

ORDINANCE NO. 257.

AN ORDINANCE PROVIDING FOR A SPECIAL ELECTION TO BE HELD IN THE CITY OF WARRENTON, CLATSOP COUNTY, OREGON, ON FRIDAY, THE 24th DAY OF OCTOBER, 1919, FOR THE PURPOSE OF VOTING ON PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF WARRENTON, AS PETITIONED FOR BY FIFTEEN (15) PER CENT ^{and more} OF THE LEGAL VOTERS OF THE CITY OF WARRENTON, AND PROVIDING A METHOD OF SUBMITTING SAID PROPOSED AMENDMENTS TO THE CITY CHARTER BY INITIATIVE, TO THE LEGAL VOTERS OF SAID CITY, AS PROVIDED IN ORDINANCE NUMBER 117 OF THE CITY OF WARRENTON, AND DECLARING AN EMERGENCY.

WHEREAS, Fifteen (15) per cent ^{and more} of the legal voters of the City of Warrenton have petitioned for a special election in the City of Warrenton, Clatsop County, Oregon, to vote upon proposed amendments to the Charter of the City of Warrenton, and that said proposed amendments to the Charter of the City of Warrenton shall be submitted to the legal electors of the City of Warrenton at a special election to be held on Friday, the 24th day of October, A. D. 1919.

WHEREAS, the legal voters of the City of Warrenton have deemed it advisable to call a special election for the purpose of proposing ^{and have deemed it advisable to amend the Charter of the City of Warrenton by an Act} certain amendments to the Charter of the City of Warrenton, giving unto the Common Council of the City of Warrenton power to prepare a comprehensive plan for the construction of the harbor front of the City of Warrenton; making provisions for the needs of commerce and shipping, and providing for the construction of such docks, piers, slips, wharves, basins, cranes and dock apparatus as they may deem necessary for the convenient and economical accommodation and handling of water craft of all kinds, and of goods and passengers; and that the Common Council may modify such plans from time to time, as the requirements of commerce and shipping and the advance of knowledge and information on the subject may suggest

and further, to provide for public owned docks of such number and character and in such places as the Common Council may deem feasible and proper, and to that end and purpose to purchase or acquire by condemnation or by other lawful means, such lands or rights or interests therein as may be proper and necessary for use in the construction of any public owned dock, wharf, pier, slip, basin or other structure as may be provided for in such plan, and to purchase, or acquire by condemnation such land or lands or rights or interest therein for industrial or commercial purposes as in their judgment they deem advisable; and to fill in and reclaim such tide lands, overflow lands and lowlands to and above high tide line and to construct such bulkheads and retaining walls at such place or places as may seem proper or convenient for the purpose of retaining or holding such fill; and giving unto the Common Council of the City of Warrenton the power to issue and dispose of bonds of the City of Warrenton to an amount not exceeding the sum of \$350,000.00, and

WHEREAS, the legal voters of the City of Warrenton have deemed it advisable to propose an act at said special election to amend the Charter of the City of Warrenton, giving unto the Common Council of the City of Warrenton the right to purchase one hundred (100) acres of land, more or less, bordering on the Skipanon and Columbia Rivers, within the corporate limits of the City of Warrenton for the purpose of providing sites for industrial purposes, and the construction of such docks, piers, slips, basins, wharves, cranes, and dock apparatus as may be necessary for the convenient and economical accommodation of handling of water craft of all kinds, and of goods and passengers, and to that end and purpose giving unto the Common Council of the City of Warrenton power to issue and dispose of bonds of the City of Warrenton to an amount not exceeding \$150,000.00.

NOW, THEREFORE, THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. That there be and is hereby ordered to be held in the City of Warrenton, Clatsop County, Oregon, on Friday, the 24th day of October, A. D. 1919, a special election, at which there shall be submit

ted to the legal electors of the City of Warrenton, proposed amendments to the Charter of said City. All of said proposed amendments to the Charter of the City of Warrenton being proposed by initiative petition by the legal voters of the City of Warrenton, which petition was filed with the Auditor and Police Judge of the City of Warrenton on Tuesday, the 2nd day of September, 1919, and pursuant there to the said Auditor of the City of Warrenton caused notice thereof to be published in the "Warrenton News", a newspaper printed and published in the said City of Warrenton, in three (3) successive issues thereof for two (2) successive weeks.

Section 2. That Fifteen (15) per cent., and more, of the legal voters of the City of Warrenton have signed the said petition calling said election, and the Common Council of the City of Warrenton having acquired jurisdiction by reason thereof to call said special election and there being no general election within three (3) months from the date thereof.

Section 3. The poles for said special election shall be opened and closed at such time as provided by the general laws of the State of Oregon.

Section 4. That the registration and polling place for said special election shall be in the City Hall in the City of Warrenton, Oregon, and the Judges of said election shall be *Geo. A. Carter* and *F. M. Preston* and *C. C. Munson* and the Clerks of said election shall be *Mrs. E. S. Hays* and *Mrs. Ida B. Malarkey*

Section 5. At said special election, all electors of the City of Warrenton registered with the County Clerk of Clatsop County, unless disqualified, shall be entitled to vote, and all other qualified electors not registered with the said County Clerk of the County of Clatsop, shall be entitled to vote at said special election by registering with the judges and clerks of the said special election in the manner and form as provided by the general laws of the State of Oregon.

Section 6. That the Auditor and Police Judge of the City of Warrenton shall, at least twenty (20) days prior to the date when said election

is to be held, cause notice thereof to be given to the electors of said City of Warrenton by publishing two (2) notices announcing the filing of the initiative petition for the legal voters of the City of Warrenton, containing a text of such proposed amendments, and to cause four (4) or more of such notices to be posted in a conspicuous place in the City of Warrenton, and a notice stating the time and place of said election, and said Auditor and Police Judge shall cause such notice containing the text of said proposed amendments, stating the time and place of said special election to be published in the "Warrenton News", a newspaper printed and published in the City of Warrenton, which is the official newspaper thereof in at least two (2) issues, being two (2) insertions, the last insertion of the said notice to be published in the issue of the paper published on the last day on which the said newspaper is published prior to said special election.

Section 7. At such special election, it shall be unnecessary to have any pamphlets printed or circulated, as provided by the general laws of the State of Oregon and by the terms of Ordinance Number 117 of the City of Warrenton, entitled "An Ordinance providing for the manner of exercising the initiative and referendum powers reserved to the people of the City of Warrenton and the legal voters thereof, by Section 1-B of Article IV, and Section 2 of Article XI of the Constitution of the State of Oregon".

Section 8. At such special election the affirmative of the first act proposed by the initiative petition as the first proposed amendment to the Charter of the City of Warrenton shall be numbered on the official ballot "Number 300" and the Negative "Number 301" in numerals, and the succeeding measures in the order in which the initiative petition provided for the submission of said measures which have been petitioned for by the legal voters shall be numbered consecutively "302" affirmative, and "303" negative, and thereafter 304 affirmative and 305 negative, and so on as to each measure.

Section 9. The method of the voting upon measures submitted to the legal voters as herein provided for shall be the same as is now required and provided by law, and no measure shall be adopted unless at least a majority of the affirmative votes cast on such measure and entitled

to be counted under the provisions of law, that is to say, supposing that two hundred (200) ballots, being properly marked, on any measure, it shall not be adopted unless it shall have received more than one hundred (100) affirmative votes.

Section 10. The votes on measures or questions shall be counted, canvassed and returned to a Board of Judges and Clerks of such special election in the same manner as votes for candidates are counted, canvassed and returned, and the return shall be canvassed in the same manner as at general elections; and upon the canvassing being completed the Mayor shall forthwith issue a proclamation which shall be published at least once in the official newspaper of the City of Warrenton, giving the whole number of votes cast in the City for and against each measure, and declaring such measures as are approved by a majority of its vote thereon, to be in full force and effect within three (3) days of the publication of such proclamation.

Section 11. The provisions of this ordinance are declaratory only, and substantial compliance with the spirit and intent of this ordinance shall be sufficient.

Section 12. All ordinances or parts of ordinances in conflict with this ordinance be and the same are hereby repealed.

Section 13. Inasmuch as it is at the present time necessary, in order to carry out the initiative petition of the legal voters of the City of Warrenton, as provided in the initiative petition filed with the Auditor and Police Judge of the City of Warrenton, on the 2nd day of September, 1919, the Common Council of the City of Warrenton has called a special election to be held on the 24th day of October, 1919, and therefore, it is necessary that this ordinance should go into immediate effect, in order that the said special election may be held for the submission to the legal voters of the City of Warrenton of such proposed amendments to the Charter of the City of Warrenton, necessary for the immediate preservation of the public health and safety of the people of the City of Warrenton, an emergency is hereby declared to exist and this section therefore shall take effect when approved by the affirmative vote of 2/3 of all the members of the Common Council, and this ordinance

shall then be in full force and effect immediately after its passage and approval by the Mayor of said City.

Passed the Common Council this 22nd day of September 1919.

Submitted to the Mayor this 22nd day of September 1919.

Approved this 22nd day of September 1919.

J. M. Wilson
Mayor

Attest:

John Evenden
Auditor and Police Judge.

