



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: August 24, 2022

SUBJECT: Consideration of Resolution No. 2022-057, Initiating Vacation Proceedings for an Unused Portion of Fryrear Road

RECOMMENDED MOTION:

Move approval of Resolution No. 2022-057.

BACKGROUND AND POLICY IMPLICATIONS:

Deschutes County Road Department has received a petition to vacate an unused portion of the public right of way for Fryrear Road (also identified as "W.F. Fryrear Road" and "the Fryrear Road" in certain public records). Chief Petitioner for the proposed vacation is Eric H. Vetterlein, General Partner, on behalf of Desert Springs Ranch Limited Partnership, owner of Tax Lots 2800 and 2801 on Assessor's Map 15-11-00.

The subject right of way was established on March 14, 1921 by Deschutes County order recorded as Deschutes County Commissioners Journal Volume 1, Pages 341 and 342, which established a 60-foot wide right of way.

The subject right of way exists across land owned by Desert Springs Ranch Limited Partnership, and portions of the right of way abut federal land managed by the Bureau of Land Management, Prineville District (BLM). No road improvements, utilities, or other improvements existing within the proposed vacation area. The as-constructed Fryrear Road exists to the east of the proposed vacation area across BLM-managed federal lands within a separate right of way granted under BLM Grant No. OR 51362, issued circa December 7, 1995. The BLM is not a petitioner for the proposed vacation.

Adoption of Resolution No. 2022-057 will initiate road vacation proceedings pursuant to ORS 368.341. A public hearing will be held during the regularly-scheduled Board of County Commissioners Meeting on Wednesday, September 14, 2022 to allow for interested parties to provide testimony regarding the proposed vacation.

BUDGET IMPACTS:

None. The Petitioners have paid the applicable vacation petition fee in the amount of \$1,600.00.

ATTENDANCE:

Cody Smith, County Engineer