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Transaction date: 2/23/2016 14:18:44
Deputy: nstethem

ORDINANCE NO. 644-A

Unanimously Introduced by all Commissioners.

AN ORDINANCE VACATING A PORTION OF THE PLAT, INCLUDING LOT LINES AND ADJACENT STREETS, OF BLOCKS 16, 17, 18, 40, 41 AND 42, SECOND EXTENSION OF WARRENTON AS MORE PARTICULARLY SET FORTH HEREIN,

WHEREAS, the City of Warrenton has deemed it to be in the best interests of the City of Warrenton to vacate that portion of plat located in the City of Warrenton, more particularly described, to-wit:

Beginning at a point on the west line of Market Street and the Southeast corner of Lot 1, Block 18, Second Extension of Warrenton;

Thence westerly 230 feet, more or less, to the southeasterly corner of Lot 4, Block 17;

thence Northerly along the westerly side of Northwest Cedar Court 150 feet to the Southeast corner of Lot 1, Block 17;

Thence 200 feet westerly along the southerly lines of Lots 1 and 16, Block 17, to the Southwest corner of Lot 16, Block 17;

Thence 50 feet southerly along the easterly side of Northwest Date Street to the Northwest corner of Lot 14, Block 17;

Thence Westerly 280 feet, more or less, to the Southwest corner of Lot 15, Block 16;

Thence 570 feet, more or less, southerly along the Easterly side of Northwest Date Court to the Southwest corner of Lot 13, Block 42;

Thence Easterly 660 feet, more or less, along the common line between Lots 12 and 13, Block 42, common line between Lots 4 and 5, Block 42, common line between Lots 12 and 13, Block 41, common line between Lots 4 and 5, Block 41, and common line between Lots 12 and 13, Block 40, to the South-easterly corner of Lot 13, Block 40;

thence Northerly 200 feet, more or less, along the common line between Lots 4 and 13, 3 and 14, 2 and 15, and 1 and 16 of Block 40 to the Northeast corner of Lot 16, Block 40;

Thence 100 feet easterly along the southerly line of Northwest 7th Street to the Northeast corner of Lot 1, Block 40;

Thence 70 feet northerly along the Westerly line of Northwest Cedar Avenue, projected across Northwest 7th Street to a intersection Point, said point being the Southeasterly corner of Lot 4, Block 18;

Thence 200 feet northerly along the westerly side of Market Street, to the Point of Beginning on the Southeasterly corner of Lot 1, Block 18. -----

which includes and encompasses therein the following described property:

- Lots 2 through 8 inclusive, Block 18;
- Lots 2 through 15 inclusive, Block 17;
- Lots 3 through 14 inclusive, Block 16;
- Lots 1 through 4 inclusive, and 13 through 16 inclusive of block 42;

Lots 1 through 4 inclusive and 13 through 16 inclusive
of Block 41;
And Lots 13 through 16 inclusive, Block 40;
Together with streets adjacent, all in the
SECOND EXTENSION OF WARRENTON.

and including the vacation and abandonment of those certain
city streets, all located within the Second Extension of
Warrenton, according to the duly recorded plat thereof, in
the City of Warrenton, Clatsop County, Oregon, as follows:

That portion of Northwest 7th Street between the Easterly
right of way line of Northwest Date Court, said line drawn
between the Southwest corner of Lot 9, Block 16 and the North-
west corner of Lot 16, Block 42, all in Second Extension of
Warrenton, to the Westerly right of way line of North Main
Street, formerly Market Street, at its intersection with
Northwest Cedar Avenue (now vacated) which is easterly of the
Northeast corner of Lot 1, Block 40 and the Southeast corner
of Lot 4, Block 18 in the Second Extension of Warrenton.

That portion of Northwest Date Street between the line
drawn, if extended, between the North line of Lot 5, Block
42 and the North line of Lot 12, Block 41, Second Extension
of Warrenton on the Southerly boundary and the southerly right
of way line of Northwest 7th Place which is a line between
the Northerly boundary of Blocks 16 and the Northerly boundary
of Block 12, all in the Second Extension of Warrenton.

All of Northwest VanBuren Street between the northerly
boundaries of Blocks 16 and 17 and the southerly boundary of
Block 12, Second Extension of Warrenton and the Easterly
boundaries of Blocks 11 and 18, Second Extension of Warrenton,
all of which is between the Southerly right of way line of
Northwest 7th Place and the Westerly edge of Northwest Main
Court, (formerly N. Market Street).

That portion of Northwest Cedar Court north of a
line drawn, if extended, between the southerly boundary of
Lot 13, Block 40 and the southerly boundary of Lot 4,
Block 41, Second Extension of Warrenton to the southerly
right of way line of Northwest 7th Place.

and

WHEREAS, HENCO ENTERPRISES, INC., an Oregon corporation,
petitioned the City of Warrenton, on or about the 6th day
of May, 1977, to vacate lot lines of that portion of
Second Extension to Warrenton which is described hereinabove,
and the City Commission of the City of Warrenton having
found no reason manifestly existing why the vacation of
those portions should not be allowed in whole or in part, and
notice having fixed the time for formal hearing on this
petition at the hour of 8:00 P.M. on the 11th day of July,
1977 in the City Hall of the City of Warrenton, and

WHEREAS, due notice of the time and place of said hearing
was given as by law required and as set out in affidavit of
Gilbert G. Gramson, City Manager, who posted the required
notice, and affidavit of the Daily Astorian, which performed
the newspaper publications, which is also filed herein, and

WHEREAS, a formal hearing was held at the hour of 8:00 P.M. on July 11, 1977 and the petition initiating the vacation proceedings was read and no objections thereto were heard by the City Commission, and that 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 as required by law were obtained, and were examined, and the City Commission examined and determined that the 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 given by posting and by publication and that the public interest would not be prejudiced by vacation of the portions of the streets described herein which the petitioners requested be vacated and that matters having been determined in favor of these petitioners by the City of Warrenton, and its City Commission,

NOW, THEREFORE, THE City of Warrenton does ordain as follows:

Section 1: That those parts of the lot lines of that portion of Second Extension to Warrenton, in the City of Warrenton, County of Clatsop, State of Oregon, more particularly described as:

Beginning at a point on the west line of Market Street and the Southeast corner of Lot 1, Block 18, Second Extension of Warrenton;

Thence westerly 230 feet, more or less, to the southeasterly corner of Lot 4, Block 17;

thence Northerly along the westerly side of Northwest Cedar Court 150 feet to the Southeast corner of Lot 1, Block 17;

Thence 200 feet westerly along the southerly lines of Lots 1 and 16, Block 17, to the Southwest corner of Lot 16, Block 17;

Thence 50 feet southerly along the easterly side of Northwest Date Street to the Northwest corner of Lot 14, Block 17;

Thence Westerly 280 feet, more or less, to the Southwest corner of Lot 15, Block 16;

Thence 570 feet, more or less, southerly along the Easterly side of Northwest Date Court to the Southwest corner of Lot 13, Block 42;

Thence Easterly 660 feet, more or less, along the common line between Lots 12 and 13, Block 42, common line between Lots 4 and 5, Block 42, common line between Lots 12 and 13, Block 41, common line between Lots 4 and 5, Block 41, and common line between Lots 12 and 13, Block 40, to the Southeast corner of Lot 13, Block 40;

thence Northerly 200 feet, more or less, along the common line between Lots 4 and 13, 3 and 14, 2 and 15, and 1 and 16 of Block 40 to the Northeast corner of Lot 16, Block 40;

Thence 100 feet easterly along the southerly line of Northwest 7th Street to the Northeast corner of Lot 1, Block 40;

Thence 70 feet northerly along the Westerly line of Northwest Cedar Avenue, projected across Northwest 7th Street to a intersection Point, said point being the Southeasterly corner of Lot 4, Block 18;

Thence 200 feet northerly along the westerly side of Market Street, to the Point of Beginning on the Southeasterly corner of Lot 1, Block 18. -----

which includes and encompasses therein the following described property:

Lots 2 through 8 inclusive, Block 18;
Lots 2 through 15 inclusive, Block 17;
Lots 3 through 14 inclusive, Block 16;
Lots 1 through 4 inclusive, and 13 through 16 inclusive of block 42;
Lots 1 through 4 inclusive and 13 through 16 inclusive of Block 41;
And Lots 13 through 16 inclusive, Block 40;
Together with streets adjacent, all in the
SECOND EXTENSION OF WARRENTON.

and those certain city streets, all located within the Second Extension of Warrenton, according to the duly recorded plat thereof, in the City of Warrenton, Clatsop County, Oregon, as follows:

That portion of Northwest 7th Street between the Easterly right of way line of Northwest Date Court, said line drawn between the Southwest corner of Lot 9, Block 16 and the Northwest corner of Lot 16, Block 42, all in Second Extension of Warrenton, to the Westerly right of way line of North Main Street, formerly Market Street, at its intersection with Northwest Cedar Avenue (now vacated) which is easterly of the Northeast corner of Lot 1, Block 40, and the Southeast corner of Lot 4, Block 18 in the Second Extension of Warrenton.

That portion of Northwest Date Street between the line drawn, if extended, between the North line of Lot 5, Block 42 and the North line of Lot 12, Block 41, Second Extension of Warrenton on the Southerly boundary and the Southerly right of way line of Northwest 7th Place which is a line between the Northerly boundary of Block 16 and the Northerly boundary of Block 12, all in the Second Extension of Warrenton.

All of Northwest Van Buren Street between the northerly boundaries of Blocks 16 and 17 and the southerly boundary of Block 12, Second Extension of Warrenton and the Easterly boundaries of Blocks 11 and 18, Second Extension of Warrenton, all of which is between the southerly right of way line of Northwest 7th Place and the Westerly edge of Northwest Main Court, (formerly N. Market Street).

That portion of Northwest Cedar Court north of a line drawn, if extended, between the southerly boundary of Lot 13, Block 40 and the southerly boundary of Lot 4, Block 41, Second Extension of Warrenton, to the southerly right of way line of Northwest 7th Place.

be and the same are hereby vacated and that said vacation of those portions of lot lines and streets described herein is hereby made a matter of public record and it is expressly provided that the petitioners shall forthwith pay the costs of obtaining the necessary changes of public record so as to indicate, as required by law, such vacation, and it is

hereby provided that the City Manager 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, pipe of any kind, including 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 now or hereafter in the future.


Reserving, however, unto the City of Warrenton, its heirs successors and assigns a non exclusive easement 20 feet in width easterly of and immediately adjacent and parallel to the centerline of Northwest Cedar Court which is vacated herein, commencing at a line drawn, if extended, westerly from the southerly boundary of Lot 9, Block 18, Second Extension of Warrenton to said center line of Northwest Cedar Court, thence northerly to the southerly right of way line of Northwest 7th Place.

Further reserving unto the City of Warrenton, its heirs, successors and assigns a non exclusive easement 20 feet in width for utility purposes northly of and adjacent and parallel to the southerly right of way line of Northwest Van Buren commencing 20 feet east of the center line of Northwest Cedar Court vacated herein on the southerly right of way line of Northwest Van Buren, if extended, along said southerly right of way line to its intersection with Northwest 7th Place vacated herein, all in the City of Warrenton.

This vacation ordinance and the same is hereby expressly conditioned on the replatting of that certain area described by metes and bounds herein to be filed by petitioners, Henco Enterprises, Inc. herewith.

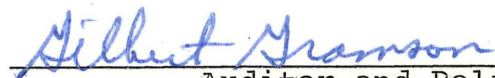
Passed by the City Commission of the City of Warrenton, Oregon this 11 day of July, 1977.

Examined and approved by the Mayor of the City of Warrenton this 11 day of July, 1977.



Mayor

ATTEST:



Auditor and Police Judge