

ORDINANCE NO. 473A

Introduced by Commissioner Richard Maize.

AN ORDINANCE VACATING THAT PART OF NORTHWEST NINTH STREET BETWEEN THE EAST LINE OF NORTHWEST WARRENTON DRIVE AND THE WEST LINE OF NORTHWEST ELM AVENUE, FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON

WHEREAS, the City of Warrenton has deemed it to the best interests of the City of Warrenton to vacate that part of Northwest Ninth Street between the East line of Northwest Warrenton Drive and the West line of Northwest Elm Avenue, Flavel, City of Warrenton, County of Clatsop, State of Oregon, and

WHEREAS, the City Commission of the City of Warrenton on the 12th day of July, 1965 examined Petition by William C. Melendy and Genevra A. Melendy, husband and wife, for said vacation and found no reason manifestly exists why said Petition should not be allowed in whole or in part, and the City Commission of the City of Warrenton on the 12th day of July, 1965 initiated said vacation proceedings by Resolution and by said Resolution fixed the time for formal hearing upon said Resolution as August 16, 1965 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, the written consents of the owners of the abutting property to that part of the street proposed to be vacated have 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 area affected objected in writing thereto and the written consents of all the abutting property owners 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  
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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 City asked 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 that part of Northwest Ninth Street between the East line of Northwest Warrenton Drive and the West line of Northwest Elm Avenue, Flavel, 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 the costs of obtaining the necessary changes on the public record so as to indicate as required by law such vacation, and it is hereby further 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 this 16th day of August, 1965.

Examined and approved by the Mayor of the City of Warrenton this 16th day of August, 1965.

  
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Mayor

ATTEST:

  
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Auditor and Police Judge