

After Recording Return to:  
City Recorder  
City of Dunes City  
P.O. Box 97  
Westlake OR 97493

**CITY OF DUNES CITY  
LANE COUNTY, OREGON**

**ORDINANCE NO. 263**

**AN ORDINANCE VACATING A PORTION OF LITTLE WOAHINK DRIVE,  
ESTABLISHED AS A PUBLIC RIGHT-OF-WAY BY THE LITTLE WOAHINK  
HEIGHTS SUBDIVISION DATED SEPTEMBER 30, 2020**

1. **WHEREAS**, what is currently known as Little Woahink Drive was established as a public right-of-way by the Little Woahink Heights subdivision dated September 30, 2020. A copy of the Little Woahink Heights subdivision is attached hereto as Exhibit A; and”
2. **WHEREAS**, Little Woahink Drive is within Dunes City and not owned by Lane County;  
and
3. **WHEREAS**, Little Woahink Drive was established to provide public access; and
4. **WHEREAS**, Dunes City Code, DCC 155.4.3.200(F), provides: Vacation of streets. All street vacations shall comply with the procedures and standards set forth in ORS Section 271; and
5. **WHEREAS**, ORS 271.130 allows a petitioner to initiate a vacation proceeding, and such petition to initiate a vacation proceeding for a portion of Little Woahink Drive as described in Exhibit B was made by Jerry DeBriac; and
6. **WHEREAS**, ORS 271.130 requires notice of public hearing of a street vacation to be given consistent with ORS 271.110, and such notice was given by the City Recorder; and a public hearing on the proposed vacation is required under ORS 271.120, and such public hearing was held by the Dunes City Council on April 20, 2022, in which members of the public were given an opportunity to comment on and present evidence relevant to the proposed vacation; and
7. **WHEREAS**, after holding the public hearings on April 20, 2022, the Dunes City Council determined that the public interest would not be prejudiced by the vacation of the portion of Little Woahink Drive as described in Exhibit B.

**NOW, THEREFORE, DUNES CITY ORDAINS AS FOLLOWS:**

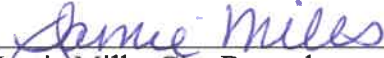
The portion of Little Woahink Drive, established as a public right-of-way by the Little Woahink Heights subdivision dated September 30, 2020, is hereby vacated. This vacation shall become effective only upon the recording by Lane County.”

**ADOPTED BY THE DUNES CITY COUNCIL THIS 20<sup>th</sup> DAY OF APRIL, 2022.**

Ayes: 4 Nays: 1 Abstain: 0 Absent: 0 Vacant: 1

  
\_\_\_\_\_  
Sheldon Meyer, Mayor

ATTEST:

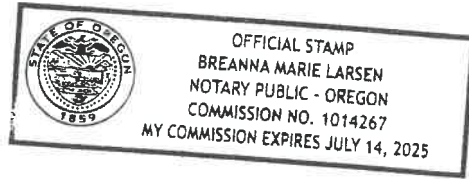
  
\_\_\_\_\_  
Jamie Mills, City Recorder

STATE OF OREGON, County of Lane) SS

On this 2nd day of May, 2022, personally appeared before me the within named Sheldon Meyer, as Mayor of Dunes City, acknowledged the foregoing instrument to be a voluntary act and deed.

Witness my hand and seal this day and year last above written.

Breanna Marie Larsen  
Notary Public for Oregon  
My Commission expires July 14, 2025



STATE OF OREGON, County of Lane) SS

On this 18th day of May, 2022, personally appeared before me the within named Jamie Mills, as City Administrator of Dunes City, Oregon acknowledged the foregoing instrument to be a voluntary act and deed.

Witness my hand and seal this day and year last above written.

Maygan M Hiatt  
Notary Public for Oregon  
My Commission expires 2-17-2025



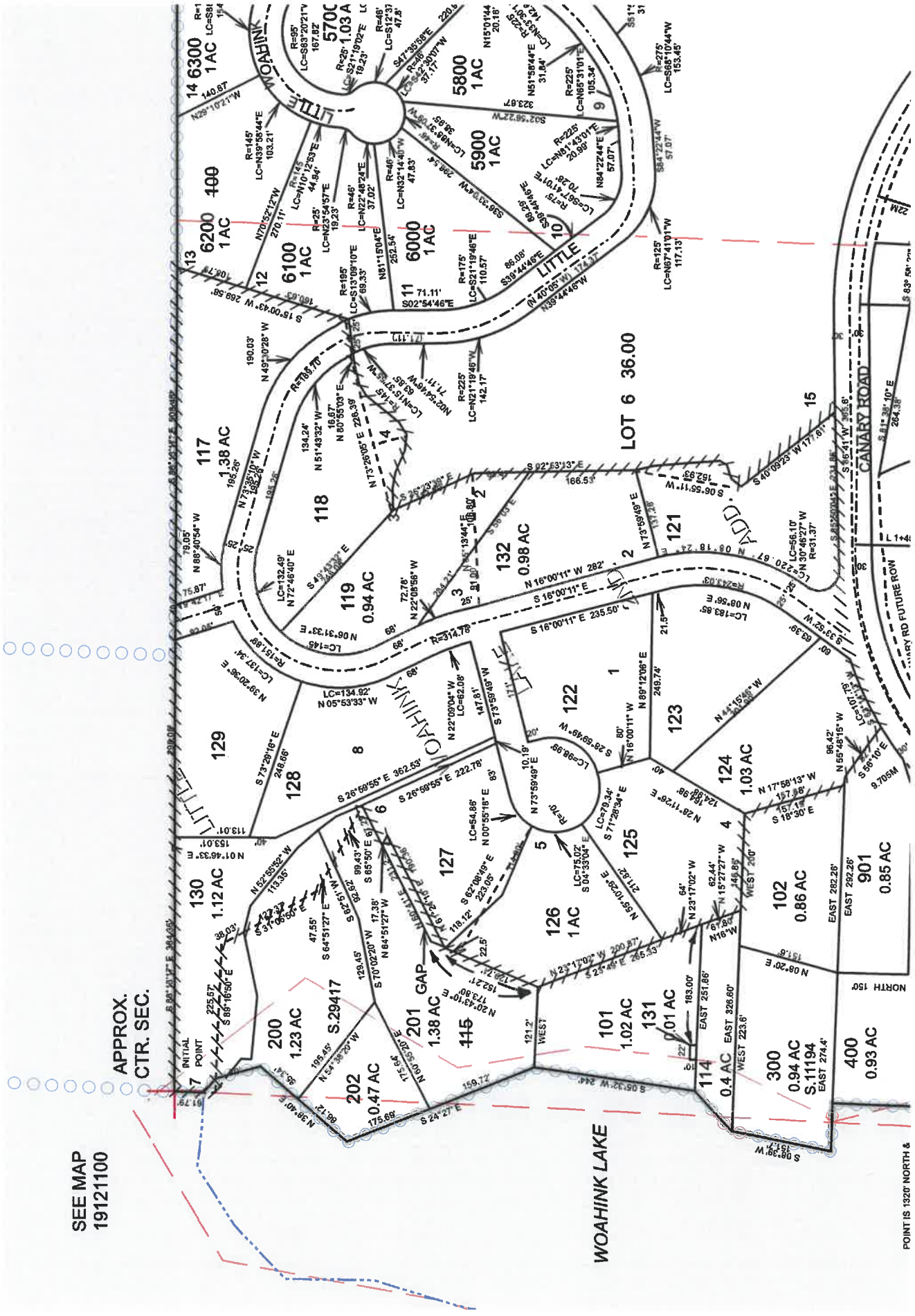
S.E. 1/4 SEC. 11 T.19S. R.12W. W  
Lane County

1" = 200'

FOR ASSESSMENT AND  
TAXATION ONLY

SEE MAP  
19121100

APPROX.  
CTR. SEC.



John A. Page



## RIGHT-OF-WAY VACATION APPLICATION

### CONTACT INFORMATION

Applicant: Jenny Owens

Mailing Address: 2424 Ware Ln, Eugene, OR 97404

Street Address: \_\_\_\_\_

Map and Tax Lot No: 19-12-11-40-00106

Phone: 541-554-6778 Email: \_\_\_\_\_

Applicant Signature: SEE Attachment

### SUBMITTAL REQUIREMENTS

A pre-application meeting is required prior to submittal of this application.

The petition shall contain the information required by state law (see ORS 271.080 to 271.230) and:

- The attached petition form, completed and signed.
- A title report showing ownership of the properties abutting the area proposed to be vacated and in the affected area.
- A tax map showing the area proposed to be vacated and the affected area.
- Identify any existing utility facilities within the area to be vacated. Utilize the "Call 811 Before you Dig" service to verify location and types of utilities that might be present.
- A signed form from each Franchised Utility listing whether they have utilities within the area to be vacated and whether they consent to the requested vacation. (Form attached).
- Signed consent forms from the owners of ALL abutting property, and of not less than two-thirds of the owners in the area affected by the right of way vacation (see below). One form is required for each property owner within the affected area. (Form attached).
- A metes and bounds survey of the area to be vacated may be required.

The area affected by the vacation of a right-of-way includes the land lying on either side of the right-of-way to be vacated, and extending laterally to the next street that serves as a parallel street (not to exceed 200 feet), and the land on either side of the street for 400 feet along its course beyond each terminus of the part proposed to be vacated. Where a street is proposed to be vacated to its termini, the land in an extension of the street for a distance of 400 feet beyond each terminus shall also be counted.

**Petition for Vacation of Public Right-of-Way**

I, Jonny Owens, petition the City of Dunes City to vacate the following described area:

Include Map and Legal Description or append as EXHIBIT A.

May address for notice purposes is:

Name: Jonny Owens

Mailing Address: 2626 Ware Ln

City, State, Zip:  Eugene OR 97404

The purpose for which the ground is to be used is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The reason for the requested vacation is:

To turn this public road into a  
private drive  
\_\_\_\_\_  
\_\_\_\_\_

PRINT NAME: Jonny Owens

Signature SEE Attachment Date 2-23-2022

**CONSENT FOR VACATION FROM PROPERTY OWNERS WITHIN  
AFFECTED AREA**

I consent to the vacation of the property described as:

Include Map and Legal Description or append as Exhibit A.

*See attachment*

I understand that my consent is to be appended to and made a part of a petition presented for the vacation of the above-described area.

I am the/an owner of the property described as:

Address: \_\_\_\_\_

Map and Tax Lot No: 19-12-11-40-00104

SONNY OWENS  
PRINT NAME

See Attachment 2-23-2022  
Signature Date

Tax Lot Numbers For Little Wothink Subdivision

Tax Lot	Parcel	Owner	Address	City	State	Zip
19-12-11-40-00103	1912114000103	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00104	1912114000104	Owens, Jonny Mae	2626 Ware Ln	Eugene	OR	97404
19-12-11-40-00105	1912114000105	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00106	1912114000106	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00107	1912114000107	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00108	1912114000108	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00109	1912114000109	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00110	1912114000110	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00111	1912114000111	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00112	1912114000112	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-00113	1912114000113	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05000	1912114005000	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05100	1912114005100	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05200	1912114005200	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05300	1912114005300	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
12-12-11-40-05400	1912114005400	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05500	1912114005500	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05600	1912114005600	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05700	1912114005700	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05800	1912114005800	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-05900	1912114005900	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06000	1912114006000	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06100	1912114006100	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06200	1912114006200	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06300	1912114006300	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06400	1912114006400	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612



## MEMO

**TO:** Dunes City, Oregon  
City Hall

**FROM:** Jonny Owens

**DATE:** February 23, 2022

**RE:** Vacation request for Little Woahink Drive

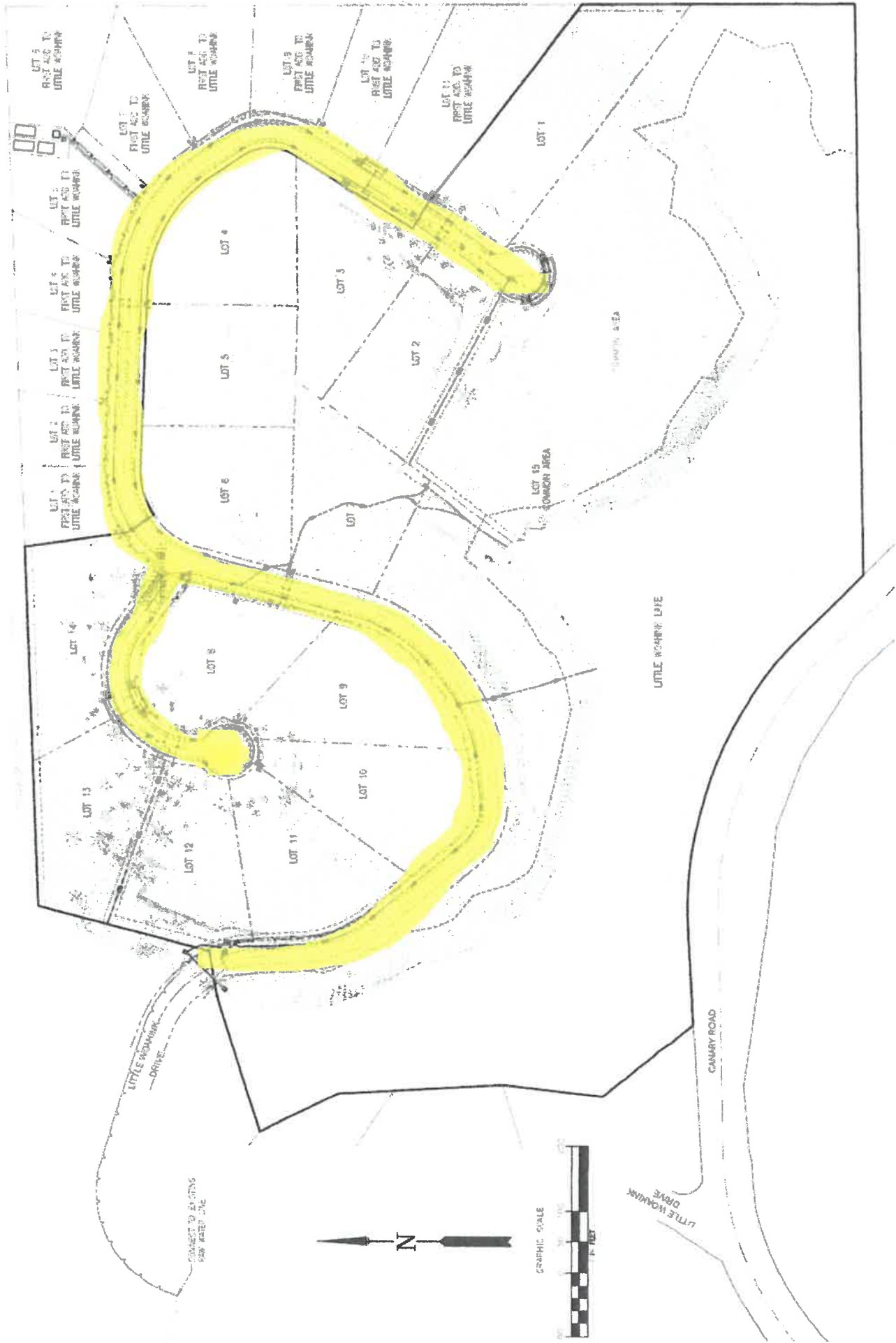
I, Jonny Owens, request Dunes City to vacate Little Woahink Drive starting along the Westerly property line for the Little Woahink Subdivision and extending to the end of the roadway and to include the cul-de-sac. The goal of this request is to create a private drive which will be a gated subdivision maintained by the future HOA. This process will require a new dedication, replat and will be recorded.

Little Woahink Drive is a parcel of land 50 feet in width, 25 feet on each side of the following described center line:

Beginning at a point which bears 211.11 feet South and 793.70 feet West of the quarter corner between Sections 11 and 12 of T 19S, R 12 W, of the Willamette Meridian, Lane County, Oregon, said point of the beginning also being on the Westerly boundary of "The First Addition to Little Woahink Lake"; thence along a curve to the left having a radius of 150 feet, through a central angle of 41°10'08", for an arc distance of 107.78 feet; thence South 14°41'30" West, 246.35 feet; thence along a curve to the right having a radius of 250 feet, through a central angle of 36°54', for an arc distance of 161.23 feet; thence South 51°38'30" West, 31.84 feet, thence along a curve to the right having a radius of 250 feet, through a central angle of 32°24', for an arc distance of 141.37 feet; thence South 84°02'30" West, 57.07 feet; thence along a curve to the right having a radius of 100 feet, through a central angle of 55°52'30", for an arc distance of 97.52 feet; thence North 40°05' West, 174.37 feet; thence along a curve to the right having a radius of 200 feet, through a central angle of 30°50', for an arc distance of 128.56 feet thence North 3°15' West 71.11 feet; thence along a curve to the left having a radius of 170 feet, through a central angle of 68°04', for an arc distance of 201.96 feet; thence North 71°19' West, 148.08 feet; thence along a curve to the left having a radius of 50 feet, through a central angle of 112°01'30", for an arc distance of 97.76 feet; thence South 3°20'30" East, 118.43 feet; thence along a curve to the left having a radius of 250 feet, through a central angle of 17°39', for an arc distance of 77.01 feet; thence South 20°59'30" East 151.19 feet; thence along a curve to the right having a radius of 250 feet, through a central angle of 13°50'30", for an arc distance of 60.40 feet; thence South 7°09' East, 183.04 feet; thence along a curve to the right having a radius of 100 feet, through a central angle of 32°14', for an arc distance of 56.26 feet, thence South 25°05' West, 43.08 feet; thence along a curve to the right having a radius of 100 feet, through a small central angle of 34°49', for an arc distance of 60.77 feet; thence South 59°54' West, 98.43 feet; thence along a curve to the left having a radius of 150 feet, through a central angle of 26°34'30", for an arc distance of 69.57 feet; thence South 33°19'30" West, 50 feet to the Northerly boundary of County Road #1071, in Lane County, Oregon.

  
\_\_\_\_\_  
Jonny Owens

02-23-2022  
\_\_\_\_\_  
Date





## RIGHT-OF-WAY VACATION APPLICATION

### CONTACT INFORMATION

Applicant: Jerry DeBriase

Mailing Address: P.O. Box 182 Cathlamet, WA 98612

Street Address: \_\_\_\_\_

Map and Tax Lot No: See attachment

Phone: 360-749-3534 Email: \_\_\_\_\_

Applicant Signature: See attachment

### SUBMITTAL REQUIREMENTS

A pre-application meeting is required prior to submittal of this application.

The petition shall contain the information required by state law (see ORS 271.080 to 271.230) and:

- The attached petition form, completed and signed.
- A title report showing ownership of the properties abutting the area proposed to be vacated and in the affected area.
- A tax map showing the area proposed to be vacated and the affected area.
- Identify any existing utility facilities within the area to be vacated. Utilize the "Call 811 Before you Dig" service to verify location and types of utilities that might be present.
- A signed form from each Franchised Utility listing whether they have utilities within the area to be vacated and whether they consent to the requested vacation. (Form attached).
- Signed consent forms from the owners of ALL abutting property, and of not less than two-thirds of the owners in the area affected by the right of way vacation (see below). One form is required for each property owner within the affected area. (Form attached).
- A metes and bounds survey of the area to be vacated may be required.

The area affected by the vacation of a right-of-way includes the land lying on either side of the right-of-way to be vacated, and extending laterally to the next street that serves as a parallel street (not to exceed 200 feet), and the land on either side of the street for 400 feet along its course beyond each terminus of the part proposed to be vacated. Where a street is proposed to be vacated to its termini, the land in an extension of the street for a distance of 400 feet beyond each terminus shall also be counted.

**Petition for Vacation of Public Right-of-Way**

I, Jerry DeBrise, petition the City of Dunes City to vacate the following described area:

Include Map and Legal Description or append as EXHIBIT A.

May address for notice purposes is:

Name: Jerry DeBrise

Mailing Address: P.O. Box 182

City, State, Zip: Cathlamet, WA 98612

The purpose for which the ground is to be used is:

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The reason for the requested vacation is:

To turn this public road into  
a private drive

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PRINT NAME: JERRY DE BRIAE

See Attachment 2-25-2022  
Signature Date

**CONSENT FOR VACATION FROM PROPERTY OWNERS WITHIN  
AFFECTED AREA**

I consent to the vacation of the property described as:

Include Map and Legal Description or append as Exhibit A.

SEE ATTACHMENT

I understand that my consent is to be appended to and made a part of a petition presented for the vacation of the above-described area.

I am the/an owner of the property described as: SEE ATTACHMENT

Address: \_\_\_\_\_

Map and Tax Lot No: \_\_\_\_\_

JERRY DE BRIEF  
\_\_\_\_\_  
PRINT NAME

SEE ATTACHMENT  
\_\_\_\_\_  
Signature

2-25-22  
\_\_\_\_\_  
Date

**CONSENT FOR RIGHT-OF-WAY VACATION FROM  
FRANCHISE UTILITY PROVIDERS**

I consent to the vacation of the property described as:

Include Map and Legal Description or append as Exhibit A.

SEE ATTACHMENT

I understand that my consent is to be appended to and made a part of a petition presented for the vacation of the above-described area.

\_\_\_\_\_, a Dunes City Utility Franchise Provider:  
(Insert name of utility provider here)

- Does not have existing utilities within the area to be vacated.
- Has existing utilities within the area to be vacated.

\_\_\_\_\_, a Dunes City Utility Franchise Provider:

- Consents to the vacation of this section of public right-of-way and does not require any easements within the area to be vacated.
- Consents to vacation of this section of public right-of-way but wishes to retain an easement for utilities within the area to be vacated. (Please attach description and Details of any required easement.)
- Does not consent to the requested right-of-way vacation.

\_\_\_\_\_  
Print name of Utility Provider Representative

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Tax Lot Numbers for Little WOHANK SUBDIVISION

Tax Lot	Parcel	Owner	Address	City	State	Zip
19-12-11-40-00103	1912114000103	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
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19-12-11-40-06300	1912114006300	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612
19-12-11-40-06400	1912114006400	Debriae, Jerry	PO Box 182	Cathlamet	WA	98612

# MEMO

**TO:** Dunes City, Oregon  
City Hall

**FROM:** Jerry DeBriac

**DATE:** February 23, 2022

**RE:** Vacation request for Little Woahink Drive

I, Jerry DeBriac, request Dunes City to vacate Little Woahink Drive starting along the Westerly property line for the Little Woahink Subdivision and extending to the end of the roadway and to include the cul-de-sac. The goal of this request is to create a private drive which will be a gated subdivision maintained by the future HOA. This process will require a new dedication, replat and will be recorded.

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02-25-2022 ← 2/25/22

  
 \_\_\_\_\_  
 Jerry DeBriac

\_\_\_\_\_  
 Date



