



BOARD OF COMMISSIONERS

AGENDA REQUEST & STAFF REPORT

MEETING DATE: Wednesday, July 21, 2021

SUBJECT: PUBLIC HEARING – Consideration of Order No. 2021-015, Vacating a Portion of Cook Avenue

RECOMMENDED MOTION:

Move approval of Order No. 2021-015.

BACKGROUND AND POLICY IMPLICATIONS:

Deschutes County Road Department has received a petition to vacate a portion of the public right of way for Cook Avenue. Chief Petitioner for the proposed vacation is Patrick Todd, owner of Tax Lot 4500 on Assessor's Map 16-12-31D; additional Petitioner for the proposed vacation is Sara Whitney, owner of Tax Lot 4600 on Assessor's Map 16-12-31D.

The subject right of way was established by the 1904 plat for the Townsite of Laidlaw (Deschutes County Official Records Document No. 1918-000027). Cook Avenue north of the proposed vacation area and south of US 20 was vacated in 2002 (Deschutes County Official Records No. 2002-24038) and 2020 (Deschutes County Commissioners Journal No. CJ2020-265). The proposed vacation area is not maintained by Deschutes County and consists of a poor condition paved road. An existing overhead utility exists within the proposed vacation area. The proposed vacation area abuts a small northerly portion of Tax Lot 200 on Assessor's Map 17-12-06, owned by Oregon Parks and Recreation Department (OPRD); OPRD is not a petitioner for the proposed vacation.

A public hearing will be held to allow for interested parties to provide testimony regarding the proposed vacation. Upon closing the public hearing, the Board of County Commissioners will consider adoption of Order No. 2021-015, which would vacate the subject right of way and vest the vacated right of way with the owner of Tax Lot 4600 on Assessor's Map 16-12-31D.

BUDGET IMPACTS:

Petitioners have paid the vacation petition fee in the amount of \$500.00.

ATTENDANCE:

Cody Smith, County Engineer