

ORDINANCE No. 871-A

Introduced by all City Commissioners

MAKING AND DIRECTING AN ASSESSMENT OF BENEFITTED PROPERTY FOR THE COST OF CONSTRUCTION OF A 120-FOOT BRIDGE ACROSS HOLBROOK SLOUGH; AND DIRECTING THE CITY AUDITOR TO ENTER A STATEMENT THEREOF IN THE DOCKET OF CITY LIENS, TO PUBLISH NOTICE AND TO SEND, BY CERTIFIED MAIL, NOTICE OF ASSESSMENT TO THE OWNERS OF ASSESSED PROPERTY, AS REQUIRED BY LOCAL IMPROVEMENT ORDINANCE NO. 592-A.

WHEREAS, the Warrenton City Commission heretofore, by Resolution No. 727, authorized and ordered the construction of a 120-foot bridge across Holbrook Slough, in accordance with plans and specifications, entitled Project No. ST-89-4, L.I.D. 90-1, as prepared by the city engineer; and

WHEREAS, notice of such intention has been duly given and published, as provided by the charter, and a public hearing held thereon, with all interested persons appearing regarding such improvement being heard; and it appeared to the city commission that such improvement was of material benefit to said city and that all the property to be assessed therefor will be benefitted thereby to the extent of the probable amount of the respective assessments levied against such property for construction of said improvements; and

WHEREAS, in accordance with the provisions of Ordinance No. 592-A, the city commission makes and directs an assessment to fund the cost and expenses of the construction of a 120-foot bridge across Holbrook Slough and other necessary work; and

WHEREAS, the total cost for the improvements is \$213,500, to be paid by special assessments against the benefitted properties, with interest on any unpaid assessments charged at one per cent (1%) above the true interest rate ("TIC") on the bonds not to exceed eleven per cent (11%); and

WHEREAS, notices of proposed assessment have been sent by certified mail to the owner of each lot proposed for assessment, which notice stated the estimated amount of assessment and set a date of 6 June 1990, by which time objections to such assessment shall be filed with the auditor; and

WHEREAS, no objections were filed by owners of the lots proposed for assessment;

NOW, THEREFORE, THE CITY OF WARRENTON ORDAINS AS FOLLOWS:

It is hereby determined that the proportionate share of the cost of construction of said improvement, on each parcel of property adjacent to said improvement and benefitted thereby, is the amount set opposite the description of each piece or parcel of land below, and that each parcel of land benefitted by the construction of said improvement, to the full extent of the amount so set opposite such piece or parcel of land, and that the respective amounts represent the proportional benefits of said improvement to said respective parcels of property, and the commission hereby declares that each of the parcels of property described herein is hereby assessed the amount set opposite each respective description, for the cost of the construction of said improvement.

(1) Summary of cost assessed for the construction of a 120-foot bridge across Holbrook Slough and other necessary work, in the City of Warrenton, Oregon:

Total to be assessed	\$213,500
----------------------	-----------

(2) Assessments on the following parcels of real property within the City of Warrenton, County of Clatsop, State of Oregon, for construction of said improvements, are as set forth herein.

The city auditor of the City of Warrenton is hereby directed to enter a statement of said assessments in the lien docket of said city and publish, twice, a notice thereof by publication in a newspaper of general circulation within the city, the first publication of which shall be made not later than ten days after the date of passage of this assessment ordinance; and send, by registered or certified mail, a notice of said assessment to the owner of each assessed property.

OWNERS: CAPITAL DEVELOPMENT CO.
#4 South Sound Center
Post Office Box 33487
Lacey - WASHINGTON - 98503

ESTIMATED UNIT COST: \$ 53,375

DESCRIPTION OF PROPERTY TO BE BENEFITTED:

Beginning at the intersection of the east line of WARRENTON PARK and the south right-of-way line of the new Warrenton Access Road to Highway 101, being also on the east line of Block 23; thence northwesterly along the south r/w line of the Warrenton Access Road to the east line of SE Neptune Avenue; thence south along the east line of SE Neptune Avenue to the southwest corner of Lot 7, Block 23; thence easterly along the south line of Block 23 to the east line of WARRENTON PARK; thence north along the east line of WARRENTON PARK, to the point of beginning.

Lots 13, 14, 15, 16, Block 29.

Lots 2, 3, 4, 13, 14, 15, 16, Block 32.

Lots 1, 2, 3, 4, 13, 14, 15, 16, Block 39.

Lots 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, Block 31.

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block 40

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block 41.

Lots 1, 2, 3, 4, 13, 14, 15, 16, Block 49.

Lots 3, 4, 5, 6, 7, 8, Block 50, excepting therefrom that land described in deed from Clatsop County, a political subdivision of the State of Oregon, to State of Oregon, by and through its State Highway Commission, dated 14 December 1960, recorded 16 January 1961, in Book 258, page 40 Deed Records, Clatsop County, Oregon.

Lots 2, 3, 4, Block 52, excepting therefrom that land described in deed from Clatsop County, a political subdivision of the State of Oregon, to State of Oregon by and through its State Highway Commission, dated 14 December 1960, recorded 16 January 1961, in Book 258, page 40, Deed Records, Clatsop County, Ore.

Lots 1, 2, 3, 4, 13, 14, 15, 16, Block 42.

Lots 1 through 12, inclusive, Block 30.

Lot 6, Block 31 and Lot 1, Block 32.

All the above being within WARRENTON PARK Subdivision, City of Warrenton, County of Clatsop, State of Oregon.

That portion of the east one-half of the GEORGE W. COFFINBERRY DONATION LAND CLAIM which lies on the west or left hand side of the slough known as the Holbrook Slough, excepting therefrom that portion of said tract of land lying north of the south line of the Warrenton connection to the Oregon Coast Highway as relocated, and further excepting therefrom that portion of said tract of land lying south of the north r/w line of U. S. Highway, as relocated. All of said above-described land being in Section 22, Township 8 North, Range 10 West, Willamette Meridian, County of Clatsop, State of Oregon.

OWNER: PORTLAND FIXTURE, LIMITED PARTNERSHIP
338 NW Fifth Avenue
Portland -OREGON- 97228

ESTIMATED UNIT COST: \$160,125

DESCRIPTION OF PROPERTY TO BE BENEFITTED:

That certain parcel of land in the plat of MERIWETHER DOWNS, lying easterly and southerly of Holbrook Slough, southerly and westerly of the r/w line of the Warrenton Access Road and northwesterly of the northwesterly r/w line of the new U. S. Highway No. 101, including within said perimeter, Tracts "A" and "B" and portions of Blocks 2, 3, 4, 5, 9 and 10 of said platted subdivision, together with those portions of vacated SE Second Street, SE Third Street, SE Fourth Street, SE Ocean Avenue (formerly Arch Street), and SE Pacific Avenue (formerly Adair Avenue), lying within the perimeter of the above-described parcel, and which inured to the adjacent blocks in MERIWETHER DOWNS, upon the vacation thereof, by Ordinances No. 569-A and No. 615-A, of the City of Warrenton; and also including herewith those portions of Lots 1 through 10, Block 3, of said MERIWETHER DOWNS, lying east of Original Holbrook Slough and south of Harbor Street as described in and conveyed by deed recorded in Book 415, Page 467, of Clatsop County Records.

SAVE AND EXCEPT, beginning at an iron rod on the northerly r/w of the Oregon State Highway at Station 130-00 lying in the plat of MERIWETHER DOWNS as recorded in Clatsop County, 25 March 1896; thence north 37 09' 33" west 170.97 feet to an iron rod; thence north 80 45' 14" west 118.0 feet along the south r/w line as monumented to the northwest line of an easement for channel change of Holbrook Slough by the Oregon State Highway Commission, being the true point of beginning; thence north 80 45' 14" west 239.0 feet; thence southerly and easterly along the edge of the channel to the true point of beginning, all in Section 23, Township 8 North, Range 10 West, Willamette Meridian;

SAVE AND EXCEPT, beginning at an iron rod on the northerly r/w of the Oregon State Highway at Station 130-00 lying in the plat of MERIWETHER DOWNS as recorded in Clatsop County, 25, March 1896; thence south 52 52' west 244.0 feet along said r/w thence north 37 08' west 36.0 feet to the true point of beginning; thence north 37 08' west 54.0 feet; thence south 52 52' west 112.0 feet; thence south 37 08' east 36.0 feet; thence north 52 52' east 112.0 feet to the true point of beginning, all in Section 23, Township 8 North, Range 10 West, Willamette Meridian.

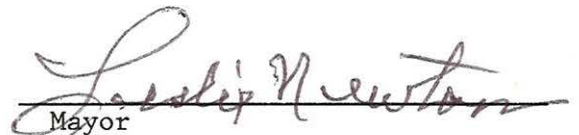
Emergency. This ordinance, being necessary for the immediate public peace, health and safety of the city, in order to obtain sufficient funds to pay for public improvements, an emergency is declared to exist and this ordinance shall be in full force and effect immediately upon the enactment by the city commissioners.

First reading: 6 June 1990

Second reading: 6 June 1990

PASSED by the City Commission of the City of Warrenton, Oregon, this 6th day of June 1990.

APPROVED by the Mayor of the City of Warrenton, this 6th day of June 1990.


Mayor

ATTEST:


City Manager/Auditor