

CLARK COUNTY STAFF REPORT

DEPARTMENT: Public Works

DATE: Jan. 15, 2019

REQUESTED ACTION: Approve a Notice of Hearing and Resolution directing the County Engineer to review the petition to vacate a portion of Northeast 272nd Avenue south of Northeast Cooper Road and north of Northeast 28th Street and setting a hearing for Feb. 26, 2019. Work Order No. 014013.

Consent Hearing County Manager

BACKGROUND

Abutting owners have filed a petition to have a portion of Northeast 272nd Avenue vacated. The proposed vacation area is zoned Rural-5 (R-5) and is approximately 1.4 acres.

This road was opened for public use in 1880 and formally established as Frank Brown Road in 1904. It appears from available records that an alternate route was established in 1918 and this segment has not been used since some time after that.

This request would allow Public Works to start the process of determining if this right of way is needed now or in the future for the public road system or if the public would benefit from the vacation.

COUNCIL POLICY IMPLICATIONS

None.

ADMINISTRATIVE POLICY IMPLICATIONS

None.

COMMUNITY OUTREACH

Notices will be sent to the affected property owners, utility companies and property owners and residents within 500 feet of the proposed vacation.

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.

Pw19-003

BUDGET DETAILS

Local Fund Dollar Amount	n/a
Grant Fund Dollar Amount	n/a
Account	n/a
Company Name	Bershoeff, et al petitioners

DISTRIBUTION:

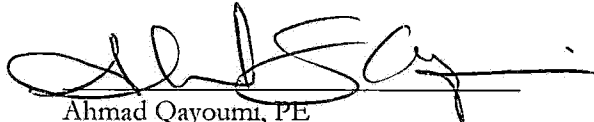
Council staff will post all staff reports to the county website, www.clark.wa.gov/council-meetings.

Please notify Real Property Services of the council's action by calling Paulette Matison, ext. 4975.

Attachments: Notice of Hearing, Resolution and Map

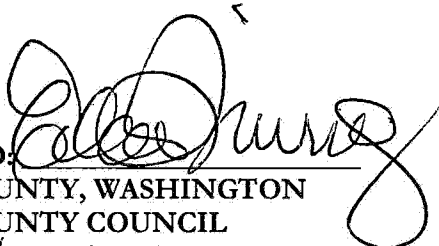


Tom Grange, PE
Engineering & Construction Division Manager



Ahmad Qayoumi, PE
Public Works Director/County Engineer

Primary Staff Contact: Laura Henry Slye, Ext. 4777


APPROVED: _____
CLARK COUNTY, WASHINGTON
CLARK COUNTY COUNCIL
DATE: 1/15/19
SR# 05-19



APPROVED: _____
Shawn Hennessee, County Manager

DATE: _____

NOTICE OF HEARING

The Clark County Council will hold a public hearing at 10 a.m., on Tuesday, the 26th day of February, 2019, in the Hearing Room, 6th floor, Public Service Center, 1300 Franklin Street, Vancouver, Washington to consider the County Engineer's Report on the advisability of a partial road vacation on a portion of Northeast 272nd Avenue lying southerly of Northeast Cooper Road and lying northerly of Northeast 28th Street.

Legal Description

A portion of NE 272nd Avenue lying in the Southeast quarter of Section 23 and the Southwest quarter of Section 24, Township 2 North Range 3 East, of the Willamette Meridian, Clark County Washington, more particularly described as follows:

All that portion of NE 272nd Avenue as created and located in the Frank Brown Road Establishment in Road Book 5, at Pages 257-261, recorded June 4, 1904, records of Clark County Surveyor's Office, being 40 feet in width, from a point lying 30 feet north of the quarter corner between said sections 23 and 24, thence north along the section line between said sections 23 and 24, to the northwest corner of the southwest quarter of the northwest quarter of said Section 24. Also including any additional width of right of way as dedicated in the Plat of Henry G. Wolfe's Acre Tracts, recorded in Book D of Plats, at Page 12, Records of Clark County Auditor.

Excluding therefrom any portion of that road petitioned for viewed, and surveyed in Road Book 1, at Pages 407-408, recorded May 17th, 1880, records of Clark County Surveyor's Office located in said Sections 23 and 24, and, excluding any portion lying within NE Cooper Road.

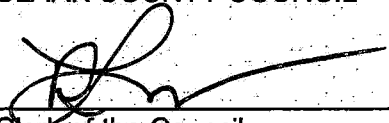
Containing approximately 1.4 acres, more or less

More information concerning this matter may be obtained from Clark County Public Works, 1300 Franklin Street, Vancouver, Washington. Contact Laura Henry Slye (564) 397-4777.

Any person wishing to give testimony in this matter should appear at the time, date, and place above stated.


Work Order Number 014013

CLARK COUNTY COUNCIL



Clerk of the Council

Prosecuting Attorney
Anthony F. Golik
Approved as to Form Only:

By 

William Richardson
Deputy Prosecutor

Please publish: February 13, 2019 and February 20, 2019

Persons requiring auxiliary aids or special arrangements in order to participate in this hearing should call (360) 397-2322, at least two days prior to the scheduled meeting.

RESOLUTION NO.: 2019-01-07
CLARK COUNTY, WASHINGTON

A resolution declaring the intention of the Clark County Council to investigate the possible partial vacation and abandonment of a **portion of NE 272th Avenue lying southerly of NE Cooper Road and Northerly of NE 28th Street.**

WHEREAS, an application has been received alleging said road is no longer being used and will not be used. Now, therefore, IT IS HEREBY DIRECTED that the Director of Public Works shall examine and report in writing his opinion on the advisability and propriety of vacating and abandoning that portion of road described as follows:

Legal Description

A portion of NE 272nd Avenue lying in the Southeast quarter of Section 23 and the Southwest quarter of Section 24, Township 2 North Range 3 East, Willamette Meridian, Clark County Washington, more particularly described as follows:

All that portion of NE 272nd Avenue as created and located in the Frank Brown Road Establishment in Road Book 5, at Pages 257-261, recorded June 4, 1904, records of Clark County Surveyor's Office, being 40 feet in width, from a point lying 30 feet north of the quarter corner between said sections 23 and 24, thence north along the section line between said sections 23 and 24, to the northwest corner of the southwest quarter of the northwest quarter of said Section 24. Also including any additional width of right of way as dedicated in the Plat of Henry G. Wolfe's Acre Tracts, recorded in Book D of Plats, at Page 12, Records of Clark County Auditor.

Excluding therefrom, any portion of that road petitioned for viewed, and surveyed in Road Book 1, at Pages 407-408, recorded May 17th 1880, records of Clark County Surveyor's Office located in said Sections 23 and 24; And, excluding any portion lying within Northeast Cooper Road.

Containing approximately 1.4 acres, more or less

Clark County shall reserve an easement for all existing utilities.

PASSED THIS 15th DAY OF January, 2019

Work Order Number 014013

ATTEST: [Signature]
Clerk of the Council

Clark County Council
[Signature]
Eileen Quiring, Chair

Anthony F. Golik
Prosecuting Attorney
APPROVE AS TO FORM ONLY:

[Signature]
William Richardson
Deputy Prosecuting Attorney

Temple Lentz, District 1

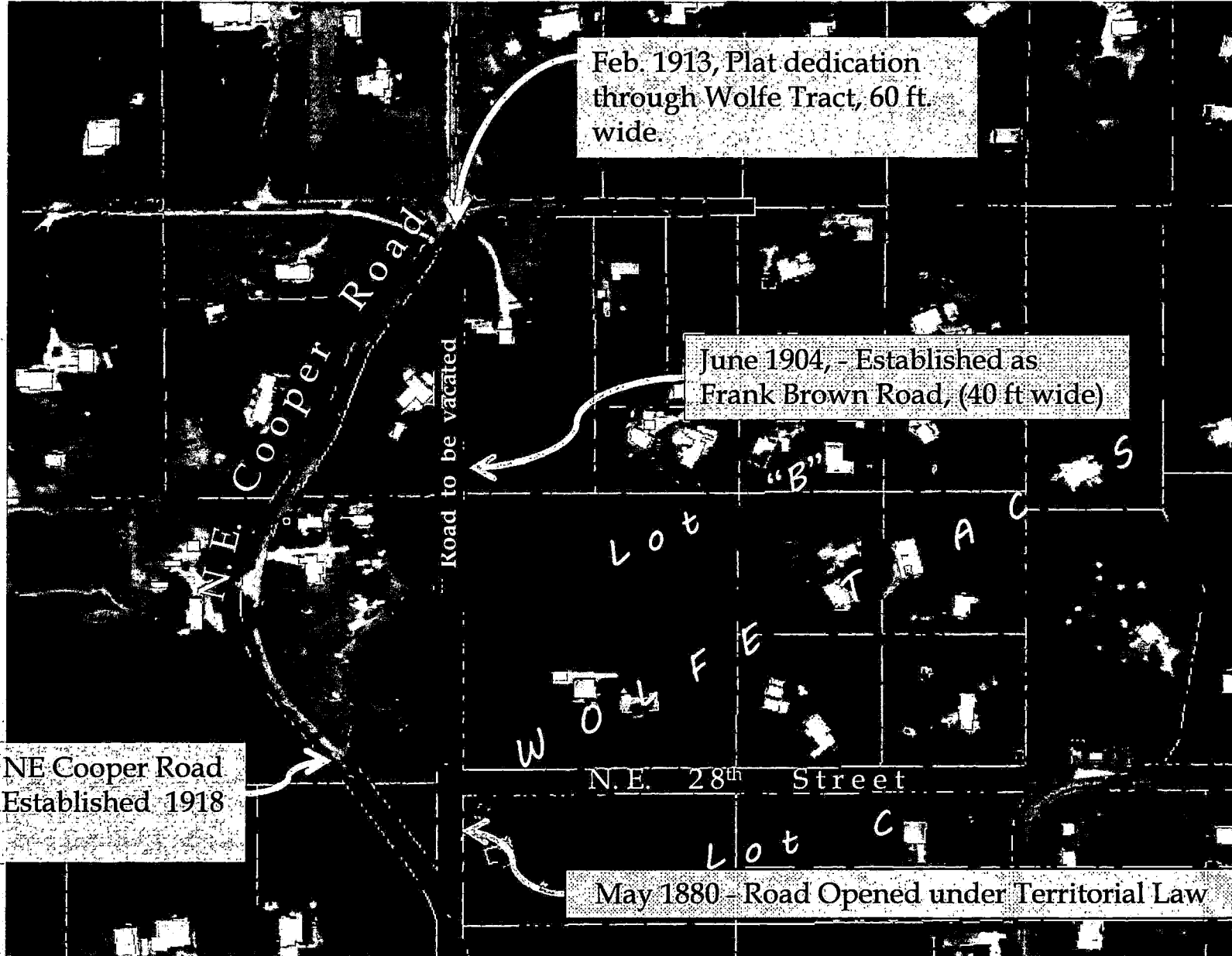
Julie Olson, District 2

John Blom, District 3

, District 4



NE 272nd Avenue



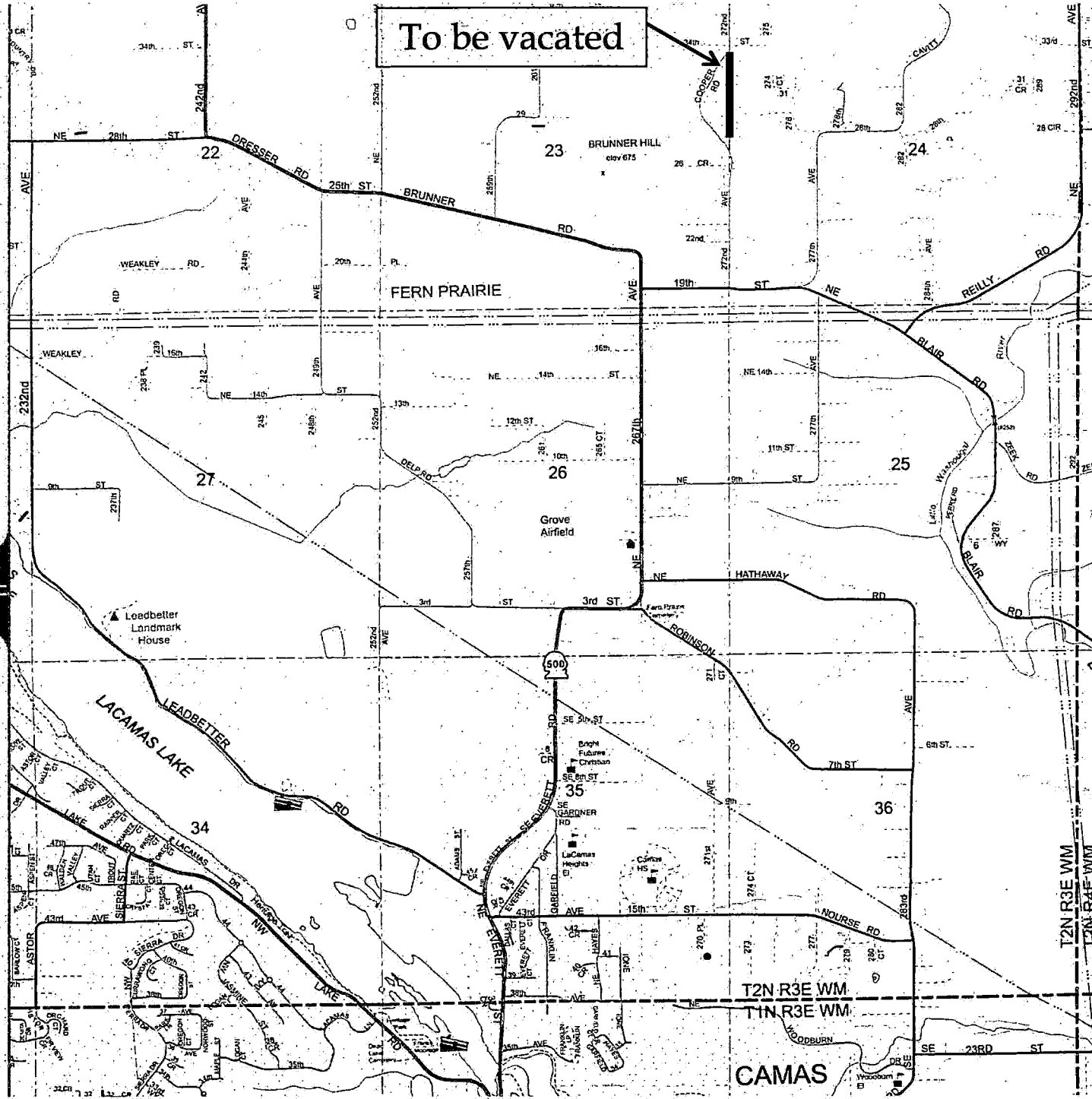
Feb. 1913, Plat dedication through Wolfe Tract, 60 ft. wide.

June 1904, - Established as Frank Brown Road, (40 ft wide)

NE Cooper Road Established 1918

May 1880 - Road Opened under Territorial Law

To be vacated



T2N R3E WM
T1N R3E WM

CAMAS

T2N R3E WM
T1N R3E WM