

ORDINANCE NO. 796-AIntroduced by Commissioner Jerry E. DONEY

AN ORDINANCE VACATING THOSE PORTIONS OF N. W. CEDAR AVENUE (FORMERLY LARCH STREET) LYING BETWEEN N.W. THIRD STREET AND N.W. FIFTH STREET; N. W. CEDAR COURT (FORMERLY CHESTNUT STREET) LYING BETWEEN N.W. THIRD STREET AND N. W. FIFTH STREET; AND N.W. FOURTH STREET (FORMERLY JEFFERSON STREET) LYING BETWEEN N. W. DATE AVENUE AND N.W. BIRCH COURT, ALL OF WHICH STREETS LIE WITHIN THE ALDER MANOR MOBILE HOME PARK WITHIN THE SECOND EXTENSION OF WARRENTON, IN THE CITY OF WARRENTON, CLATSOP COUNTY, OREGON.

WHEREAS, EUNJA CONNIE and SOO HEE KIM, owners of Alder Manor Mobile Home Park, petitioned the City of Warrenton to vacate those portions of N. W. Cedar Avenue (formerly Larch Street) lying between N.W. Third Street and N.W. Fifth Street; N. W. Cedar Court (formerly Chestnut Street) lying between N.W. Third Street and N.W. Fifth Street; and N. W. Fourth Street (formerly Jefferson Street) lying between N.W. Date Avenue and N.W. Birch Court, all of which streets lie within the Alder Manor Mobile Home Park within the Second Extension of Warrenton, In the City of Warrenton, County of Clatsop and State of Oregon, and

WHEREAS, the Warrenton City Commission 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 7:30 P.M. on the 21st day of May, 1986, in the Warrenton City Hall; and

WHEREAS, due notice of the time and place of hearing was given as by law required and as set out in the Affidavit of Gilbert G. Gramson who posted the required notices and the Affidavit of the Columbia Press which performed the newspaper publication, which is also filed herein, and

WHEREAS, a formal hearing was held at the appointed time and place, and continued to June 4th and June 10, 1986, 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 objected in writing thereto and the written consents of all the abutting property owners were obtained and the City Commission examined and determined that said abutting property owners consents were obtained 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 the portions of the streets described herein which petitioners requested be vacated and that the matters having been determined in favor of that petition by the City of Warrenton and its Commission;

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

Section 1. Those portions of the streets in the City of Warrenton, County of Clatsop, State of Oregon, more particularly described as:

Those portions of N.W. Cedar Avenue (formerly Larch Street) lying between N. W. Third Street and N. W. Fifth Street; N. W. Cedar Court (formerly Chestnut Street) lying between N.W. Third Street and N.W. Fifth Street; and N. W. Fourth Street (formerly Jefferson Street) lying between N.W. Date Avenue and N.W. Birch Court, all of which streets lie within the Alder Manor Mobile Home Park within the Second Extension of Warrenton, in the City of Warrenton, Clatsop County, Oregon.

be and the same is hereby vacated and said vacation of that portion of the above described street is hereby made a matter of
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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 or drainage ditches 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 18th day of June, 1986.

Examined and approved by the Mayor of the City of Warrenton, Oregon, this 18th day of June, 1986.

Leslie W. Newton
Mayor

ATTEST:

Gilbert Mamm
Auditor and Police Judge
City of Warrenton
PO Box 250
Warr. OR
97146

I hereby certify that the within instrument was received for record and recorded in the County of Clatsop, State of Oregon

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NORMA HUNSINGER, County Clerk
By J. Donithorne Deputy.
Form 103 Fees \$ 10⁰⁰