

ORDINANCE NO. 573-A

Introduced by Commissioner

JAMES D. CORKILL

AN ORDINANCE VACATING THAT PORTION OF S. E. ANCHOR COURT BETWEEN S. E. 14TH STREET AND S. E. 14TH PLACE WITHIN THE CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

WHEREAS, the City of Warrenton has deemed it to be to the best interests of the City of Warrenton, Oregon to vacate that certain portion of the certain named street in the City of Warrenton, County of Clatsop, State of Oregon, to-wit: That portion of S. E. Anchor Court between S. E. 14th Street and S. E. 14th Place, and

WHEREAS, Clifford R. Ferrell and Delpha C. Ferrell, husband and wife, petitioned the City of Warrenton on or about the 13th day of January, 1972 to vacate that portion of the aforementioned street and also a portion of Anchor Avenue bounded by 14th Street and Place; and the City Commission of the City of Warrenton having found no reason manifestly existing why the vacation of that portion of Anchor Court in the City of Warrenton should not be allowed in whole or in part but however found manifest reasons why Anchor Avenue should not be vacated, and by petition initiating these vacation proceedings, and a notice having fixed the time for formal hearing upon this petition at the hour of 8:00 o'clock P.M. on March 6th, 1972 at the City Hall of the City of 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 Clifford R. Ferrell, who posted the required notice, and the affidavit of the Daily Astorian which is filed herein by them, and

WHEREAS, said formal hearing was held at the appointed time and place, and the petition initiating said vacation proceedings and objections thereto were heard by the City Commission, and

none of the owners of a majority of the area affected thereby objected in writing thereto and the written consents of all of the abutting property owners were obtained, and the City Commission examined and determined that said abutting property owners consents were obtained and that the owners of a majority of the area affected made no objections, and that the requisite notices were duly given, and that the public interest would not be prejudiced by the vacation of that portion of Anchor Court described herein and which Clifford R. Ferrell and Delpha C. Ferrell, the petitioners herein , requested to be vacated, and that matters having been determined in favor of these petitioners by the City of Warrenton and its City Commission; the City Commission having however found that the requested vacation of Anchor Avenue is prejudicial to public interests and therefore be and the same should be denied,

NOW, THEREFORE, THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. That those parts of the streets in the City of Warrenton, County of Clatsop, State of Oregon, more particularly described as follows, to-wit: That portion of S. E. Anchor Court between S. E. 14th Street and S. E. 14th Place, be and the same is hereby vacated, and tht said vacation of that portion of that certained named street described herein is hereby made a matter of record, but it is expressly provided that the petitioners 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 the City 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 the 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 petitioners' requested vacation of Anchor Avenue between S. E. 14th Street and S. E. 14th Place be and the same is hereby denied and its status shall remain unchanged by these proceedings.

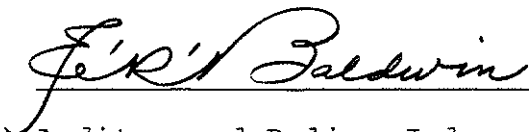
Passed by the City Commission of the City of Warrenton, Oregon, this 20th day of March, 1972.

Examined and approved by the Mayor of the City of Warrenton this 20th day of March, 1972.



Mayor

ATTEST:



Auditor and Police Judge