

ORDINANCE NO. 406 A

Introduced by Commissioner Byron Olson

AN ORDINANCE VACATING THAT PART OF S. E. FLEET AVENUE PLATTED ALONG THE WEST BOUNDARY OF LOTS 8 AND 9, BLOCK 2, SUBDIVISION OF TRACT 3, CHELSEA ADDITION TO CITY OF WARRENTON, HAVING A NORTHERN TERMINUS ON U. S. HIGHWAY 101 AND RUNNING FROM THAT POINT IN A SOUTHERLY DIRECTION FOR A DISTANCE OF ABOUT 165 FEET TO THE NORTHERLY LINE OF A 30 FOOT STREET OR ALLEY A PART OF WHICH NORTHERLY LINE IS ALSO THE SOUTH LINE OF BLOCK 2, SUBDIVISION OF TRACT 3, CHELSEA ADDITION TO CITY OF WARRENTON, ALL BEING WITHIN THE CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

WHEREAS, OMER O. SHEPHERS and PEARL E. STEPHENS filed a Petition with the City Auditor and Police Judge asking for the vacation of that part of S. E. Fleet Avenue platted along the West boundary of Lots 8 and 9, Block 2, Subdivision of Tract 3, Chelsea Addition to City of Warrenton, having a Northern terminus on U. S. Highway 101 and running from that point in a Southerly direction for a distance of about 165 feet to the Northerly line of a 30 foot street or alley a part of which Northerly line is also the South line of Block 2, Subdivision of Tract 3, Chelsea Addition to City of Warrenton, all being within the City of Warrenton, County of Clatsop, State of Oregon, and

WHEREAS, the Petitioners are interested in the above described real property and said Petition has been presented to the 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 the City of Warrenton on February 15, 1960 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 March 21, 1960, 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 street 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:

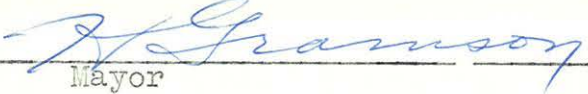
Section 1. That that part of S. E. Fleet Avenue platted along the West boundary of Lots 8 and 9, Block 2, Subdivision of Tract 3, Chelsea Addition to City of Warrenton, having a Northern terminus on U. S. Highway 101 and running from that point in a Southerly direction for a distance of about 165 feet to the Northerly line of a 30 foot street or alley a part of which Northerly line is also the South line of Block 2, Subdivision of Tract 3, Chelsea Addition to City of Warrenton all being within the City of Warrenton, County of Clatsop, State of Oregon, be and the same is hereby vacated, and that said vacation of said part of said street in the plat is hereby made a matter of record, but it is hereby expressly provided that the Petitioners shall forthwith pay into the City Treasury 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 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 21st day of March, 1960.

Signed and approved by the Mayor of the City of Warrenton, State of Oregon, this 21st day of March, 1960.

Harold Gramson

  
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Mayor

ATTEST:

E. R. Baldwin

  
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Auditor and Police Judge