

Department of Community Services
Transportation Division – Road Engineering & Maintenance



Sept. 19, 2018

Mr. Gary Shepherd
Office of the Metro Attorney
600 N.E. Grand Ave.
Portland, Oregon 97232-2736

RE: Feasibility Study for Vacation of a portion of public property and roads within the plat of Burlington.

Dear Mr. Shepherd:

The Feasibility Study that you requested for the vacation of a portion of the public property and roads within the plat of Burlington has been completed.

Multnomah County Transportation Division supports the proposed vacation with the following conditions:

- Access will need to be preserved or provided to Lots within this subdivision, which are not owned by Metro, as well as any property that has legal access from roads within this subdivision. For example, access will need to be provided to Tax Lot 800 as shown on tax map 2N 1W 20C, and possibly to Tax Lot 400 as shown on tax map 2N 1W 20.
- Assurances that the right of way vacation does not create land-locked parcels without access to public right of way. Please submit a copy of any recorded easement(s), which allow abutting property owner(s) access to their lot, with your Petition.
- Notice of the proposed Vacation of Public Property needs to comply with County Land Use Notice procedures.
- Multnomah County prefers to reserve from this vacation, any public property lying within 40 feet of the legal centerline of any County Road abutting property proposed for vacation.
- Upon completion of the right of way vacation process, Metro will be required to obtain new access permit(s). Access and driveway standards are located in the Multnomah County Design and Construction Manual and apply to any new access point to property within the portion of Burlington affected by this vacation.

- Proof of support from the local fire department with the Petition. (A letter from the fire department is required.)

To pursue the vacation you must submit a petition to the County that complies with the Oregon Revised Statutes 368.341(3). After Transportation receives the completed petition, and a deposit of \$1,065.00 (payable to Multnomah County), the Board of County Commissioners will provide for a public hearing, and make the final decision whether this public property is vacated.

Please be advised that all costs associated with processing a vacation petition are the responsibility of the petitioner, vacations are processed as staff time allows, and title to the property being vacated for public purposes shall vest as provided by law.

If you have any further questions or concerns, please do not hesitate to contact me at 503-988-3712.

Sincerely,



Patrick J. Hinds
Permit Specialist
Multnomah County Transportation