



# Umatilla County Road Department

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December 28, 1994

#### Commissioners

Bill Hansell  
Glen Youngman  
Emile Holeman

#### Roadmaster

Hal Phillips

#### Assistant Roadmaster

Tom Fellows

### STAFF REPORT

TO: Umatilla County Board of Commissioners

FROM: Department of Public Works

RE: Road Vacation of a portion of Black Pine Lane, Umatilla County, OR

### BACKGROUND

The board of commissioners at its November 23, 1994, meeting accepted the vacation petition from Homer J. & Patricia C. Agee, of a portion of Black Pine Lane located in the SW1/4 of Sec. 29, T4N, R37 E.W.M., west of the Tollgate Chalet, north of Westminster Woods Camp, south of the loop of Lower Basket Mt. & Basket Mt., approximately 11 miles east of the City of Weston, Umatilla County, Oregon, referred it to the director of public works for action, and scheduled a public hearing. The Public Works Dept. placed the required legal notices and provided notice to the affected property owners and utility companies.

### FACTS AND FINDINGS

The petition has been filed with the prescribed fee of \$100.00.

The prescribed notices have been sent and posted. No negative comments have been received from the public or the utility companies. Public comment at this point has been in support of the proposed vacation, with copies of letters sent to be made part of this report. The Umatilla County Planning Commission at their December 1, 1994 meeting raised some questions to be addressed to be discussed at their January 12, 1995 meeting.

The portion of Black Pine Lane is located in the SW1/4 of Section 29, T4N, R37 E.W.M., between Tax Lots 10300, 8300, 8200, and 6400, the recorded owner for the tax lot being Homer J. & Patricia C. Agee, Jack A. Agee, Michael & Kathleen Duncanson (contract owner Eldon & Grace Jordan), and Andy Conforth (contract owner Outdoor Living Inc.), the petitioners. The Legal description of the proposed vacation is as follows:

The south 165 feet of Black Pine Lane between Lot 1 Block 1 and Lot 2 Block 2 Mountain Meadows 2nd Add'n and the north 238 feet between Lot 13 Block 1 and Lot 7 Block 2 Wildwood Subdivision.

The purpose of the proposed vacation is the road is on paper only. One part is on the break of a hill, another part is in a wet land area. While it is technically possible to build a road through this area, economically as well as ecologically, it is not recommended.

The director of public works, after considering traffic impacts, fiscal impacts, and social impacts, finds it is in the public interest to vacate said portion of Black Pine Lane.

FISCAL IMPACT

This property would have minimal market value for the County and this road is not maintained by the County. It would benefit the adjacent property owners as well as the surrounding property owners. If approved the Public Works Dept. will prepare the order to grant title to the vacated property equally to the property owners on each side.

RECOMMENDATION

After the public hearing on January 4, 1995, if no negative comments are received the Department of Public Works recommends that the Board of Commissioners grant the vacation of the said portion of Black Pine Lane in the SW1/4 of Section 29, T4N, R37 E.W.M., between Tax Lots 10300, 8300, 8200, and 6400.

Attachments