

Introduced by Commissioner Richard B. Knotts

AN ORDINANCE VACATING IN THE TOWN PLAT OF FLAVEL, WARRENTON, CLATSOP COUNTY, OREGON, ALL THE FOLLOWING BLOCKS: "A" & "B", 21, 22, 23, 24, 25, 32, 33, 38, 42, 43, 44, 47, 48, 49, 52, 53, 66, 67, 70, 71, 72, 75, 76, 77, 80, 81, 94, 95, 98, 99 and 100, AND ALL OF THE ALLEYWAYS IN EACH RESPECTIVE BLOCK and VACATING THAT PART OF FIRST STREET FROM THE EAST LINE OF PENNSYLVANIA AVENUE AT BLOCK 32 TO THE B.C. KINDRED D.L.C. AND VACATING THAT PART OF OHIO AVENUE FROM THE WESTERLY LINE OF YAMHILL STREET TO THE NORTH LINE OF FIRST STREET AND VACATING THAT PART OF ADAMS AVENUE FROM THE WESTERLY LINE OF YAMHILL STREET TO THE EAST LINE OF B.C. KINDRED D.L.C. AND VACATING THAT PART OF TILLAMOOK AVENUE FROM THE NORTH LINE OF FIRST STREET TO THE EAST LINE OF B.C. KINDRED D.L.C. AND VACATING THAT PART OF THAT UNNAMED STREET IN THAT TRIANGLE WESTERLY FROM THE WESTERLY LINE OF BLOCK 24, THE NORTH LINE OF FIRST STREET AND THE EAST LINE OF THE B.C. KINDRED D.L.C. AND VACATING THAT PART OF NEW JERSEY FROM THE SOUTH LINE OF FIRST STREET TO THE NORTH LINE OF SECOND STREET AND VACATING THAT PART OF PENNSYLVANIA AVENUE FROM THE SOUTH LINE OF FIRST STREET TO THE NORTH LINE OF SECOND STREET AND VACATING THAT PART OF THIRD STREET FROM THE WEST LINE OF PENNSYLVANIA AVENUE TO THE EAST LINE OF NEW JERSEY AVENUE AND VACATING THAT PART OF PENNSYLVANIA AVENUE FROM THE SOUTH LINE OF THIRD STREET TO THE NORTH LINE OF FOURTH STREET AND VACATING THAT PART OF PENNSYLVANIA AVENUE FROM THE SOUTH LINE OF FOURTH STREET TO THE NORTH LINE OF SIXTH STREET AND VACATING THAT PART OF FIFTH STREET FROM THE WEST LINE OF NEW YORK AVENUE TO THE EAST LINE OF NEW JERSEY AVENUE AND VACATING THAT PART OF PENNSYLVANIA AVENUE FROM THE SOUTH LINE OF SIXTH STREET TO THE NORTH LINE OF SEVENTH STREET AND VACATING THAT PART OF RHODE ISLAND AVENUE FROM THE SOUTH LINE OF SECOND STREET TO THE NORTH LINE OF SEVENTH STREET AND VACATING THAT PART OF VERMONT AVENUE FROM THE SOUTH LINE OF SECOND STREET TO THE NORTH LINE OF SEVENTH STREET AND VACATING THAT PART OF THIRD STREET FROM THE EAST LINE OF CONNECTICUT AVENUE TO THE WEST LINE OF NEW HAMPSHIRE AVENUE AND VACATING THAT PART OF FOURTH STREET FROM THE EAST LINE OF CONNECTICUT AVENUE TO THE WEST LINE OF NEW HAMPSHIRE AVENUE AND VACATING THAT PART OF FIFTH STREET FROM THE EAST LINE OF CONNECTICUT AVENUE TO THE WEST LINE OF NEW HAMPSHIRE AVENUE AND VACATING THAT PART OF SIXTH STREET FROM THE EAST LINE OF CONNECTICUT AVENUE TO THE WEST LINE OF NEW HAMPSHIRE AVENUE, ALL BEING IN THE TOWN PLAT OF FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Warrenton has deemed it to the best interests of the City of Warrenton, Oregon, to vacate in the Town Plat of Flavel, Warrenton, Clatsop County, Oregon, all the following blocks: "A" & "B", 21, 22, 23, 24, 25, 32, 33, 38, 42, 43, 44, 47, 48, 49, 52, 53, 66, 67, 70, 71, 72, 75, 76, 77, 80, 81, 94, 95, 98, 99 and 100, and all of the alleyways in each respective block, and to vacate that part of First Street from the East line of Pennsylvania Avenue at Block 32, to the B.C. Kindred D.L.C. and to vacate that part of Ohio Avenue from the Westerly line of Yamhill Street to the North line of First Street, and to vacate that part of Adams Avenue from the Westerly line of Yamhill Street to the East line of B.C. Kindred D.L.C. and to vacate that part of Tillamook Avenue from the North line of First Street to the East line of B.C. Kindred D.L.C. and to vacate that part of that unnamed street in that triangle Westerly from the Westerly line of Block 24, the North line of First Street and the East line of the B.C. Kindred D.L.C. and to vacate that part of New Jersey from the South line of First Street to the North line of Second Street and to vacate that part of Pennsylvania Avenue from the South line of First Street to the North line of Second Street and to vacate that part of Third Street from the West line of Pennsylvania Avenue to the East line of New Jersey Avenue and to vacate that part of Pennsylvania Avenue from the South line of Third Street to the North line of Fourth Street and to vacate that part of Pennsylvania Avenue from the South line of Fourth Street to the North line of Sixth Street and to vacate that part of Fifth Street from the West line of New York Avenue to the East line of New Jersey Avenue and to vacate that part of Pennsylvania Avenue

from the south line of Sixth Street to the North line of Seventh Street and to vacate that part of Rhode Island Avenue from the South line of Second Street to the North line of Seventh Street and to vacate that part of Vermont Avenue from the South line of Second Street to the North line of Seventh Street and to vacate that part of Third Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and to vacate that part of Fourth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and to vacate that part of Fifth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and to vacate that part of Sixth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue, all being in the Town Plat of Flavel, City of Warrenton, County of Clatsop, State of Oregon; and

WHEREAS, the City Commission of the City of Warrenton on May 16, 1949, initiated such vacation proceedings and found no reason manifestly existing why said vacation of said parts of said plat and said parts of said streets should not be allowed in whole or in part and by Resolution initiated said vacation proceedings and fixed the time for a formal hearing upon said Resolution as July 18, 1949, at the hour of 7:30 o'clock P.M., of said day, at the City Hall of the City of Warrenton, at Warrenton, Oregon; and

WHEREAS, due notice of the time and place of this hearing was given as by law required, and as set out in the Affidavit of the City Auditor and Police Judge, Emerson R. Baldwin, which was filed by him; and

WHEREAS, the written consents of the owners of the abutting property to that parts of said plat and said parts of said streets proposed to be vacated has been obtained and filed with the Auditor and Police Judge; and

WHEREAS, said formal hearing was held at the appointed time and place and the Resolution initiating said vacation proceedings and objections thereto was heard by the City Commission and none of the owners of the majority of the area affected objected in writing thereto and the written consent of all the abutting property holders was obtained and the City Commission ascertained and determined that said abutting property owners consents were obtained and that the owners of the majority of the area affected made no objections and that notice had been duly given and that the public interest of the City of Warrenton would not be prejudiced by the vacation of that part of the plat and the alleyways therein contained and said parts of the streets in said plat, all being described herein and which the City asks to be vacated and these matters having been determined in favor of the City by the City Commission;

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

Section 1. That the part of the plat known as Town Plat of Flavel, Warrenton, Clatsop County, Oregon, containing blocks "A" & "B", 21, 22, 23, 24, 25, 32, 33, 38, 42, 43, 44, 47, 48, 49, 52, 53, 66, 67, 70, 71, 72, 75, 76, 77, 80, 81, 94, 95, 98, 99 and 100, and all of the alleyways in each respective block and that part of First Street from the East line of Pennsylvania Avenue at Block 32 to the B.C. Kindred D.L.C. and that part of Ohio Avenue from the Westerly line of Yamhill Street to the North line of First Street, and that part of Adams Avenue from the Westerly line of Yamhill Street to the East line of B.C. Kindred D.L.C. and that part of Tillamook Avenue from the North line of First Street to the East line of B.C. Kindred D.L.C. and that part of that unnamed street in that triangle Westerly from the Westerly line of Block 24, the North line of First Street and the East line of the B.C. Kindred D.L.C. and that part of New Jersey from the South line of First Street to the North line of Second Street and that part of Pennsylvania Avenue from the South line of First Street to the North line of Second Street and that part of Third Street from the West line of Pennsylvania Avenue to the East line of New Jersey Avenue and that part of Pennsylvania Avenue from the South line of Third Street to the North line of Fourth Street and that part of

Pennsylvania Avenue from the South line of Fourth Street to the North line of Sixth Street and that part of Fifth Street from the West line of New York Avenue to the East line of New Jersey Avenue and that part of Pennsylvania Avenue from the South line of Sixth Street to the North line of Seventh Street and that part of Rhode Island Avenue from the South line of Second Street to the North line of Seventh Street and that part of Vermont Avenue from the South line of Second Street to the North line of Seventh Street and that part of Third Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and that part of Fourth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and that part of Fifth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue and that part of Sixth Street from the East line of Connecticut Avenue to the West line of New Hampshire Avenue, all being in the Town Plat of Flavel, City of Warrenton, County of Clatsop, State of Oregon, be and the same are hereby vacated and that said vacation of said part of the plat and said partsof said streets in the plat are hereby made a matter of record, but it is hereby expressly provided that the City shall forthwith pay the costs of obtaining the necessary changes on the public records so as to indicate as required by law such vacation, and it is hereby provided that the City Auditor and Police Judge shall file with the County Clerk of Clatsop County, State of Oregon, a certified copy of this Ordinance and file a certified copy of this Ordinance with the County Assessor and County Surveyor. Nothing contained herein shall cause or require the removal or abandonment of any sewer, water main, conduit of any kind, wires, poles, or anyother thing used or intended to be used for any public service, and the right is hereby reserved to maintain, continue, repair, reconstruct, renew, replace, rebuild and/or enlarge any and all such things.

Section 2. That inasmuch as this Ordinance is necessary for the immediate preservation of the health, peace and safety of the people of the City of Warrenton, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect after its passage by the City Commission of the City of Warrenton and approval by the Mayor of the City of Warrenton.

Passed by the City Commission of the City of Warrenton this 18 day of July, 1949.

Approved by the Mayor of the City of Warrenton this 18 day of July, 1949.

J. M. Johnson
Mayor

ATTEST:

E. R. Baldwin
Auditor and Police Judge

