



Umatilla County Department of Public Works

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Commissioners

Bill Hansell
Glen Youngman
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June 25, 1991

STAFF REPORT

Director

Roy Thurman

TO: Umatilla County Board of Commissioners

FROM: Department of Public Works *py*

Assistant Roadmaster

Hal Phillips

RE: Road Vacation of a portion of McKay Creek Road, #1050
Umatilla County, Oregon.

ISSUE

Vacation of a portion of McKay Creek Road beginning in the NE1/4 of Sec. 30, T1S, R34 E.W.M., approximately 18 miles South Southeast of Pendleton, Umatilla County, Oregon.

FACTS AND FINDINGS

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

The portion of McKay Creek Road to be vacated begins in the NE1/4 of Section 30, T1S R34 E.W.M., in Tax Lots 2800, 3490, 3500, and 3590, the recorded owner for the tax lots being Louisiana-Pacific Corporation, the petitioner. The Legal description of the proposed vacation is as follows:

Beginning at the intersection of the McKay Creek Road Right-of-Way, County Road #1050, and the North Line of Section 30, Township 1 South, Range 34 East of the Willamette Meridian and traversing generally in a Southeasterly direction to the end of the Right-of-Way.

REASON FOR VACATION

"Petitioner owns all of the property on all sides of the Right-of-Way which is sought to be vacated. The Right-of-Way terminates entirely within Petitioner's property and no person has any right or cause to cross Petitioner's property from the point of the termination of the Right-of-Way to the boundary of Petitioner's property."

"Allowing the Right-of-Way to remain open to public use encourages vandalism, trespassing and dumping on Petitioner's property by persons having no legitimate need or reason to be on any portion of the Right-of-Way."

An Exhibit B of photographs viewing portion of the Right-of-Way; portions of property damaged by all-terrain vehicles, motorcycles, and four-wheel drives trespassing; and garbage dumped by person using the Right-of-Way, are available for review.

FISCAL IMPACT

This property would have minimal market value for the County and this road is not maintained by the County. However, there is a bridge less than a quarter of a mile from the beginning of the requested vacation of this road, Carney Bridge, #40, which Louisiana Pacific would be taking over jurisdiction of upon the Order of Vacation. It would benefit the adjacent property owner as well as the County Public Works Dept.

RECOMMENDATION

It is the recommendation of the Department of Public Works that this portion road beginning in the NE1/4 of Section 30, T1S, R34 E.W.M., Tax Lots 2800, 3490, 3500, and 3590, be vacated.