

ORDINANCE NO. 385

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AN ORDINANCE PROVIDING FOR THE INSTALLATION OF SIDEWALKS AND CURBS IN CERTAIN DESIGNATED AREAS ON SOUTH DOUGLAS STREET, SOUTH HOLLY STREET AND SOUTHWEST SIXTH AVENUE, WITHIN THE CITY OF CANBY, COUNTY OF CLACKAMAS, OREGON, AND IN PURSUANCE OF A PETITION FILED WITH THE CITY COUNCIL BY THE OWNERS OF THE PROPERTY TO BENEFIT SPECIALLY FROM SAID IMPROVEMENTS; AND PROVIDING THAT THE COSTS THEREOF BE ASSESSED AGAINST SAID PROPERTIES.

WHEREAS, certain property owners on South Douglas Street, South Holly Street, and Southwest Sixth Avenue, all within the City of Canby, Oregon, desire that Sidewalk and Curb improvements be constructed and installed along said streets and fronting their respective properties, and each said property owners has individually petitioned the City Council for said City of Canby to authorize construction of said improvements, and

WHEREAS, said property owners who are to specially benefit by the installation of said improvements have agreed, as evidenced by their petitions on file herewith, that the costs of said improvements shall be assessed against their respective properties, now therefore

THE CITY OF CANBY ORDAINS AS FOLLOWS:

SECTION 1: That the Superintendent of Public Works be, and he is hereby authorized, ordered and directed to arrange for the installations of Sidewalks and Curbs in the following particulars and at the following described locations, to-wit:

- (a) Sidewalk and Curb of integral type on West side of South Douglas Street commencing at the extreme South end of said Street and extending North across the fronts of Lots 17, 18 and 19 of the Bradtl-Weygardt Addition to Canby for a distance of 240 feet,
- (b) Sidewalk and Curb of integral type on West side of South

Holly Street commencing at the North property line of Southwest Sixth Avenue and extending North for a distance of 250 feet,

(c) Sidewalk and Curb of the separate type on the North side of Southwest Sixth Avenue commencing at the West property line of South Holly Street and extending in a generally Westerly direction for a distance of 284 feet; and the same shall be done by either Contract or City Construction method, and as may subsequently be approved by the City Council. Upon the approval by the Council of the method of construction, the Superintendent is further directed hereby to see that said installations are made and as soon as circumstances and conditions will permit,

SECTION 2: That the costs for said improvements shall be paid by the owners of the property that will front on each respective new installation, and an assessment shall be made against said properties, and a lien is hereby declared to exist against said properties and upon said assessment, and the same shall continue until said assessment is fully paid.

SECTION 3: All other Ordinances and Parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4: That it being deemed by the Council of the City of Canby, Oregon, that an emergency exists, this Ordinance shall go into effect immediately upon its passage.

Passed on its first reading at the recessed regular meeting of the Council held on September 13, 1954, ordered posted as provided by City Charter, and to come up for final action at the regular meeting of the Council to be held October 4th, 1954, at the hour of 8:00 o'clock P. M., Oregon Standard Time, in the Canby City Hall.

R. B. Eversale  
Mayor

ATTEST:

A. J. Evans  
City Recorder

Passed on final reading this 4th day of October, 1954, by the following  
vote:

YEAS 5  
NAYS 0

Submitted to the Mayor this 6th day of October, 1954.  
Approved by the Mayor this 6th day of October, 1954.

R B Eversole  
Mayor

ATTEST:

A B Evans  
City Recorder

Posted 9/14/54