

85 MAY 28 1992

Introduced by Commissioner Michael G. MURPHY

VACATING A PORTION OF RAILROAD AVENUE LYING BETWEEN SW 2ND STREET AND SW MAIN COURT; WARREN'S FIRST EXTENSION OF WARRENTON, ALL BEING WITHIN THE CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON (VACATION NO. 71)

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 below:

Beginning at the southeasterly corner of Lot 23, Block 10; thence northeasterly along the westerly right-of-way of Railroad Avenue to a point on the easterly line of Lot 9, Block 10; thence northerly along the easterly line of Block 10 to the northeasterly corner of Lot 7, Block 10; thence southeasterly along an extension of the northerly line of Lot 7, Block 10 to the easterly r/w of Railroad Avenue, said easterly r/w being a common line between Railroad Avenue and the Astoria and South Coast Railway as shown on the original plat of WARREN'S FIRST EXTENSION OF WARRENTON; thence southwesterly along said common line to the point of intersection between said common line and an easterly extension of the southerly line of Lot 23, Block 10; thence westerly along said extension to the southeasterly corner of Lot 23, Block 10, which is the point of beginning; and

WHEREAS, Marcella Lindsey, Vernon & Lisa Lamping and James & Lara Humphries have petitioned the Warrenton City Commission for vacation of that portion of Railroad Avenue 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. 781**, scheduled a public hearing on this petition for the hour of **7:30 PM, 1 April 1992**, at the Warrenton Community Center; 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 herein 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 be, 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 said petitioners 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: 8 April 1992

Second reading: 22 April 1992

PASSED by the City Commission of the City of Warrenton, Oregon, this 22nd day of April 1992.

APPROVED by the Mayor of the City of Warrenton, this 22nd day of April 1992.

ATTEST:

Gilbert Gramson
City Manager/Auditor

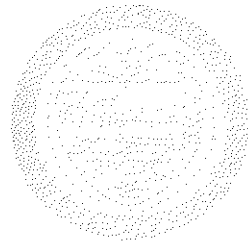
Leslie Newton
Mayor

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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.

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LORI D. DAVIDSON, County Clerk

Lori D. Davidson

Form 103

Fees \$ 162.25 = 60
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City of Warrenton
P.O. Box 250
Warrenton, Or 97146
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