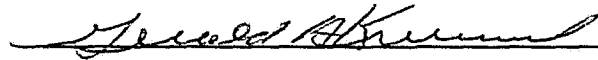
SUBMITTED to the Wilsonville City Council for first and second reading at a regular meeting thereof on the 3rd day of August, 1992, commencing at the hour of 7:00 p.m. at the Wilsonville Community Development Hearings Room.

  
VERA A. ROJAS, CMC/AAE, City Recorder

ENACTED by the City Council on the 3rd day of August, 1992 by the following votes: YEAS: 5 NAYS: 0

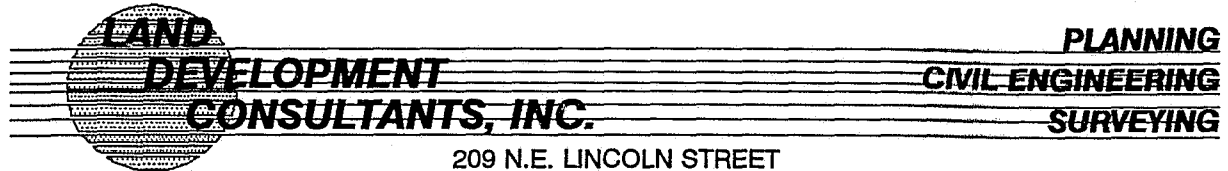
  
VERA A. ROJAS, CMC/AAE, City Recorder

DATED and signed by the Mayor this 5<sup>th</sup> day of August, 1992.

  
GERALD A. KRUMMEL, Mayor

SUMMARY of Votes:

Mayor Krummel	<u>AYE</u>
Councilor Chandler	<u>AYE</u>
Councilor Carter	<u>AYE</u>
Councilor Lehan	<u>AYE</u>
Councilor Van Eck	<u>AYE</u>



209 N.E. LINCOLN STREET  
HILLSBORO, OREGON 97124  
PHONE: (503) 648-4061 or FAX: (503) 681-7646

*Ryan O'Brien, Planner*  
*Chris Bedsaul, Planner*  
*John Darling, Planner, AICP*  
*Paul Sedoruk, Designer*

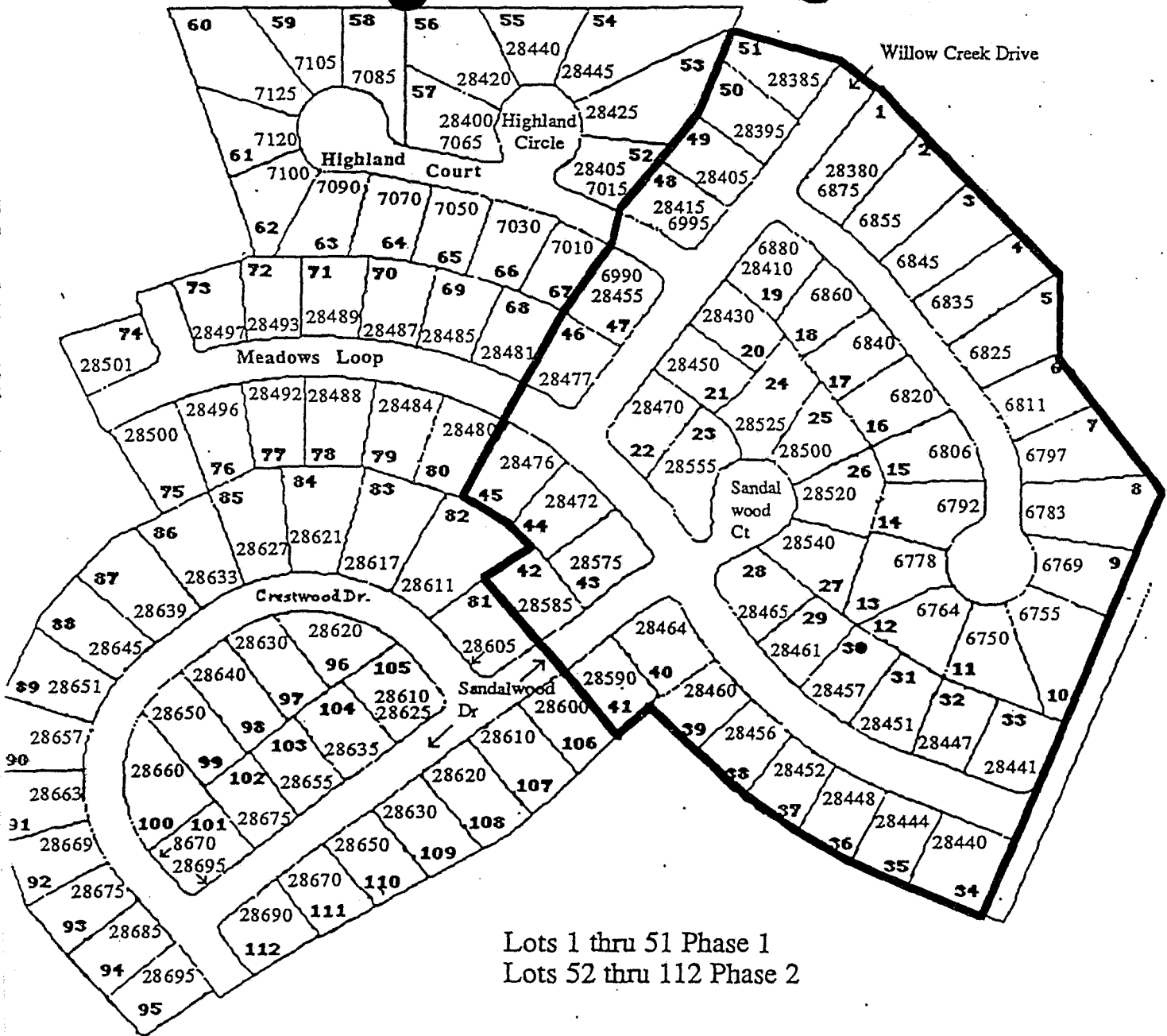
*J.H. (Dutch) Sigmund, PLS, PE*  
*H.R. (Hugh) O'Reilly, PE*  
*Richard Girard, PLS, CET*  
*Mike Webber, Project Manager*

*Bob Oquist, PLS*  
*Duane Marx, Survey Manager*  
*Jerry Kraemer, PLS (Wisc.)*  
*Dave Moore, PLS (Colo.)*

Vacation of 1.00 foot lying interior to the lot of that certain 6.00 foot wide public utility easement along the side and rear lot lines of Lots 52 through 112 of the duly recorded plat of "Wilsonville Meadows No. 2," Clackamas County records, reducing and maintaining said 6.00 foot wide easement to 5.00 foot wide along all side and rear lot lines of said Lots 52 through 112, said plat.

wp131.parcel.565  
10/26/90

Exhibit "B"



Lots 1 thru 51 Phase 1  
Lots 52 thru 112 Phase 2

# Wilsonville Meadows Phase 1 & 2 Addresses and Lot Numbers



## NOTICE OF PUBLIC HEARING

Notice is hereby given that the Wilsonville City Council will hold a public hearing Monday, August 3, 1992, at 7:00 o'clock p.m. at the Community Development Hearings Room, 8445 SW Elligsen Road, Wilsonville, Oregon or to such other place to which the Council may adjourn.

The purpose of the hearing is to take action on a petition filed January 26, 1990, by the Robert Randall Company which requests a vacation of a portion of the public utility easements within the Wilsonville Meadows No. 2 (Lots 52 through 112). The Wilsonville Meadows subdivision is generally located west of Wilsonville Road and approximately 685 feet south of Boeckman Road.

The easements to be vacated are described as follows:

Vacation of 1.00 foot lying interior to the lot of that certain 6.00 foot wide public utility easement along the side and rear lot lines of Lots 52 through 112 of the duly recorded plat of "Wilsonville Meadows No. 2", Clackamas County records, reducing and maintaining said 6.00 foot wide easement to 5.00 wide along all side and rear lot lines of said Lots 52 through 112, said plat.

Inquiries pertaining to this vacation may be made by contacting Wayne C. Sorensen, Planning Director, at 682-4960. Written statements are encouraged and may be submitted to Vera Rojas, CMC, City Recorder at City Hall, 30000 SW Town Center Loop East, Wilsonville. Public testimony will be taken at the hearing and all written statements will be entered into the record.

Publish in the Wilsonville Spokesman on July 21 and 22, 1992



**RANDALL GROUP**  
KR WEST COMPANY, INC.



July 27, 1992

Wayne Sorensen  
Planning Director  
P.O.Box 220  
Wilsonville, OR 97070

Dear Wayne:

On 12 February 1990, The Robert Randall Company requested a revision to the Wilsonville Meadows Subdivision plats. The original final approved plat reflected a 6:00 foot wide public utility easment shall exist along the side and rear lot lines.

The Robert Randall Company is in full agreement with the City of Wilsonville to vacate 1:00 foot along the side and rear lot lines of phase II, leaving a 5:00 foot public utility easment.

This change is consistant with all other phases and with the Planning Commissions conditions of approval. 88 Pc 15 #23.

Thank you for your consideration.

Sincerely

Robert L. McElroy  
Project Manager  
The Randall Group

Attached: Request dated 12 Feb. '90.

the <sup>Robert</sup>  
**Randall**  
company

Kristin Square • 9500 S.W. Barbur Blvd. • Suite 300 • Portland, Oregon 97219 • (503) 245-1131 • FAX (503) 293-6230

February 12, 1990

Steve Starner  
Community Development Director  
P O Box 220  
Wilsonville, OR 97070

Dear Steve:

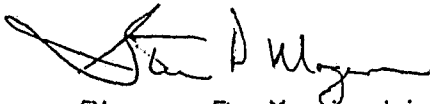
I would like to request that the Wilsonville City Council approve the following revision to the Wilsonville Meadows Subdivision plats.

"A 6:00 foot wide public utility easement shall exist along the side and rear lot lines." be amended to read  
"A 5:00 foot wide public utility easement shall exist along the side and rear lot lines."

This change is consistent with Planning Commissions conditions of approval. 88 PC 15 #23.

Thank you for your considering this matter.

Sincerely,



Steven P. Mozinski  
Vice President  
The Robert Randall Company