

Introduced by Commissioner Roderick GRAMSON

AN ORDINANCE VACATING THOSE PORTIONS OF NORTHEAST QUAY AND NORTHEAST HARBOR PLACE, IN THE CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

THE CITY OF WARRENTON ORDAINS AS FOLLOWS:

WHEREAS, the City of Warrenton has deemed it to be in the best interest of the City of Warrenton to vacate certain portions of streets located within the City of Warrenton, and described as:

That portion of Northeast Quay bounded on the West by Block 2, Meriwether Downs, and on the East by Block 1, Meriwether Downs, on the South by the Burlington Northern Railroad right-of-way and on the North on the extension of East Harbor Street between Lot 1, Block 2, and Lot 24, Block 1, Meriwether Downs; that portion of Northeast Quay Southerly boundary being the extension of North line of East Harbor Street between Lot 25, Block 6, and Lot 48, Block 5, Meriwether Downs, Northerly line being that certain center line of the dike, Westerly line being bounded by Block 5 and Block 6, Meriwether Downs and the Easterly line being bounded by Blocks 6 and 7, Meriwether Downs; and that portion of Northeast Harbor Place, Easterly boundary being the Westerly right-of-way of Coast Highway 101, Southerly line being bordered by Block 5 and Block 6, Meriwether Downs, Northerly line being Block 7 and Block 8, Meriwether Downs, the Westherly line being the extension of Northeast Pacific Avenue, from the Northwest corner of Lot 24, Block 5, to the Southwest corner of Lot 25, Block 8, Meriwether Downs.

and

WHEREAS, the City Commission of the City of Warrenton having found no reason manifestly existing why the vacation of that portions of said streets should not be allowed in whole or in part, and on the Commission's own motion, therefore initiated these vacation proceedings, and notice having fixed the time for formal hearing on this petition at the hour of 7:30 o'clock p.m. on the 22nd day of October, 1980, in the City Commission Chambers of the City Hall, Warrenton, Oregon, and

WHEREAS, due notice of the time and place of said hearing was given as by law required and as set out in the affidavit of Gilbert Gramson, City Manager, who posted the required notice, and the 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 7:30 p.m. on the 22nd day of October, 1980, on the motion of the City Commission of the City of Warrenton which initiated these vacation proceedings and no objections to such vacation were heard by the city commission, and none of the owners of a majority of the area affected thereby, computed on the basis provided in ORS 271.080 objected in writing thereto, and although written consents of the owners of

abutting property were not obtained, the commission found that this vacation will not substantially affect the market value of the abutting property owners, therefore there is no need for the city to pay for damages to the same; 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 streets described herein which the City of Warrenton has moved be vacated, and that matters having been determined in favor of such vacation by the city of Warrenton and its City Commission,

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

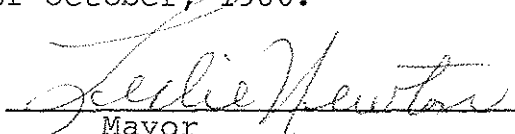
Section 1. That those portions of streets described as follows:

That portion of Northeast Quay bounded on the West by Block 2, Meriwether Downs, and on the East by Block 1, Meriwether Downs, on the South by the Burlington Northern Railroad right-of-way and on the North on the extension of East Harbor Street between Lot 1, Block 2, and Lot 24, Block 1, Meriwether Downs; That portion of Northeast Quay Southerly boundary being the extension of North line of East Harbor Street between Lot 25, Block 6, and Lot 48, Block 5, Meriwether Downs, Northerly line being that certain center line of the dike, Westerly line being bounded by Block 5 and Block 6, Meriwether Downs and the Easterly line being bounded by Blocks 6 and 7, Meriwether Downs; and That portion of Northeast Harbor Place, Easterly boundary being the Westerly right-of-way of Coast Highway 101, Southerly line being bordered by Block 5 and 6, Meriwether Downs, Northerly line being Block 7 and Block 8, Meriwether Downs, the Westerly line being the extension of Northeast Pacific Avenue, from the Northwest corner of Lot 24, Block 5, to the Southwest corner of Lot 25, Block 8, Meriwether Downs

All in the City of Warrenton, County of Clatsop, State of Oregon, be and the same is hereby vacated and said vacation of those portions of those streets described herein is hereby made a matter of public record and it is expressly provided that the City of Warrenton 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 Mannager shall file with the County Clerk of the County of Clatsop, 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.

Passed by the City Commission of the City of Warrenton,
Oregon this 22nd day of October, 1980.

Examined and approved by the Mayor of the City of
Warrenton this 22nd day of October, 1980.



Mayor

ATTEST:



Auditor and Police Judge