

Return to  
City of Warrenton  
P.O. Box 250  
Warrenton Or. 97146

BOOK 794 PAGE 184

286 3041 487 4078

ORDINANCE No. 900-A

Introduced by Commissioner Michael G. Murphy

VACATING 15-FOOT SECTION OF NW 5TH STREET (FORMERLY KNOWN AS MADISON AVENUE)  
ADJOINING BLOCK 54, SECOND EXTENSION OF WARRENTON, DESCRIBED BELOW (VACATION #74)

WHEREAS, the Warrenton City Commission deemed it to be in the best interest of the city to vacate that portion of the public right-of-way fully described as:

Beginning at the southwesterly corner of Lot 9, Block 54; thence southeasterly 192 feet more or less along the southerly line of Lots 9 and 8 to the southeasterly corner of Lot 8; thence 90 degrees right a distance of 15 feet; thence 90 degrees right, parallel with the southerly line of Lots 8 and 9, a distance of 192 feet more or less; thence 90 degrees right 15 feet to the southwesterly corner of Lot 9 and the point of beginning, SECOND EXTENSION OF WARRENTON, Clatsop County, Oregon.

WHEREAS, Richard R. Davis, Jr. has petitioned the Warrenton City Commission for vacation of that 15-foot street; and

WHEREAS, the Warrenton City Commission determined there is no reason why said petition should not be granted and, therefore, by **Resolution No. 789**, scheduled a public hearing on this petition which was heard at the hour of **7:00 PM, Wednesday 15 July 1992**, in 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 Warrenton City Commission examined and determined that the abutting property owner was said petitioner and that the owners of a majority of the area 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 portion of the street r/w described above, which the petitioner requested be vacated; and that, matters having been determined in favor of the petitioner by the Warrenton City Commission;

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

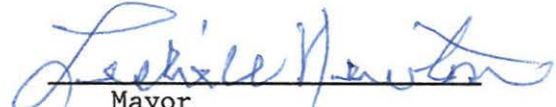
**Section 1.** That the public r/w in the City of Warrenton, Clatsop County, State of Oregon, described herein by, and the same is hereby, vacated and said vacation herein described is hereby made a matter of public record; and it is expressly provided Richard J. Davis, Jr. shall forthwith pay the costs 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:** 5 August 1992

**Second reading:** 2 September 1992

PASSED by the City Commission of the City of Warrenton, Oregon, this 2nd  
day of September 19 92.

PASSED by the Mayor of the City of Warrenton, this 2nd day of Sept. day of 1992

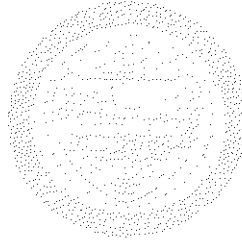
  
\_\_\_\_\_  
Mayor

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.

92 SEP 14 15:54

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LORI D. DAVIDSON, County Clerk

*Lori D. Davidson*  
Form 103 Fees \$ *5/10/20* 55