

ORDINANCE NO. 283A

Introduced by Commissioner Quincy Robinson

AN ORDINANCE VACATING THAT PART OF THE PLAT KNOWN AS BLOCKS 27 and 26, FLAVEL CENTER, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON, AND ALL OF THE ALLEYWAYS IN EACH RESPECTIVE BLOCK, AND VACATING THAT PART OF THE STREETS IN SAID PLAT OF FLAVEL CENTER KNOWN AS HOWARD AVENUE FROM THE SOUTH LINE OF EIGHTH STREET TO THE NORTH LINE OF NINTH STREET IN FLAVEL CENTER, AND THAT PART OF ROGERS AVENUE FROM THE SOUTH LINE OF EIGHTH STREET TO THE NORTH LINE OF NINTH STREET IN FLAVEL CENTER AND THAT PORTION OF NINTH STREET DESCRIBED AS FOLLOWS: FROM THE INTERSECTION OF NINTH STREET WITH THE NORTH TERMINUS OF THE CENTER OF AN ALLEY WHICH WAS LAID OUT AND RAN NORTH AND SOUTH THROUGH BLOCK THIRTY (NOW VACATED) FLAVEL CENTER, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON WHICH INTERSECTION IS THE POINT OF BEGINNING, THENCE NORTH ON A LINE PARALLEL TO THE WEST LINE OF THE JOSHUA ELDER DONATION LAND CLAIM TO THE INTERSECTION OF NINTH STREET WITH THE SOUTH TERMINUS OF THE CENTER LINE OF THE VACATED ALLEYWAY WHICH WAS LAID OUT AND RAN NORTH AND SOUTH THROUGH BLOCK TWENTY-FIVE (NOW VACATED) FLAVEL CENTER, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON, THENCE WEST ALONG THE NORTH LINE OF NINTH STREET TO THE WEST LINE OF THE JOSHUA ELDER DONATION LAND CLAIM, THENCE SOUTH ALONG SAID LINE TO THE SOUTH LINE OF NINTH STREET, THENCE EAST ALONG THE SOUTH LINE OF NINTH STREET TO THE POINT OF BEGINNING, FLAVEL CENTER, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

WHEREAS, Noel B. Rawls and Eleanor R. Rawls, husband and wife, filed a petition with the City Auditor and Police Judge asking for the vacation of that part of the Plat known as Blocks Twenty-seven and Block Twenty-six and all of the alleyways in each respective block, Flavel Center, City of Warrenton, County of Clatsop, State of Oregon and for the vacation of that part of the streets in said plat of Flavel Center known as Howard Avenue from the south line of Eighth street to the north line of Ninth Street in Flavel Center, and that part of Rogers Avenue from the south line of Eighth Street to the north line of Ninth Street in Flavel Center and that portion of Ninth Street described as follows: from the intersection of Ninth Street with the north terminus of the center of an alley which was laid out and ran north and south through Block Thirty (now vacated) Flavel Center, City of Warrenton, County of Clatsop, State of Oregon which intersection is the point of beginning, thence north on a line parallel to the west line of the Joshua Elder Donation Land Claim to the intersection of Ninth Street with the south terminus of the center line of the vacated alleyway which was laid out and ran north and south through Block Twenty-five (now vacated) Flavel Center, City of Warrenton, County of Clatsop, State of Oregon, thence west along the north line of Ninth Street to the west line of the Joshua Elder Donation Land Claim, thence south along said line to the south line of Ninth Street, thence east along the south line of ninth street to the point of beginning, Flavel Center, City of Warrenton, County of Clatsop, State of Oregon.

WHEREAS, the petitioners are interested in above described real property, and said petition has been presented to City Auditor and Police Judge who has examined said petition and found it sufficient; and

WHEREAS, said petition was presented to the City Commission of City of Warrenton on December 19, 1949, who found no reason manifestly existing why said petition should not be allowed in whole or in part and by Resolution fixed the time for a formal hearing upon said petition as February 6, 1950, 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, E. R. Baldwin, which was filed by him; and

WHEREAS, said formal hearing was held at the appointed time and place and the petition and objections thereto were heard by the City Commission who ascertained and determined that the consent of the owners of the requisite area had been obtained 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 of that part of the streets in the plat described herein and which the petitioners ask to be vacated and these matters having been determined in favor of the petition by the City Commission;

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

SECTION 1. That that part of the plat known as Flavel Center, City of Warrenton, County of Clatsop, State of Oregon, containing Blocks Twenty-seven and Twenty-six and all of the alleyways in said blocks, be and the same is hereby vacated and that part of the streets in the plat of Flavel Center, City of Warrenton, County of Clatsop, State of Oregon known as Howard Avenue from the south line of Eighth Street to the north line of Ninth Street in Flavel Center, City of Warrenton, County of Clatsop, State of Oregon and that part of Rogers Avenue from the south line of Eighth Street to the north line of Ninth Street in Flavel Center, City of Warrenton, County of Clatsop, State of Oregon and that portion of Ninth Street described as follows: from the intersection of Ninth Street with the north terminus of the center of an alley which was laid out and ran north and south through Block Thirty (now vacated) Flavel Center, City of Warrenton, County of Clatsop, State of Oregon which intersection is the point of beginning, thence north on a line parallel to the west line of the Joshua Elder Donation Land Claim to the intersection of Ninth Street with the south terminus of the center line of the vacated alleyway which was laid out and ran north and south through Block Twenty-five (now vacated) Flavel Center, City of Warrenton, County of Clatsop, State of Oregon, thence west along the north line of Ninth Street to the west line of the Joshua Elder Donation Land Claim, thence south along said line to the south line of Ninth Street, thence east along the south line of Ninth Street to the point of beginning, Flavel Center, 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 parts of said streets in the plat is hereby made a matter of record, but is hereby expressly provided that the petitioners shall forthwith pay into the City Treasury the cost 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 any other 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.

Passed by the City Commission of the City of Warrenton, State of Oregon, this 6th day of February, 1950.

Submitted and approved by the Mayor of the City of Warrenton,  
State of Oregon, this 6th day of February, 1950.

F. M. Wilson

F. M. WILSON  
Mayor

ATTEST:

E. R. Baldwin

E. R. Baldwin

Auditor and Police Judge