

ORDINANCE NO. 41917

Introduced by Commissioner Earl Johnson,

AN ORDINANCE VACATING THAT PART OF THE STREET KNOWN AS S.E. 15TH PLACE LYING BETWEEN THE EAST LINE OF S. E. ANCHOR AVENUE AND THE HIGH WATER MARK OF THE WEST BANK OF THE SKIPANON RIVER IN MORELAND ADDITION TO WARRENTON AND THAT PART OF THE STREET KNOWN AS S. E. BAY AVENUE, FORMERLY KNOWN AS ASH STREET, MORELAND ADDITION TO CITY OF WARRENTON, BETWEEN THE SOUTH LINE OF S. E. 15TH PLACE AND THE NORTH LINE OF U. S. HIGHWAY 101 ALL BEING IN MORELAND ADDITION TO WARRENTON, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

WHEREAS, JULIUS F. GUDERIAN AND CLAIRE GUDERIAN, husband and wife, and FRED PRECHEL and MARJORIE PRECHEL, husband and wife, and ALLAN J. WOGBERG filed a Petition with the City Auditor and Police Judge asking for the vacation of that part of S. E. 15TH PLACE lying between the East line of S. E. Anchor Avenue and the high water mark of the West bank of the Skipanon River in Moreland Addition to Warrenton and that part of the street known as S. E. Bay Avenue, formerly known as Ash Street, Moreland Addition, between the South line of S. E. 15th Place and the North line of U. S. Highway 101, all being in Moreland Addition to the City of Warrenton, 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 the 20th day of March, 1961, 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 May 1, 1961 at the hour of 8 o'clock P.M. of said day at the City Hall of the City of Warrenton in 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 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 streets in the plat described herein and which the Petitioners ask to be vacated, and these matters having been determined in favor of the Petitioners by the City Commission,

NOW THEREFORE THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. That that part of the street known as S. E. 15th Place lying between the East line of S. E. Anchor Avenue and the high water mark of the West bank of the Skipanon River in Moreland Addition to Warrenton and that part of the street known as S. E. Bay Avenue, formerly known as Ash Street, Moreland Addition to Warrenton between the South line of S. E. 15th Place and the North line of U. S. Highway 101, all being in Moreland Addition to 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 said streets in Moreland Addition is hereby made a matter of record, but it 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 vacations 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 with the County Assessor and the County Surveyor a certified copy of this Ordinance.

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 1 day of May, 1961.

Submitted and approved by the Mayor of the City of Warrenton, State of Oregon this 1 day of May, 1961.

A. G. Grawson  
Mayor

ATTEST:

E. R. Baldwin,

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Auditor and Police Judge.

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