

ORDINANCE NO. NS-2472

AN ORDINANCE VACATING THE UNDEVELOPED RIGHT OF WAY OF SISEMORE ROAD WITHIN THE SKYLINE WEST SUBDIVISION

Findings:

- A. On February 6, 2023, Pahlisch Homes (Applicant) submitted an application (PLMISC20230077) requesting to vacate Sisemore Road within the Skyline West subdivision.
- B. The Applicant requested that the City Council initiate the right-of-way vacation due to the unclear nature of the right-of-way alignment and a previously approved overlaying subdivision.
- C. On March 1, 2023, the City Council initiated the right-of-way vacation on behalf of the Applicant and directed staff to proceed to process the right-of-way vacation application.
- D. On March 22, 2023 and March 29, 2023, the City published notice of a public hearing on the requested vacation in The Bulletin, a newspaper of general circulation in the City once each week for two consecutive weeks, consistent with ORS 271.110. On March 15, 2023, the City posted notice of the proposed street vacation at each end of the proposed vacation area.
- E. The City Council held a public hearing on the proposed vacation on April 5, 2023 and found that the right-of-way vacation complied with applicable standards in Bend Code 3.80.070.
- F. The City Council has determined that the public interest will not be prejudiced by the proposed vacation and that the property should be vacated upon fulfillment of the conditions within this ordinance.

THE CITY OF BEND ORDAINS AS FOLLOWS:

- Section 1. The right-of-way of Sisemore Road within the Skyline West subdivision is vacated as depicted in Exhibit A.
- Section 2. The City Recorder shall file and record this Ordinance in the Deschutes County Clerk's Office.

First Reading Date: April 5, 2023

Second reading and adoption by roll call vote: April 19, 2023

YES: Mayor Melanie Kebler
Councilor Barb Campbell
Councilor Anthony Broadman
Councilor Ariel Méndez
Councilor Megan Norris
Councilor Mike Riley

NO: none



Melanie Kebler, Mayor

Attest:



Robyn Christie, City Recorder

Approved as to form:



Mary Winters, City Attorney

Exhibit A

