

ORDINANCE NO. 201

AN ORDINANCE VACATING THE STREETS, ALLEYS, AND PUBLIC WAYS OF THAT UNNAMED SUBDIVISION PLAT OF 1920, IN RECORDING A COPY OF THIS ORDINANCE, AND DECLARING AN EMERGENCY.

Ord No 201

THE CITY OF BROOKINGS ORDAINS AS FOLLOWS:

Pursuant to a petition of Elmer Bankus, and others, heretofore filed with the City of Brookings on July 22, 1968, seeking the vacation of the streets, alleys and public ways in that unnamed subdivision plat of 1920, the Council set a time for a public hearing on said petition in the City Hall, City of Brookings, at 8 o'clock p.m. on August 15, 1968. Said hearing was held, and being concluded and closed, the Council finds and determines as follows:

Section 1: That the City Recorder gave due notice of the petition and of this hearing by publishing notice thereof in the Brookings-Harbor Pilot in the issues of July 25, August 1, 8, and 15, 1968, and the City Recorder also posted copies of the notice in the proposed vacation area.

There has been no sale of any lot or lots by reference to the plat of said unnamed subdivision plat of 1920 for the legal description thereof, and all of the property within the area of the said Subdivision is in one ownership.

No written objections were filed or submitted to said proposed vacation.

No streets, alleys, or public ways in the proposed vacation area as shown on the plat of that unnamed subdivision plat of 1920 have heretofore been opened or used by the public for travel.

Section 2: The area included within the said unnamed subdivision plat of 1920, and that part of the plat which is vacated by this ordinance, is located in the City of Brookings, Curry County, Oregon, more particularly described as follows:

THAT portion of Park Street, Plat #1, Brookings, Curry County, Oregon, described as follows: Beginning at a point on the North boundary of Lot 5, Block 14 bearing South 15° 24' 47" East, 40.0 feet from the Southeast corner of Lot 19, Block 15.

Thence South 74° 35' 14" West to the most Westerly corner of Lot 5, Block 14.

Thence Southwesterly and Southeasterly, following the Westerly boundary of Lots 4, 3, 2, and 1, Block 14 to the most Southerly corner of Lot 1, Block 14.

Thence Southeasterly to the most Westerly corner of Lot 1, Block 13.

Thence Easterly and Northeasterly following the Southerly boundary of Lots 1, 2, 3, and 4, and 5, Block 13, to the most Easterly corner of Lot 5, Block 13.

Thence Southeasterly to the most Northerly corner of Block B.

Thence Southwesterly following the Northerly boundary of Block B to the point of intersection with a curve to the left whose radius is 82.61 feet and whose long chord would bear North 60° 05' East 75.44 feet from the most Southerly corner of Block A.

Thence Northerly following the Easterly boundary of Block A to the most Northerly corner of Block A.

Thence Northwesterly to the Southeasterly corner of Lot 13, Block 15.

Thence Northeasterly and Easterly following the Easterly and Southerly boundary of Lots 13, 14, 15, 16, 17, 18, and 19, Block 15 to the Southeast corner of Lot 19, Block 15.

Thence South 15° 24' 47" East 40.0 feet to the point of beginning.

Also that portion of Park Avenue lying between Lot 7, Block 13, and Block C.

Also that portion of Center Street lying between Blocks 13 and 14.

Section 3: The said hearing having been closed and no objection of any kind having been submitted to the vacation and the Council having heard and considered the showing in support of the petition and application for the vacation of the streets, alleys, and public ways of that unnamed subdivision plat of 1920, and the Council finds that the consent of the owners of the requisite area has been obtained, and further finds that the public interest will not be prejudiced by the vacation of such streets, alleys, and public ways therein. The Council further finds and determines, following said hearing, that the public interest of the City of Brookings and the inhabitants thereof will be furthered and benefitted by the vacation of the streets, alleys, and public ways of that unnamed subdivision plat of 1920, and the Council does hereby determine that the

streets, alleys, and public ways of that unnamed subdivision plat of 1920 shall be and the same hereby is vacated and terminated and shall no longer be of any force and effect.

Section 4: The streets, alleys, and public ways within the said unnamed subdivision plat of 1920 are hereby closed, discontinued and vacated.

Section 5: The City Recorder is hereby directed to deliver a certified copy of this ordinance to the County Clerk of Curry County, Oregon, for recording, and also to file a certified copy of this ordinance with the County Assessor and the County Surveyor of Curry County, Oregon.

Section 6: As a part of this proceeding, the Council further finds and determines that all city liens have been paid on the lands included within that unnamed subdivision plat of 1920.

WHEREAS, it is necessary and desirable that this vacation be made effective as soon as possible, an emergency is hereby declared to exist in the interest of the public peace, health and safety of the City of Brookings and the inhabitants thereof to the end that the status of said property may be introduced and placed upon its final passage at any one meeting of the Council and shall be in full force and effect from and after its passage by the Council and approval by the Mayor.

ADOPTED by the Council of the City of Brookings, Oregon, this 15th day of August, 1968.

SUBMITTED to and approved by the Mayor of the City of Brookings, Oregon, this 15th day of August, 1968.


Mayor

ATTEST:


City Recorder