

Introduced by Commissioner

Clare Hall

AN ORDINANCE VACATING IN THE TOWN PLAT OF EAST WARRENTON AND FIRST EXTENSION TO EAST WARRENTON, WARRENTON, CLATSOP COUNTY, OREGON ALL THAT PORTION OF PORTLAND AVENUE IN FIRST EXTENSION TO EAST WARRENTON LYING EAST OF THE EAST LINE OF MORTON STREET AND WEST OF A LINE DRAWN PARALLEL WITH AND 100 FEET WEST OF THE WEST LINE OF GARFIELD STREET, AND TO VACATE THE SOUTH ONE-HALF OF SALEM AVENUE IN EAST WARRENTON FROM THE EAST LINE OF MORTON STREET TO THE CENTER LINE OF HARRISON STREET, AND TO VACATE ALL THAT PORTION OF MORTON STREET IN EAST WARRENTON LYING SOUTH OF THE SOUTH LINE OF SALEM AVENUE AND NORTH OF THE RAILROAD RIGHT-OF-WAY OF THE SPOKANE, PORTLAND & SEATTLE RAILWAY COMPANY, AND THE EAST ONE-HALF OF HARRISON STREET IN EAST WARRENTON FROM THE SOUTH LINE OF SALEM AVENUE TO THE NORTH LINE OF THE RAILROAD RIGHT-OF-WAY OF THE SPOKANE, PORTLAND & SEATTLE RAILWAY COMPANY, ALL BEING IN THE TOWN PLAT OF EAST WARRENTON AND FIRST EXTENSION TO EAST WARRENTON, 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 East Warrenton and First Extension to East Warrenton, Warrenton, Clatsop County, Oregon, all that portion of Portland Avenue in First Extension to East Warrenton lying East of the east line of Morton Street and West of a line drawn parallel with and 100 feet West of the West line of Garfield Street, and to vacate the South one-half of Salem Avenue in East Warrenton from the East line of Morton Street to the center line of Harrison Street, and to vacate all that portion of Morton Street in East Warrenton lying South of the south line of Salem Avenue and North of the railroad right-of-way of the Spokane, Portland & Seattle Railway Company, and the East one-half of Harrison Street in East Warrenton from the south line of Salem Avenue to the north line of the railroad right-of-way of the Spokane, Portland & Seattle Railway Company, all being in the town plat of East Warrenton and First Extension to East Warrenton, City of Warrenton, County of Clatsop, State of Oregon, and

WHEREAS, The City Commission of the City of Warrenton on March 4, 1957, initiated such vacation proceedings and found no reason manifestly existing why said vacation of said parts of said parts 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 April 15, 1957, 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 consent of the owners of the abutting property to those parts of said plats 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 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 plats known as East Warrenton and First Extension to East Warrenton, Warrenton, Clatsop County, Oregon being all that portion of Portland Avenue in First Extension to East Warrenton lying East of the east line of Morton Street and West of a line drawn parallel with and 100 feet West of the West line of Carfield Street and The South one-half of Salem Avenue in East Warrenton from the East line of Morton Street to the center line of Harrison Street, and all that portion of Morton Street in East Warrenton lying South of the south line of Salem Avenue and North of the railroad right-of-way of the Spokane, Portland & Seattle Railway Company and the East one-half of Harrison Street in East Warrenton from the south line of Salem Avenue to the north line of the railroad right-of-way of the Spokane, Portland & Seattle Railway Company in the plat of East Warrenton and in the plat of First Extension to East Warrenton, 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 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 any other thing used or intended to be used for any public service, and the right is hereby preserved 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 for the reason that the property is needed in connection with the improvement of the Skipanon River Channel now being carried on which improvement will be of great economic value to the residents 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 15th day of April, 1957.

Approved by the Mayor of the City of Warrenton this 15th day of April, 1957.

ATTEST:


Auditor and Police Judge.


Mayor