

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

DATE SUBMITTED: March 22nd, 2022	PREPARED BY: Robert B. Mendez, Program Manager
Meeting Date Requested: March 29th, 2022	PRESENTED BY: Craig Erdman P.E., Director/County Engineer
ITEM: (Select One) Consent Agenda <input checked="" type="checkbox"/> Brought Before the Board Time needed: 10 minutes	
SUBJECT: Petition for Vacating the gravel portion of Cottonwood Drive (Milepost 4.24 to Milepost 4.90)	
FISCAL IMPACT: Chapter 12.08 of the Franklin County Code would govern this vacation. All costs incurred in the investigation would be at the expense of the petitioners including time spent in the examination and reporting and all advertising costs. Pursuant to Chapter 12.08 reimbursements are paid into the County Road fund.	
ACTION(S) REQUESTED: Pursuant to Chapter 12.08.020 of the Franklin County Code; upon the filing of such a petition the Board of County Commissioners may, but is not required to, proceed with an intention to vacate the portion of road requested. The Board will need to decide if they are going to consider the petition or not. If the Board decides to consider the petition it must signify its intent with a resolution and order the County Engineer to report on such vacation. A resolution has been prepared for the Board's use if this course of action is desired. RECOMMENDATION: Staff recommends that the Board consider the petition for the vacation of the gravel portion of Cottonwood Drive. SUGGESTED MOTION: I hereby move that the Board of Franklin County Commissioners approve the resolution ordering the county engineer report on the possible vacation of the gravel portion of Cottonwood Drive, so that board may consider the usefulness of such road.	
COORDINATION: The process for this road vacation request was overseen by Craig Erdman P.E., Director/County Engineer. Reviewed by John Christensen, County Surveyor, and Robert Mendez, Program Manager.	
ATTACHMENTS: (Documents you are submitting to the Board) The documents included in this package are as follows: <ol style="list-style-type: none">1. Resolution considering the vacation and ordering the County Engineer to report thereon2. Map showing the proposed portion of road to be vacated3. Copy of Petition to vacate the gravel portion of Cottonwood Drive	
HANDLING / ROUTING: (Once document is fully executed it will be imported into Document Manager. Please list <u>name(s)</u> of parties that will need a pdf) If accepted, original resolution to the Board for their records and a pdf copy of resolution to Robert Mendez with the Public Works Engineering Department.	
To the Clerk of the Board: 1 – Original of Resolution 1 – Copy of Map Showing portion of Cottonwood Drive to vacate 1 - Copy of Petition to vacate the gravel portion of Cottonwood Drive	To the Public Works Department: 1 – Copy of Resolution (pdf)

Agenda Summary Report (ASR)

Franklin County Board of Commissioners

I certify the above information is accurate and complete.



____ Craig Erdman P.E., Director/County Engineer

FRANKLIN COUNTY RESOLUTION NO. _____

**BEFORE THE BOARD OF COMMISSIONERS OF
FRANKLIN COUNTY, WASHINGTON**

***TO CONSIDER A PETITION TO VACATE THE GRAVEL PORTION OF COTTONWOOD
DRIVE AND ORDERING THE COUNTY ENGINEER TO REPORT THEREON***

WHEREAS, On March 14th, 2022 the Public Works office received a petition signed by three (3) land owner(s) adjoined to Cottonwood Drive requesting that a portion of Cottonwood Drive be vacated. The petition was accompanied by a sufficient bond as required by law; and

WHEREAS, pursuant to Chapter 12.08.010 of the Franklin County Code the Board must consider if this portion of road is useless and if the public would be benefited by its vacation and abandonment; and

WHEREAS, in order to make a final determination as to the usefulness of the road a report upon such vacation by the county road engineer is required; and

WHEREAS, a public hearing will be scheduled, at a future date, and advertised as required by law upon the completion of the report by the county road engineer in order to consider said report together with any other evidence for or against such proposed vacation; and

WHEREAS, pursuant to Franklin County Code Chapter 12.08.060 all cost and expenses incurred in the examination and report on the petition shall be paid by the petitioners and the County Engineer shall include their bill for such examination as part of their report;

NOW, THEREFORE, BE IT RESOLVED that the Franklin County Board of Commissioners, hereby orders the county road engineer to report on the possible vacation of a portion of Cottonwood Drive so that the Board may consider the usefulness of such road.

APPROVED this _____ day of _____, 2022.

**BOARD OF COUNTY COMMISSIONERS
FRANKLIN COUNTY, WASHINGTON**

Chair

Chair Pro Tem

Member

Attest

Clerk of the Board

COTTONWOOD DRIVE VACATION SITE PLAN

123200227
FLORES
Address

123200206
MODDRELL
Address

123190038
GRAYSTONE ORCHARDS LLC
11 GRAYSTONE LN

123190065
FLINT
Address

123190083
WHITE CEDAR LLC
1740 W DOGWOOD RD, PASCO 99301

123190056
GRAYSTONE ORCHARDS LLC
4263 COTTONWOOD DR, PASCO 99301

123190136
WHITE BRAVO II, LLC
1910 W DOGWOOD RD, PASCO 99301

123190145
DAVIS
4430 COTTONWOOD DR, PASCO 99301

123190118
OLBERDING
1850 W DOGWOOD RD, PASCO 99301

123300025
COTTONWOOD LLC
4261 COTTONWOOD DR, PASCO 99301

123300019
HAYDEN FARMS INC
Address

123290267
CYPRESS COUNTRY ESTATES LLC
60 COUNTRY HAVEN LP, PASCO 99301

123290037
FRANK & DONNA WATKINS INC
Address

**SECTION OF COTTONWOOD DRIVE
(GRAVEL) REQUESTED TO BE
VACATED.**

W. DOGWOOD ROAD

COTTONWOOD DRIVE

PETITION FOR THE VACATION OF A COUNTY ROAD IN FRANKLIN COUNTY, WASHINGTON

In accordance with Title 12.08 of the Franklin County Code we the property owners residing in the vicinity of Cottonwood Drive and listed on attachment 'A' do hereby petition the Board of County Commissioners that said County Road be vacated as follows:

(GENERAL DESCRIPTION OF PORTION OF ROAD TO BE VACATED)

From the intersection of Dogwood and Cottonwood roads, heading North, until the county road ends.

Said portion of road being more particularly described on attachment 'B'.

We respectfully represent that the described road is useless as part of the county road system and the public will be benefited by its vacation and abandonment. We further represent that we are the owners of property in the vicinity of said road being individually described on attachment 'C'.

This petition must be accompanied by a bond or cash deposit in the amount of one-hundred dollars (\$100.00) payable to Franklin County Treasurer. By submitting this petition we the listed petitioners hereby agree to be responsible to pay into the county road fund of the county the amount of all costs and expenses incurred in the examination, report and all other proceedings pertaining to this petition.

We further designate the person listed below to be the principle petitioner and the primary contact person representing us in all matters related to this petition:

Name: White Bravo II, LLC

Address: One Embarcadero Center Suite 3860

City, State, Zip: San Francisco, CA 94111

Telephone: 208-515-0890

Email: brent@rootagadvisory.com

[illegible]

REV DATE 2/22/2018

**PETITION FOR THE VACATION OF A COUNTY ROAD
IN FRANKLIN COUNTY, WASHINGTON
ATTACHMENT 'B'**

Name of Road Petitioned for Vacation: Cottonwood Drive

Legal Description of Road to be Vacated:

From the intersection of Dogwood and Cottonwood roads, heading North, until the county road ends.

Attach additional sheets as required.

Page ____ of ____

PETITION FOR THE VACATION OF A COUNTY ROAD IN FRANKLIN COUNTY, WASHINGTON ATTACHMENT 'C'

Name of Road Petitioned for Vacation: Cottonwood Drive

Petitioner Name: White Bravo II, LLC

Petitioner ID# (from attachment 'A'): 1

Property Address: 1565 W Dogwood Road Pasco, WA 99301

Mailing Address (if different): One Embarcadero Center Suite 3860 San Francisco, C

Tax Parcel ID Number: 123190136

Property Legal Description:

Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington. EXCEPT that portion described as follows: A tract of land located in the Southwest Quarter of the Southeast Quarter of Section 19, Township 11 North, Range 29 East W.M., also being in Farm Unit 168, First Revision Farm Unit Plat, Block 15, Franklin County, Washington, described as follows: Beginning at the said Section 19, Southeast Corner; thence North 87°42'00" West along said Section 19 South line a distance of 1314.80 feet; thence North 00°59'00" East, a distance of 30.00 feet to the North line of Dogwood Road and the Southeast corner of said Farm Unit 168 and the True Point of Beginning; thence continuing North 00°59'00" East along the East line of said Farm Unit 168, a distance of 736.7 feet to the Northeast corner of said Farm Unit; thence North 33°43'00" West along the Northeasterly line of said Farm Unit a distance of 340.7 feet; thence South 00°59'00" West, parallel with the East line of said Farm Unit a distance of 1012.3 feet to the said North line of Dogwood Road; thence South 87°42'00" East along said North line a distance of 194.0 feet to the True Point of Beginning. AND EXCEPT That portion of Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington, located in the Southeast Quarter of the Southwest Quarter of Section 19, Township 11 North, Range 29 East W.M., lying West and South of the following described line; Commencing at the Southwest corner of said Farm Unit 168, thence along the South line of said Unit and Section, South 87°42'00" East a distance of 101.00 feet to the True Point of Beginning of said line; thence along said line, North 2°18'00" East, a distance of 1006.28 feet; thence parallel with the said South line, North 87°42'00" West, a distance of 409.52 feet, more or less, to a point on the Westerly boundary line of said Farm Unit Plat 168 and the point of terminus of said line.

Section: 19 Township: 11 Range: 29 East

I hereby certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct (per RCW 9A.72.080), that I am the owner of the above described real property and am petitioning for the vacation of a county road and have read and understand the petition form and applicable portions of Franklin County Code and State Law.

Patrick Trainor

Signature

3/2/2022

Date and Place of Signature

Include one sheet for each property and petitioner listed on attachment 'A'. The abbreviated legal description from the Franklin County Assessors web site <http://www.co.franklin.wa.us/assessor/> may be used in lieu of the complete legal description.

**PETITION FOR THE VACATION OF A COUNTY ROAD
IN FRANKLIN COUNTY, WASHINGTON
ATTACHMENT 'C'**

Name of Road Petitioned for Vacation: Cotton Wood Drive

Petitioner Name: Ron Davis

Petitioner ID# (from attachment 'A'): 2

Property Address: 11 Graystone Lane

Mailing Address (if different): _____

Tax Parcel ID Number: 123190145

Property Legal Description:

Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington. EXCEPT that portion described as follows: A tract of land located in the Southwest Quarter of the Southeast Quarter of Section 19, Township 11 North, Range 29 East W.M., also being in Farm Unit 168, First Revision Farm Unit Plat, Block 15, Franklin County, Washington, described as follows: Beginning at the said Section 19, Southeast Corner; thence North 87°42'00" West along said Section 19 South line a distance of 1314.80 feet; thence North 00°59'00" East, a distance of 30.00 feet to the North line of Dogwood Road and the Southeast corner of said Farm Unit 168 and the True Point of Beginning; thence continuing North 00°59'00" East along the East line of said Farm Unit 168, a distance of 736.7 feet to the Northeast corner of said Farm Unit; thence North 33°43'00" West along the Northeasterly line of said Farm Unit a distance of 340.7 feet; thence South 00°59'00" West, parallel with the East line of said Farm Unit a distance of 1012.3 feet to the said North line of Dogwood Road; thence South 87°42'00" East along said North line a distance of 194.0 feet to the True Point of Beginning. AND EXCEPT That portion of Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington, located in the Southeast Quarter of the Southwest Quarter of Section 19, Township 11 North, Range 29 East W.M., lying West and South of the following described line; Commencing at the Southwest corner of said Farm Unit 168, thence along the South line of said Unit and Section, South 87°42'00" East a distance of 101.00 feet to the True Point of Beginning of said line; thence along said line, North 2°18'00" East, a distance of 1006.28 feet; thence parallel with the said South line, North 87°42'00" West, a distance of 409.52 feet, more or less, to a point on the Westerly boundary line of said Farm Unit Plat 168 and the point of terminus of said line.

Section: 19 Township: 11 Range: 29 East

I hereby certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct (per RCW 9A.72.080), that I am the owner of the above described real property and am petitioning for the vacation of a county road and have read and understand the petition form and applicable portions of Franklin County Code and State Law.

RONALD DAVIS
Signature

3-14-22 - HOME
Date and Place of Signature

Include one sheet for each property and petitioner listed on attachment 'A'. The abbreviated legal description from the Franklin County Assessors web site <http://www.co.franklin.wa.us/assessor/> may be used in lieu of the complete legal description.

**PETITION FOR THE VACATION OF A COUNTY ROAD
IN FRANKLIN COUNTY, WASHINGTON
ATTACHMENT 'C'**

Name of Road Petitioned for Vacation: Cotton Wood Drive

Petitioner Name: Pete Douglas

Petitioner ID# (from attachment 'A'): 3

Property Address: 740 Graystone Lane

Mailing Address (if different): _____

Tax Parcel ID Number: 123190056

Property Legal Description:

Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington. EXCEPT that portion described as follows: A tract of land located in the Southwest Quarter of the Southeast Quarter of Section 19, Township 11 North, Range 29 East W.M., also being in Farm Unit 168, First Revision Farm Unit Plat, Block 15, Franklin County, Washington, described as follows: Beginning at the said Section 19, Southeast Corner; thence North 87°42'00" West along said Section 19 South line a distance of 1314.80 feet; thence North 00°59'00" East, a distance of 30.00 feet to the North line of Dogwood Road and the Southeast corner of said Farm Unit 168 and the True Point of Beginning; thence continuing North 00°59'00" East along the East line of said Farm Unit 168, a distance of 736.7 feet to the Northeast corner of said Farm Unit; thence North 33°43'00" West along the Northeasterly line of said Farm Unit a distance of 340.7 feet; thence South 00°59'00" West, parallel with the East line of said Farm Unit a distance of 1012.3 feet to the said North line of Dogwood Road; thence South 87°42'00" East along said North line a distance of 194.0 feet to the True Point of Beginning. AND EXCEPT That portion of Farm Unit 168, First Revision Farm Unit Plat, Irrigation Block 15, according to the plat thereof recorded in Volume "C" of Plats, Page 44, records of Franklin County, Washington, located in the Southeast Quarter of the Southwest Quarter of Section 19, Township 11 North, Range 29 East W.M., lying West and South of the following described line; Commencing at the Southwest corner of said Farm Unit 168, thence along the South line of said Unit and Section, South 87°42'00" East a distance of 101.00 feet to the True Point of Beginning of said line; thence along said line, North 2°18'00" East, a distance of 1006.28 feet; thence parallel with the said South line, North 87°42'00" West, a distance of 409.52 feet, more or less, to a point on the Westerly boundary line of said Farm Unit Plat 168 and the point of terminus of said line.

Section: 19 Township: 11 Range: 29 East

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Signature

3-1-22
Date and Place of Signature

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