



# Umatilla County Department of Public Works

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March 14, 1994

Commissioners  
Bill Hansell  
Glen Youngman  
Emile Holeman

## STAFF REPORT

Roadmaster  
Hal Phillips

TO: Umatilla County Board of Commissioners

FROM: Department of Public Works

RE: Road Vacation of W. 4th Street, Umatilla County, OR

Assistant Roadmaster  
John Leyendecker

## BACKGROUND

The board of commissioners at its January 19, 1994, meeting accepted the vacation petition from Desert Wind, Inc. dba Sanitary Disposal Landfill, a portion of W. 4th Street located in the West 1/2 of Sec. 27, T5N, R28 E.W.M., South of Power City, West of Hwy 395, East of the Umatilla River, and approximately 4 miles North of the City of Hermiston, 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 comments have been received from the public or the utility companies, other than Umatilla Electric Co-op who state, "The closure of this road should not effect Umatilla Electric facilities."

The portion of W. 4th Street is located in the West 1/2 of Section 27, T5N, R28 E.W.M., the tax lots and the landowners are:

Charles Kik, Rt. 3 Box 3802, Hermiston, OR 97838  
5N 28 27C T.L. 101 & 107 - 5N 28 27CA T.L. 400 & 500  
5N 28 27B T.L. 1300 - 5N 28 27BD T.L. 2900

Sanitary Disposal Inc., P.O. Box 316, Hermiston, OR 97838  
5N 28 27CA T.L. 401 & 402

Rodney G. Nichols, P.O. Box 515, Umatilla, OR 97882  
5N 28 27B T.L. 1302

Vaughn E. & Tamara R. Parkins, P.O. Box 253, Hermiston, OR 97838  
5N 28 27C T.L. 400

Dennis Culp & M.L. Quick, 2538 Culp Lane, Hermiston, OR 97838  
5N 28 27C T.L. 500

Being more particularly described as:

That portion of the West 1/2 of Section 27, Township 5 North, Range 28 East of the Willemette Meridian, Umatilla County Oregon, being described as follows:

Beginning at the southwest corner of Block 27, Charles Tracts, and running; Thence N 11'20'30" W along the west line of said Block 27 a distance of 80.70 feet; Thence continuing along said west line N 10'26'45" W 453.17 feet to the northwest corner of said Block 27; Thence S 79'33'15" W along the westerly projection of the south line of Robnett St. 60.00 feet to a point on the west line of W. Fourth Street; Thence S 10'26'45" E along said line of said street 453.64 feet; Thence continuing along said west line S 11'20'30" E 81.17 feet to a point on the westerly projection of the north line of Kik Street; Thence N 78'39'30" E 60.00 feet to the point of beginning.

The purpose and intention for vacation the vacation of this portion of W. 4th Street is "Street will not be needed for use by the proposed solid waste transfer station." This portion of W. 4th Street, while platted, has never been established for use.

The area of Charles Tract is zoned light industrial. Presently, there is a small building under construction, to be used along with other facilities of some sort under construction for the purpose of the proposed solid waste transfer station facility, on the right-of-way of the portion of W. 4th Street proposed for vacation. There is a large pile of solid waste material also located on said right-of-way.

The Planning Commission reviewed the proposed vacation at their March 3, 1994 meeting, giving it their unanimous vote of approval for vacation.

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 W. 4th Street.

### 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. The Public Works Dept. has prepared the attached order to grant title to the vacated property equally to the property owners on each side.

### RECOMMENDATION

After the public hearing on March 16, 1994, if no negative comments are received the Department of Public Works recommends that the Board of Commissioners grant the vacation of this portion of W. 4th Street in the West 1/2 of Section 27, T5N, R28 E.W.M., Tax Lots 5N 28 27 C T.L. 101 & 107 and 5N 28 27 CA T.L. 400, 401, & 402, by approving the attached order.

Attachment