

ORDINANCE NO. 386

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AN ORDINANCE PROVIDING FOR THE VACATION OF THE NORTH ONE-HALF ( $\frac{1}{2}$ ) OF 7TH AVENUE BETWEEN GRANT STREET AND NORTH HOLLY STREET IN ROTH'S ADDITION IN THE CITY OF CANBY, OREGON, AND IN PURSUANCE OF A RESOLUTION APPROVED BY THE COMMON COUNCIL OF THE CITY OF CANBY: AND PROVIDING THAT THE TITLE TO THE STREET PROPERTY VACATED SHALL VEST IN THE PROPERTY OWNERS ADJACENT TO THE NORTH SIDE OF SAID 7TH AVENUE.

WHEREAS, 7th Avenue, between Grant Street and North Holly Street in the City of Canby, Oregon, is now a dedicated city Street of an 80 foot width, but said street has never been improved and only 20 feet thereof along the extreme South portion has ever been used as a public thoroughfare, and

WHEREAS, certain property owners adjacent to said street have petitioned the City Council to vacate a portion thereof, and

WHEREAS, a house was constructed in a portion of the North one-half of the dedicated way at some time in the past and by reason of poorly marked boundaries, and there is no good reason to justify the removal of said building, and

WHEREAS, there is no conceivable need for a full 80 foot width or that it will ever be needed or used for street purposes, now therefore

THE CITY OF CANBY ORDAINS AS FOLLOWS:

SECTION 1. That the North one-half of 7th Avenue between Grant Street and North Holly Street in Roth's Addition in the City of Canby, Clackamas County, Oregon, and comprising a 40 foot wide parcel of land, be vacated as a City Street and public thoroughfare, and the same is done as of the date of the final adoption of this Ordinance.

SECTION 2. That the title to the portions of the street vacated shall vest solely in the property owners immediately adjacent to the said North side of said 7th Avenue, and the said portion hereby vacated, and in such proportions as they presently hold said adjacent property.

SECTION 3. That the City Engineer prepare, and he is hereby directed to prepare a map-plat with copies showing the street portion vacated, and the

same are to be attached to copies of this Ordinance and for filing with the County Clerk's Office, the County Surveyor's Office, and otherwise as the Law provides.

SECTION 4. That upon the final passage of this Ordinance, the City Recorder file and record, and he is hereby directed to do so, as required by Law, copies of this Ordinance with map-plats attached.

SECTION 5. All other Ordinances and parts of Ordinances in conflict herewith be and the same are hereby repealed.

SECTION 6. 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 final passage.

Passed on its first reading at the regular meeting of the Council held on December 6th, 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 January 3rd, 1955, at the hour of 8:00 o'clock P. M., Standard Oregon Time, in the Canby City Hall.

R B Eversole  
Mayor

ATTEST:

A B Evans  
City Recorder

Passed on final reading this 3rd day of January, 1955, by the following vote:

YEAS \_\_\_\_\_

NAYS \_\_\_\_\_

Submitted to the Mayor this \_\_\_\_ day of January, 1955.

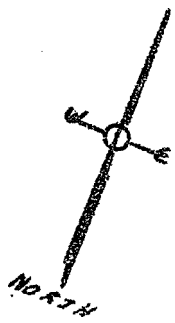
Approved by the Mayor this \_\_\_\_ day of January, 1955.

\_\_\_\_\_  
Mayor

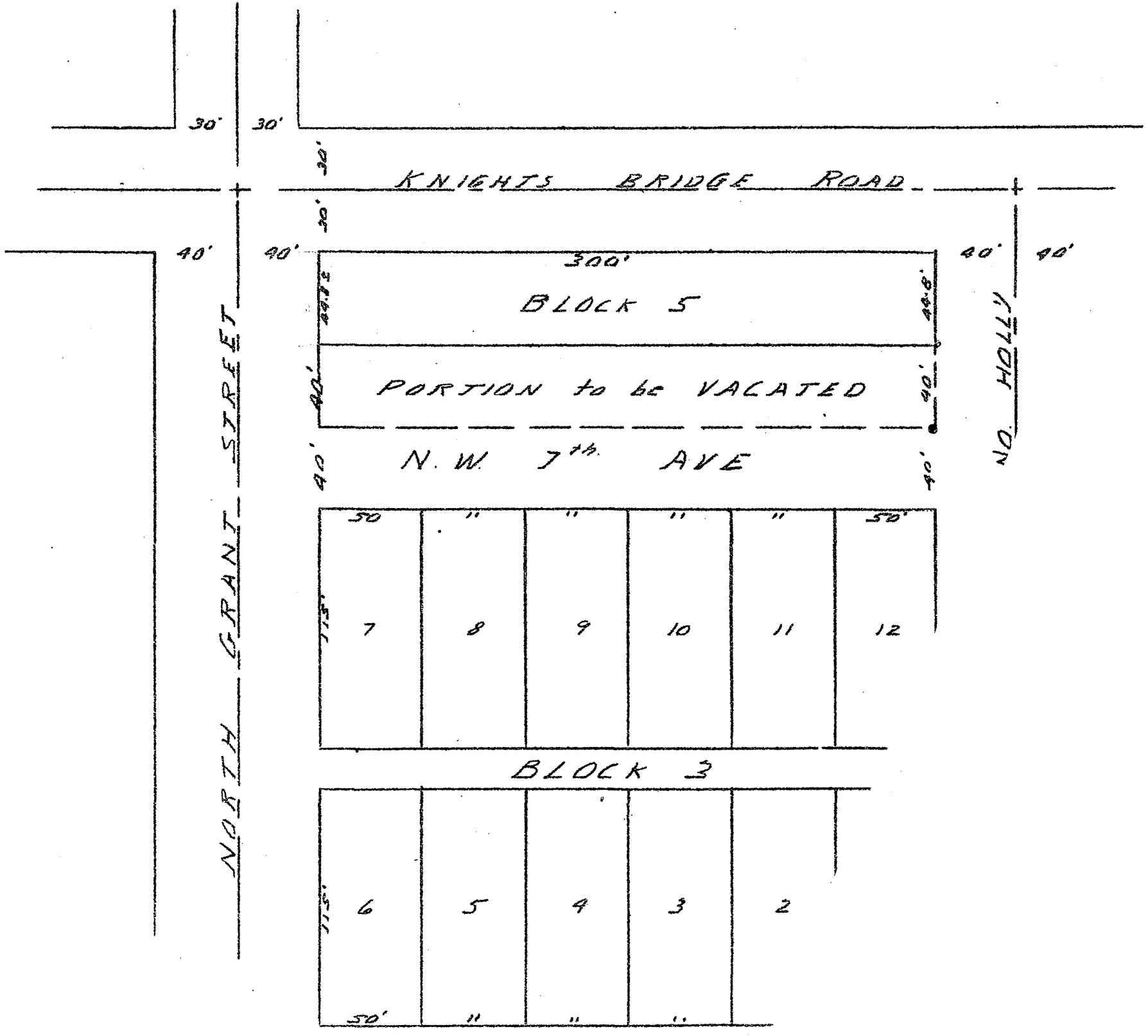
ATTEST:

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

STREET VACATION  
 Vacation of N 1/2 of S.W. 7th Avenue between Block 5 and Block 3 of Roth's Addn.



THORNTON TRACTS



NORTH GRANT STREET

KNIGHTS BRIDGE ROAD

N.W. 7th AVE

NO. HOLLY DR

BLOCK 5

PORTION to be VACATED

BLOCK 3

BLOCK 2

50'	"	"	"	"	50'
7	8	9	10	11	12
115'					

50'	"	"	"	"	
6	5	4	3	2	
115'					