

ORDINANCE NO. 492A

Introduced by Commissioner Richard Meize

AN ORDINANCE VACATING THAT PORTION OF NORTHEAST ALDER STREET (FORMERLY DATE STREET) LYING SOUTH OF NORTHEAST FIRST STREET, ABUTTING LOTS 8 AND 9, OF BLOCK 120, SECOND EXTENSION TO WARRENTON, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON BOUNDED ON THE WEST BY THE EAST LINE OF THE SP&S RAILWAY RIGHT OF WAY, BEING A TRIANGULAR SECTION OF STREET

WHEREAS, the City of Warrenton has deemed it to the best interests of the City of Warrenton, Oregon to vacate that portion of Northeast Alder Street (formerly Date Street) lying South of Northeast First Street, abutting Lots 8 and 9, of Block 120, Second Extension to Warrenton, City of Warrenton, County of Clatsop, State of Oregon, bounded on the West by the East line of the SP&S Railway right of way, being a triangular section of street, and

WHEREAS, the City Commission of the City of Warrenton on May 1, 1967 initiated such vacation proceedings and found no reason manifestly existing why said vacation of said part of said street 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 June 5, 1967 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 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 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 street in the plat 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 that portion of Northeast Alder Street (formerly Date Street) lying South of Northeast First Street, abutting Lots 8 and 9, of Block 120, Second Extension to Warrenton, City of Warrenton, County of Clatsop, State of Oregon, bounded on the West by the East line of the SP&S Railway right of way, being a triangular section of Street 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 City 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 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.

Section 2 - That this Ordinance shall be in full force and effect from and after its passage by the City Commission of the City of Warrenton and its approval by the Mayor of the City of Warrenton.

Passed by the City Commission of the City of Warrenton, State of Oregon this 5th day of June, 1967.

Submitted and approved by the Mayor of the City of Warrenton this 5th day of June, 1967.



Mayor

ATTEST:

E. R. Baldwin



Auditor and Police Judge