

ORDINANCE NO. 1948

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON, VACATING THE RIGHT OF WAY OVER THE ALLEY LOCATED
WITHIN BLOCK 8 OF DAY'S RAILROAD ADDITION TO DAYTON SITUATED
BETWEEN LOT 1 AND LOT 16 IN BLOCK 8 OF DAY'S RAILROAD
ADDITION

WHEREAS, the City received a petition from Kristi and Mike Lewis requesting that the easterly portion of the alley located within Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition, as more particularly described on Attachment "A" hereto and incorporated by this reference, be vacated; and

WHEREAS, the petition contained the signature of the owner of more than two-thirds of the property abutting the alley located within Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition; and

WHEREAS, the action of vacating a municipal right-of-way over a street or roadway is categorically exempt from environmental review under the State Environmental Policy Act, Ch. 43.21C RCW, per WAC 197-11-800(2)(i); and

WHEREAS, the City staff posted and published the appropriate notices of the public hearing as required by RCW 35.79.020; and

WHEREAS, the hearing was held as scheduled on May 8, 2019, and all persons who wished to testify were provided an opportunity to do so; and

WHEREAS, it is the desire of the City of Dayton to vacate the alley in Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition; and,

WHEREAS, the City Council of the City of Dayton approves the petition and the vacation of its right-of-way over the alley located within Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition as set forth herein.

NOW, THEREFORE, the City Council of Dayton, Washington do hereby ordain as follows:

SECTION 1. VACATION. The City of Dayton hereby vacates its right-of-way over the the alley located within in Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition as more particularly described on Exhibit "A" which is incorporated herein by reference.

SECTION 2. TITLE TO VACATED ALLEY. As provided by RCW 35.79.040, title of Block 8 Of Day's Railroad Addition to Dayton situated between Lot 1 and Lot 16 in Block 8 of Day's Railroad Addition shall belong to the abutting property owners, one-half to each.


SECTION 3. SEVERABILITY. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts which shall remain in full force and effect.

SECTION 4. RECORDING OF ORDINANCE. Ordinance No. 1948 shall be filed with the Columbia County Auditor's Office and any such costs for said filing shall be paid for by the petitioners.

SECTION 5. EFFECTIVE DATE. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City of Dayton, and shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS 12TH DAY OF JUNE, 2019.

THE CITY OF DAYTON


By: Zac Weatherford, Mayor

Attest/Authenticate:


Trina Cole, City Administrator

Approved as to Form:



Quinn Plant, City Attorney

ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
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The full text of Ordinance No. 1948 adopted the 12th day of June,
2019 is available for examination at the City Clerk's Office, 111
S. 1st St., Dayton, WA during normal business hours, Monday -
Thursday, 7:00 a.m. to 4:00 p.m. Full text of the Ordinance shall
be mailed upon request.

SECTION 1. VACATION.

SECTION 2. TITLE TO VACATED ALLEY.

SECTION 3. SEVERABILITY.

SECTION 4. RECORDING OF ORDINANCE.

SECTION 5. EFFECTIVE DATE.

By: /s/ Zac Weatherford, Mayor

Attest/Authenticate: /s/ Trina Cole, City Administrator

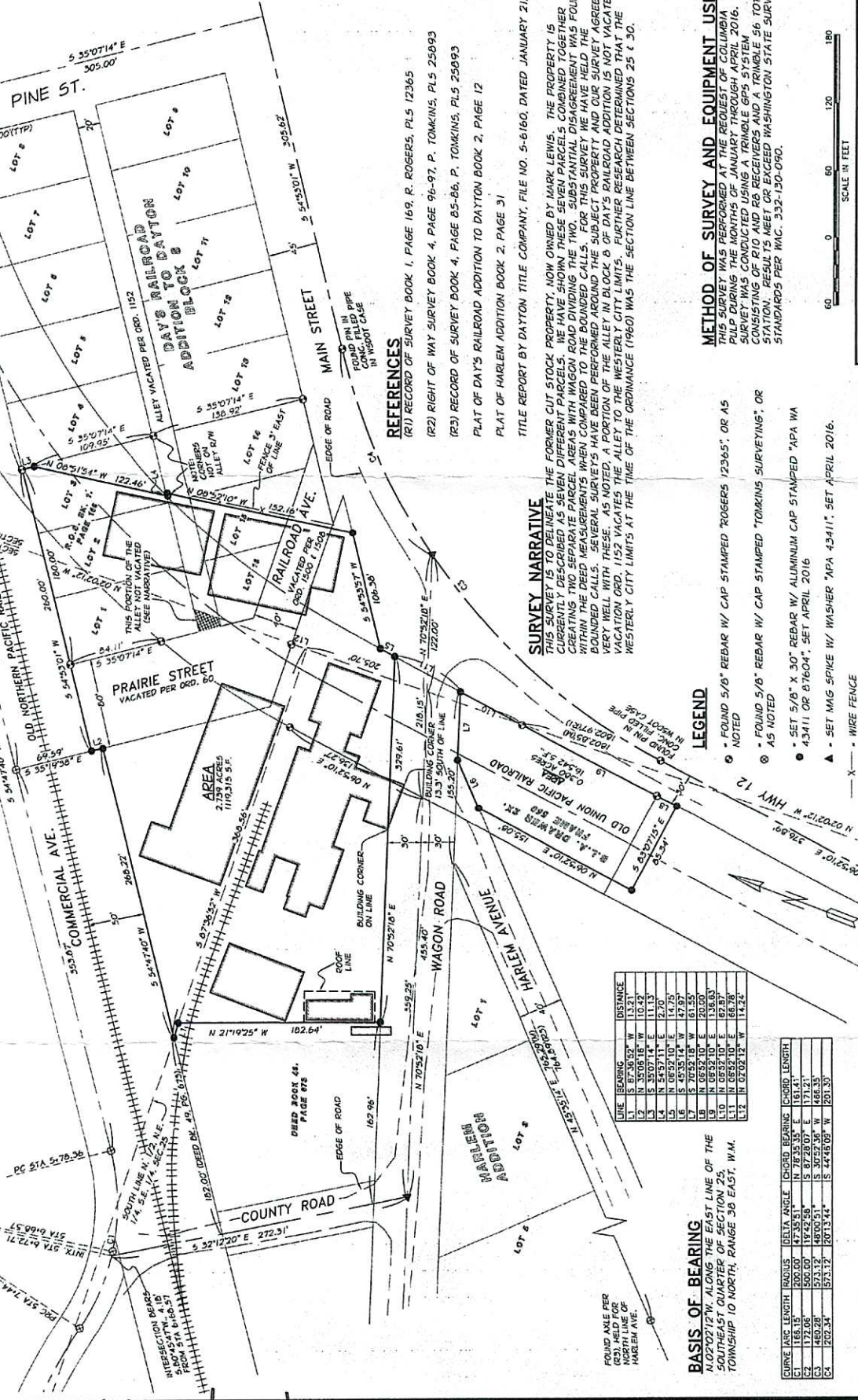
Approved as to form: /s/ Quinn Plant, City Attorney

Published:

Dayton Chronicle, 06/27/2019

RECORD OF SURVEY

LOCATED IN THE S.W. 1/4 OF SECTION 30, TOWNSHIP 10 NORTH, RANGE 39 EAST
AND THE S.E. 1/4 OF SECTION 25, TOWNSHIP 10 NORTH, RANGE 38 EAST,
WILLAMETTE MERIDIAN, COLUMBIA COUNTY, WASHINGTON



LINE	BEARING	DISTANCE
1	S 87°30'52" W	113.21
2	S 87°30'52" W	11.13
3	S 35°07'14" E	11.13
4	N 54°57'11" E	2.70
5	N 06°52'10" E	14.75
6	S 45°35'14" W	47.97
7	N 06°52'10" E	20.00
8	N 06°52'10" E	138.63
9	N 06°52'10" E	67.87
10	N 06°52'10" E	68.78
11	N 06°52'10" E	14.22
12	N 02°02'12" W	14.22

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	165.15	200.00	47°35'51"	N 78°35'35" E	161.41
C2	172.06	500.00	119°42'58"	S 87°28'07" E	171.21
C3	162.84	571.12	120°13'41"	S 44°40'09" W	201.30

BASIS OF BEARING

N 07°02'12" W, ALONG THE EAST LINE OF THE
SOUTHEAST QUARTER OF SECTION 25,
TOWNSHIP 10 NORTH, RANGE 38 EAST, W.M.

AUDITOR'S CERTIFICATE
FILED FOR RECORD THIS 4 DAY OF May 2016
AT 3:59 P.M. IN BOOK 12 OF SURVEY AT PAGE 96 AT THE
REQUEST OF ANDERSON-PERRY & ASSOCIATES, INC.

Cathy Abel Deputy Auditor
COUNTY AUDITOR



SURVEYOR'S CERTIFICATE
THIS MAP CORRECTLY REPRESENTS A SURVEY
MADE BY ME OR UNDER MY DIRECTION IN
CONFORMANCE WITH THE REQUIREMENTS OF
THE WASHINGTON CONVEYANCE ACT AND AT THE
REQUEST OF COLUMBIA PULP.

ERIK J. GREEN, P.L.S. 43411

DATE 5-04-16

REFERENCES

- (R1) RECORD OF SURVEY BOOK 1, PAGE 169, R. ROGERS, PLS 12365
- (R2) RIGHT OF WAY SURVEY BOOK 4, PAGE 96-97, P. TONKINS, PLS 25993
- (R3) RECORD OF SURVEY BOOK 4, PAGE 85-86, P. TONKINS, PLS 25993
- PLAT OF DAY'S RAILROAD ADDITION TO DAYTON BOOK 2, PAGE 12
- PLAT OF HARLEM ADDITION BOOK 2, PAGE 31

SURVEY NARRATIVE

THIS SURVEY IS TO DELINEATE THE FORMER CUT STOCK PROPERTY, NOW OWNED BY MARK LEWIS. THE PROPERTY IS CURRENTLY DESCRIBED AS SEVEN DIFFERENT PARCELS. WE HAVE SHOWN THESE SEVEN PARCELS COMBINED TOGETHER CREATING TWO SEPARATE PARCEL AREAS WITH WAGON ROAD DIVIDING THE TWO. SUBSTANTIAL DISAGREEMENT WAS FOUND WITHIN THE DEED MEASUREMENTS WHEN COMPARED TO THE BOUNDED CALLS. FOR THIS SURVEY WE HAVE HELD THE VERY WELL WITH THESE. SEVERAL SURVEYS HAVE BEEN PERFORMED AROUND THE SUBJECT PROPERTY AND OUR SURVEY AGREES VACATION ORD. 1152 VACATES THE ALLEY IN BLOCK 8 OF DAY'S RAILROAD ADDITION IS NOT VACATED. WESTERLY CITY LIMITS AT THE TIME OF THE ORDINANCE (1960) WAS THE SECTION LINE BETWEEN SECTIONS 25 & 30.

LEGEND

- FOUND 5/8" REBAR W/ CAP STAMPED "ROGERS 12365", OR AS NOTED
- FOUND 5/8" REBAR W/ CAP STAMPED "TONKINS SURVEYING", OR AS NOTED
- SET 5/8" X 30" REBAR W/ ALUMINUM CAP STAMPED "APA WA 43411 OR 87604", SET APRIL 2016
- SET MAG SPIKE W/ WASHER "APA 43411", SET APRIL 2016.
- X — WIRE FENCE
- (M) — MEASURED
- BUILDING
- +++++ EXISTING RAILROAD TRACKS

METHOD OF SURVEY AND EQUIPMENT USED
THIS SURVEY WAS PERFORMED AT THE REQUEST OF COLUMBIA PULP DURING THE MONTHS OF JANUARY THROUGH APRIL 2016. THIS SURVEY WAS CONDUCTED USING A TRIMBLE GPS SYSTEM CONSISTING OF R10 AND R2 RECEIVERS AND A TRIMBLE 56 TOTAL STATION. THE SURVEY WAS PERFORMED IN ACCORDANCE WITH WASHINGTON STATE SURVEY STANDARDS PER WAC. 532-150-050.



RECORD OF SURVEY
FOR MARK LEWIS
CUT STOCK PROPERTY

FILED/Columbia Pulp Cut Stock (Map LUMW-150000).dwg

SCALE: 1" = 60'

DATE: APRIL 2016

JOB NO: 1571-335

528-60

214 EAST BIRCH STREET - WALLA WALLA, WA 99362 • (509) 529-9260

anderson
perry
&
associates, inc.

REGISTERED SURVEYOR - WASHINGTON
LA GRANGE, OR WALLA WALLA, WA

SHEET
1/1

Attachment "A" Ord No 1948 6/12/2019

Return Address:

City Of Dayton
111 S 1st St
Dayton, WA 99328

Document Title:

Ordinance No. 1948

Grantor:

City of Dayton

Grantee:

Lewis, Mike
Lewis, Kristi

Legal Description:

Lot 1 and Lot 16 of Block 8 of Day's Railroad Addition

Assessor's Property Tax Parcel/Account Number

1-150-08-000-7012