

# CLARK COUNTY STAFF REPORT

**DEPARTMENT:** Public Works/Engineering & Construction Division/Real Property Services

**DATE:** August 9, 2016

**REQUESTED ACTION:** Accept and approve the Engineer's Report and Preliminary Order to Vacate a portion of an un-named road located in Northern Clark County (Section 1, T4N, R2E, WM). Work Order Number 011314.

\_\_\_\_\_ Consent        X   Hearing      \_\_\_\_\_ County Manager

**PUBLIC WORKS GOALS:**

- Provide safe and efficient transportation systems in Clark County
- Create and maintain a vibrant system of parks, trails and green spaces
- Continue responsible stewardship of public funds
- Promote family-wage job creation and economic development to support a thriving community
- Maintain a healthy, desirable quality of life
- Increase partnerships and foster an engaged, informed community
- Cultivate a nimble, responsive work force
- Make Public Works a great place to work

**BACKGROUND**

Clark County Public Works has received a request to vacate a portion of an un-named, unopened, and unconstructed road located in Section 1, T4N, R2E, WM. Clark County acquired this road by Order of Establishment on November 23, 1878, by the Board of County Commissioners. The proposed vacation area is zoned Rural-10 (R-10) and is approximately 1.93 acres.

**COUNCIL POLICY IMPLICATIONS**

None

**ADMINISTRATIVE POLICY IMPLICATIONS**

None

**COMMUNITY OUTREACH**

Notices were sent to the affected property owners, utility companies, and public.

**BUDGET IMPLICATIONS**

YES	NO	
X		Action falls within existing budget capacity.
	X	Action falls within existing budget capacity but requires a change of purpose within existing appropriation
	X	Additional budget capacity is necessary and will be requested at the next supplemental. If YES, please complete the budget impact statement. If YES, this action will be referred to the county council with a recommendation from the county manager.

pw 16-089

**BUDGET DETAILS**

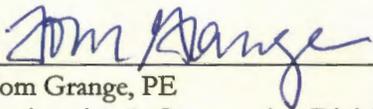
Local Fund Dollar Amount	n/a
Grant Fund Dollar Amount	n/a
Account	n/a
Company Name	Ron Veach

**DISTRIBUTION:**

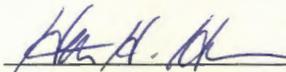
Board staff will post all staff reports to The Grid. <http://www.clark.wa.gov/thegrid/>

Please call Paulette Matison on ext. 4975 when ready for pick up.

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Tom Grange, PE  
Engineering & Construction Division Manager

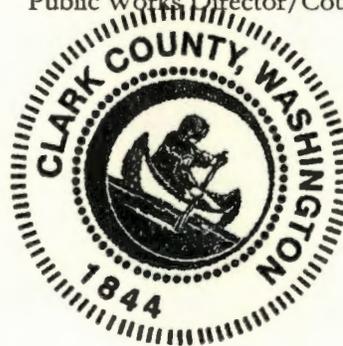


Heath H. Henderson, PE  
Public Works Director/County Engineer

APPROVED:   
CLARK COUNTY, WASHINGTON  
BOARD OF COUNTY COUNCILORS

DATE: Aug. 9, 2016

SR# \_\_\_\_\_



APPROVED: \_\_\_\_\_  
Mark McCauley, County Manager

Date: \_\_\_\_\_

IN THE MATTER OF THE RESOLUTION )  
OF )  
THE BOARD OF COUNTY COUNCILORS )  
FOR )  
THE VACATION OF A COUNTY ROAD )  
 )  
KNOWN AS A portion of an un-named road )  
as established in Clark County Road Book 1, )  
pgs. 383-384, located in Sec. 1, T4N, R2E, W.M. )

ENGINEER'S REPORT

I, THE UNDERSIGNED, COUNTY ENGINEER OF CLARK COUNTY, WASHINGTON, duly directed by the Board of County Councilors of said County on the 28<sup>th</sup> day of June, 2016, by Resolution No. 2016-06-18 to make an examination of a portion of road sought to be vacated in the Resolution of the Board of County Councilors, did on the 22<sup>nd</sup> day of July, 2016, examine the portion of road proposed to be vacated in said petition, and report as follows:

FIRST:

Said portion of road is located within, Section 1, T4N, R2E, WM.

SECOND:

Said road was established as an un-named road on November 23, 1878, in the Road Book 1, pages 383-384, Records of Clark County, Washington.

THIRD:

County does not maintain said road.

FOURTH:

Said road is unopened and unconstructed.

FIFTH:

That the County has no current plans to develop or construct said road.

SIXTH:

That the road be vacated in favor of the true property owner(s).

SEVENTH:

That the petitioners pay all administrative costs and expenses.

EIGHTH:

And, that the public will be benefited by the vacation.

DATED this 22 day of July, 2016.

  
\_\_\_\_\_  
Heath H. Henderson, PE  
Public Works Director/County Engineer

STATE OF WASHINGTON

County of Clark

In the matter of the Petition by  
Ron Veach

PRELIMINARY

ORDER

VACATING

COUNTY ROAD

For the vacation of the an un-named road as  
established in Clark County Road Book 1, pages 383-384  
Located in Section 1, Township 4 North, Range 2 East, WM.

PW 16-24

IN THE MATTER OF THE VACATION OF COUNTY ROADS petitioned by Ron Veach,  
the Board finds as follows:

FIRST: That the petition therefore was filed on the 15<sup>th</sup> day of June, 2016.

SECOND: That said petition was accompanied by a check in the sum of \$1,000.00, which said check was found to be good and sufficient, and was duly approved by the Director of Public Works on the 17<sup>th</sup> day of June, 2016.

THIRD: That on the 28<sup>th</sup> day of June, 2016, the County Engineer was duly directed to examine said road under Resolution 2016-06-18 and make a report in writing on the same.

FOURTH: That on the 22<sup>nd</sup> day of July, 2016, the County Engineer filed in the office of the Board his report in writing, as provided by law.

FIFTH: That by an order duly passed by this Board on the 28<sup>th</sup> day of June, 2016, and the 9<sup>th</sup> day of August, 2016, was set for hearing the report of the Engineer, and the consideration thereof, and that the notice of the time and place where said hearing would be held as given by publication and posting as provided by law.

SIXTH: That said report of the County Engineer reports:

- Said portion of road is located within Section 1, T4N, R2E, WM.
- Clark County acquired this road by Order of Establishment on November 23, 1878, by the Board of County Commissioners according to Clark County Road Book 1, pages 383-384.
- The County does not maintain said road.
- Said road is unopened and unconstructed.
- That the road petitioned to be vacated be vacated to the true property owner(s).
- That the petitioners pay all administrative costs and expenses.
- That the public will be benefited by its vacation.

The Board having examined the report of the Engineer, and all other papers on file in the proceedings, and heard and considered all testimony and documentary evidence adduced for and against the vacation of the roads, and the Board being satisfied that said roads will not be useful as a part of a general road system, and that the public will be benefited by its vacation.

IT IS ORDERED BY THE BOARD, that the county road petitioned by Ron Veach, be vacated upon all conditions being met and payment of all administrative costs and expenses by the principal petitioner and upon the filing of a final order of vacation; and the County Engineer is directed to make a statement in writing of all costs and expenses incurred in the proceedings and shall proceed to collect the same.

**Said Vacation shall be described as follows:**

A parcel of land located in Section 1, Township 4 North, Range 2 East, WM, of the Willamette Meridian, in Clark County, Washington, described further herein the attached legal description:

Contains 1.92 acres, more or less.

DONE THIS 9<sup>th</sup> DAY OF August, 2016.

ATTEST:

Rebecca J. Fitter  
Clerk of the Board



BOARD OF COUNTY COUNCIL  
CLARK COUNTY, WASHINGTON

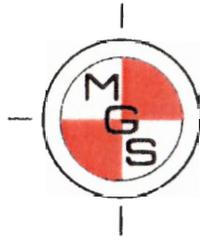
Marc Boldt  
Marc Boldt, Chair

\_\_\_\_\_  
Jeanne E. Stewart, Councilor

\_\_\_\_\_  
Julie Olson, Councilor

\_\_\_\_\_  
David Madore, Councilor

\_\_\_\_\_  
Tom Mielke, Councilor



## MINISTER-GLAESER SURVEYING INC.

*Vancouver Office - 2200 E. Evergreen Blvd., Vancouver, Washington 98661  
(360) 694-3313 (360) 694-8410 FAX  
Pasco Office - 6303 Burden Blvd. Suite E, Pasco, Washington 99301  
(509) 544-7802 (509) 544-7862 FAX*

**JUNE 16, 2016**

### **LEGAL DESCRIPTION FOR 60' RIGHT-OF-WAY VACATION:**

A 60-foot strip of land, according to Clark County Road Book 1, Pages 383-384, located in a portion of the East half of the Northeast and Southeast Quarter of Section 1, Township 4 North, Range 2 East, Willamette Meridian, Clark County, Washington, being 30 feet on each side of the following described centerline:

COMMENCING at the East quarter corner of said Section 1;

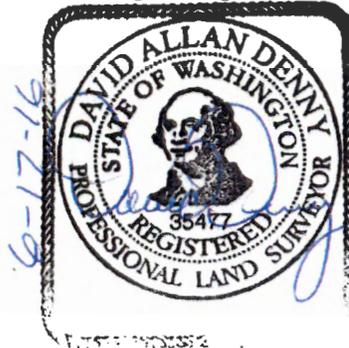
Thence South, along the East line of the Southeast quarter of said Section 1, for a distance of 50 links (33 feet) to the **TRUE POINT OF BEGINNING**.

Thence North 79° West for a distance of 2.65 chains (174.90 feet);

Thence South 71° West for a distance of 17 chains (1,122 feet);

Thence South 85° West for a distance of 105.02 feet, more or less, to a point on the West line of the "Bridger Properties, LLC Tract" as described under Clark County Auditor's File Number 5218249 recorded on September 29, 2015 and the **TERMINUS** of the 60-foot Right-of-Way vacation.

The side lines of this 60-foot right-of-way vacation shall be lengthened or shortened in order to intersect the West and East lines of said "Bridger Properties, LLC Tract".



BY  
0000

HAWORTH FAMILY TRUST  
ASN: 221320000  
T.L.: 81

PETERS, JONATHAN  
ASN: 221321000  
T.L.: 82

STRAUS, ROBERT & ELLEN  
ASN: 221322000  
T.L.: 83

SEE DETAIL "A"  
INSET BELOW

S 89°09'22" E 1329.31'

CENTERLINE OF 60' RIGHT-OF-WAY  
PER COUNTY ROAD BOOK 1, PAGE 383-384  
PROPOSED TO BE VACATED

N 79°00'00" W  
174.90'  
(2.65 CH)

EAST LINE OF THE SE 1/4  
OF SECTION 01

S 71°00'00" W  
1122.00'  
(17 CH)

N 01°15'13" E 393.74'

105.02'

VACATED R.O.W.  
PER AF#9007120051

BRIDGER PROPERTIES, LLC  
ASN: 221251000  
T.L.: 12/17



S 89°09'22" E 1329.31'

EAST LINE OF THE SE 1/4  
OF SECTION 01

CENTERLINE OF 60' RIGHT-OF-WAY  
PER COUNTY ROAD BOOK 1, PAGE 383-384  
PROPOSED TO BE VACATED

N 79°00'00" W  
174.90'  
(2.65 CH)

SOUTH  
33.00'  
(50 LINKS)

DETAIL "A"  
SCALE 1"=20'

