

ORDINANCE NO. 16-012

AN ORDINANCE providing for the vacation of a portion of NW Utah Street, located north of NW 6th Place, subject to certain conditions.

WHEREAS, on April 6, 2015, the owners of real property described as Lot 23 of Hillside Terrace II Plat, Lot 80 of WP Smith DLC and 2229 NW 6th Place, submitted a request to vacate a portion of NW Utah Street adjacent north of NW 6th Place, and

WHEREAS, on November 16, 2015, the City Council adopted a Resolution setting a public hearing on December 7, 2015 at 7:00 p.m., in the Council Chambers in the City Hall of Camas, Washington, as the time and place for a public hearing on said vacation request, and

WHEREAS, pursuant to said Resolution, the City Clerk caused notices to be posted and mailed in accordance with the requirements of law, and

WHEREAS, the City heretofore signed an Agreement, recorded under Clark County Auditor's File No. 5242579 AGR, providing for certain conditions associated with the proposed vacation including, but not limited to, establishment of a public easement across lots 23 and 80 and construction of certain drainage ditch improvement within the NW Utah Street right-of-way, and

WHEREAS, at the time and place set for said hearing, the Council considered the testimony of all persons commenting on said vacation, and

WHEREAS, the Council finds that the portion of NW Utah Street as described is more suitable for private use, NOW, THEREFORE,

THE COUNCIL OF THE CITY OF CAMAS DO ORDAIN AS FOLLOWS:

Section I

That portion of NW Utah Street adjacent north of NW 6th Place as described in Exhibit "A" attached hereto and by this reference incorporated herein be and the same is hereby vacated.

Section II

Said vacation is contingent upon compliance with all conditions as set forth in the Agreement as referred to herein.

Section III

This ordinance shall take force and be in effect five (5) days from and after its publication according to law.

PASSED by the Council and APPROVED by the Mayor this 20th day of June, 2016.

SIGNED: _____
Mayor

ATTEST: _____
Clerk

APPROVED as to form:

City Attorney

EXHIBIT "A"
ANDERSON PARCEL

NW Utah Street Vacation

That portion of NW Utah Street lying north of NW 6th Street, in Camas WA, more specifically described as follows:

Beginning at the Northeast corner of Lot 3, in the Book of Short Plats, Page 071 (SP3-071), Clark County Auditors Records and the True Point of Beginning;

Thence N 89-31-05 E, a distance of 45.06 feet along the south line of Lot 23, of Hillside Terrace II, Book H-76, Clark County Auditors Records to a point;

Thence S 00-21-37 E, a distance of 44.39 feet to a point on the northerly right-of-way of NW 6th Street;

Thence S 71-29-23 W, a distance of 47.42 feet along the northerly right-of-way line of NW 6th Street to a point;

Thence N 00-21-37 W, a distance of 59.07 feet to the True Point of Beginning, said area containing 2,331 square feet more or less; and subject to the requirements of the agreement recorded under Auditor's File Number 5242579, records of Clark County, Washington.

Stormwater Easement

Beginning at the Northeast corner of Lot 3, in the Book of Short Plats, Page 071 (SP3-071), Clark County Auditors Records; Thence N 89-31-05 E, a distance of 28.91 feet along the south line of Lot 23, of Hillside Terrace II, Book H-76, Clark County Auditors Records to the Point of Beginning and centerline of a fifteen foot (15') wide easement; Thence S 06-36-22 W, a distance of 52.59 feet to a point on the north right-of-way of NW 6th Street and terminus of stormwater easement.

Access Easement for Lot 3 (SP-071),

An easement is reserved over the vacated portion on NW Utah Street for purposes of access for Lot 3, in the Book of Short Plats, Page 071 (SP3-071), described as follows:

The westerly fifteen (15) feet of said NW Utah Street vacation, excepting that portion reserved for stormwater drainage easement, as described above.

Diagram of Utah St. Vacation

With Access & stormwater easements

NTS

NW Sierra Lane

Lot 23
Hillside Terrace
(H-76)

EXHIBIT "A"
PAGE 2 OF 2



Street
Vacation True
Point of
Beginning

Point of Beginning &
Centerline of 15' wide
Stormwater Easement

N
24
D
10'
55"
E

S
30
D
26'
11"
E

Lot 3
(SP3-071)

NW Utah/St

Lot 80

N
00
D
21'
37"
W

28.91'
S 06-36-22
W 52-59'

S
00
D
4
4.
3
37"
E

N 89D 31' 05" E

S 71D 29' 23" W

15'

47.42'

NW 6th Street

Access

