

Introduced by Commissioner Max F. BINGAMAN

VACATING THAT PORTION OF 17TH STREET (COMMONLY KNOWN AS SE 11th STREET) AS PLATTED, FROM THE SE CORNER OF BLOCK 75, THENCE SOUTH, PARALLEL WITH THE EAST LINE OF SAID BLOCK 75 TO THE NE CORNER OF BLOCK 81; THENCE WEST ALONG THE NORTH LINE OF SAID BLOCK 81 TO THE NW CORNER OF LOT 3 BLOCK 81; THENCE NORTH AND PARALLEL WITH THE WEST LINE OF SAID LOT 3 BLOCK 81 TO THE SW CORNER OF LOT 14 BLOCK 75; THENCE EAST ALONG THE SOUTH LINE OF BLOCK 75 TO THE POINT OF BEGINNING, ALL BEING WITHIN WARRENTON PARK ADDITION, AS RECORDED IN CLATSOP COUNTY, OREGON.

WHEREAS, the Warrenton City Commission has deemed it to be in the best interest of the city to vacate those portions of the public right-of-way described above; and

WHEREAS, Lovell-McCall Tire Service has petitioned the Warrenton City Commission for vacation of that portion of 17th Street, commonly known as SE 11th, as fully-described above; and

WHEREAS, the Warrenton City Commission determined there is no reason why said petition should not be granted and, therefore, by **Resolution No. 707**, scheduled a public hearing on this petition for the hour of 7:30 PM, 18 October 1989, in the commission chambers of Warrenton City Hall; and

WHEREAS, due notice of time and place for said hearing was given, as by law required and as set out in the affidavit of Gilbert G. Gramson, city manager, who posted the required notice, and the affidavit of the COLUMBIA PRESS, which printed the newspaper publications, also filed herein; and

WHEREAS, the city commissioners examined and determined that the abutting property owners' consents were obtained and that the owners of a majority of the areas affected made no objections; and that the requisite notices were given by posting and publication; and that the public interest would not be prejudiced by vacation of the portions of the public r/w described above which the petitioners requested be vacated; and that, matters having been determined in favor of the petitioners by the Warrenton City Commission;

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

**Section 1:** That those parts of public r/w in the City of Warrenton, Clatsop County State of Oregon, described herein, by and the same are hereby vacated, and said vacation herein described is hereby made a matter of public record; and it is expressly provided that Lovell-McCall Tire Service shall forthwith pay the costs of publication of notices and the necessary changes of public record as required by law; and it is hereby provided that the city manager shall file with the clerk, the assessor and the surveyor of Clatsop County, a certified copy of this ordinance. Nothing contained herein shall cause or require the removal or abandonment of any sewer, water main conduit, utility line, pole or any other thing used or intended to be used, for any public service.

First reading: 10-18-89


Second reading: 11- 1-89

PASSED by the City Commission of the City of Warrenton, Oregon, this 1st day of November 19 89.

APPROVED by the Mayor of the City of Warrenton, this 1st day of November 19 89.

ATTEST:

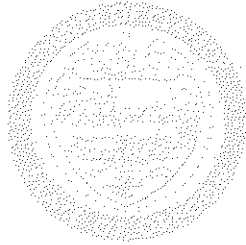
  
City Manager/Auditor

  
Mayor

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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LORI D. DAVIDSON, County Clerk

*Lori D. Davidson*

Form 103 Fees \$ 5/10/20