

ORDINANCE No. 865-AIntroduced by Commissioner Max F. BINGAMAN

VACATING THAT PORTION OF SE 14TH PLACE, FORMERLY 8TH STREET, LYING
 WESTERLY OF THE WESTERLY RIGHT-OF-WAY LINE OF OLD U. S. HIGHWAY 101
 AND THE EASTERLY R/W LINE OF SE FLEET STREET, FORMERLY D STREET, ALL
 IN CHELSEA ADDITION, CITY OF WARRENTON, 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, the Warrenton City Commission, on its own motion after receiving a request by Henry R. and Mary E. Pinter, initiated vacation proceedings, as authorized by ORS 271.080, allowing such vacation without petition or consent of property owners; and

WHEREAS, the Warrenton City Commission, by Resolution No. 717, scheduled a public hearing on this petition for the hour of 7:30 PM, 7 February 1990, in the commission chambers, Warrenton City Hall; and

WHEREAS, due notice of time and place of said hearing was given as by law required and 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 Warrenton City Commission has determined that the owners of a majority of the area affected, as computed on the basis provided in ORS 271.080, have not objected to the vacation; that the requisite notices were given by posting and publication; and that the public interest would not be prejudiced by vacation of the portion of the street r/w described above; and that matters having been determined in favor of the vacation by the Warrenton City Commission;

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

Section 1: That the public r/w in the City of Warrenton, Clatsop County, State of Oregon, described herein, be, and the same is, hereby vacated and said vacation herein described is hereby made a matter of public record; and it is expressly provided that Henry R. and Mary E. Pinter shall pay the costs of publication of notices and the necessary changes in public records, 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: 2/7/90

Second reading: 2/21/90

PASSED by the City Commission of the City of Warrenton, Oregon, this 21st day of February 1990.

APPROVED by the Mayor of the City of Warrenton, this 21st day of February 1990.


 Mayor

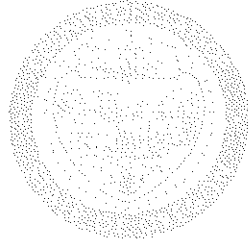
ATTEST:


 City Manager/Auditor

I hereby certify that the within instrument was received for record and recorded in Clatsop County, State of Oregon, Book of Records as indicated herein.

'90 FEB 26 13:20

901089



LORI D. DAVIDSON, County Clerk

Lori D. Davidson

Form 193

Fees \$ 5/10/20

901089