



ORDINANCE NO. 23-13

12/05/2023 02:43:50 PM

Fee: \$92.00

**A SPECIAL ORDINANCE TO TERMINATE A RESERVED UTILITY EASEMENT  
CREATED THROUGH SECTION 3 OF ORDINANCE NO. 6085  
FOR AN AREA EAST OF FAIRMOUNT STREET**

WHEREAS, the Klamath Falls City Council passed Ordinance No. 6085 on September 20<sup>th</sup>, 1976;

WHEREAS, Ordinance No. 6085 was thereafter recorded on September 28, 1976 in Volume M76, Page 15222 of Klamath County, Oregon records;

WHEREAS, Section 3 of Ordinance No. 6085 vacated the alley within Block 15 of the Mountain View Addition while reserving to the City of Klamath Falls a 16-foot wide easement for public utility purposes;

WHEREAS, property owners Hillary and Logan Koehler, through the submission of Land Partition 34-23, have requested to terminate the Reserved Utility Easement created through Section 3 of Ordinance No. 6085;

WHEREAS, City staff evaluated the request and determined no City utilities are located within the Reserved Utility Easement created through Section 3 of Ordinance No. 6085;

WHEREAS, City staff determined the Reserved Utility Easement created through Section 3 of Ordinance No. 6085 is not necessary for the placement of future City utilities;

WHEREAS, all City franchise utilities were properly noticed regarding the termination of the Reserved Utility Easement created through Section 3 of Ordinance No. 6085 and no objection was received; and NOW THEREFORE,

**THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:**

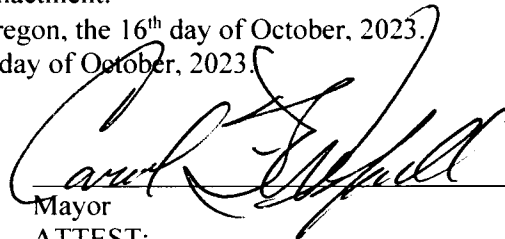
The Reserved Utility Easement created through Section 3 of Ordinance No. 6085, as depicted within the map attached hereto as Exhibit A, is hereby terminated.

The reserved utility easements created through Sections 1 and 2 of Ordinance No. 6085 shall remain in-place, as does the remainder of the Ordinance except for Section 3.

This Ordinance shall become effective 30 days from enactment.

Passed by the Council of the City of Klamath Falls, Oregon, the 16<sup>th</sup> day of October, 2023.

Presented to the Mayor, approved and signed this 17<sup>th</sup> day of October, 2023.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder

STATE OF OREGON                    }  
COUNTY OF KLAMATH            }ss.  
CITY OF KLAMATH FALLS        }

I, \_\_\_\_\_, City Recorder for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon at the meeting on the 17<sup>th</sup> day of October, 2023 and therefore approved and signed by the Mayor and attested by the City Recorder.

\_\_\_\_\_  
City Recorder

**Ordinance Exhibit "A"**  
Reserved Utility Easement created through Section 3 of Ordinance No. 6085 to be Terminated.

