

'94 MAR -9 15:38

ORDINANCE No. 929-A

Introduced by Commissioner Leslie W. Newton

AMENDING ORDINANCE NO. 910-A BY ADDING AND DELETING A LEGAL DESCRIPTION TO VACATE A PORTION OF MADISON AVENUE (COMMONLY KNOWN AS N.W. 5TH STREET) AND A PORTION OF N.W. CEDAR STREET (COMMONLY KNOWN AS LARCH STREET), SECOND EXTENSION OF WARRENTON, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON, AS FULLY DESCRIBED BELOW: (VACATION #79)

WHEREAS, Ordinance No. 910-A incorrectly described the legal description of the street to be vacated; and;

WHEREAS, the correct description of this street is as follows:

That portion of Larch Street (Commonly known as N.W. Cedar Street) lying between the North line of Madison Avenue (Commonly known as N.W. 5th Street) and the South line of Fort Stevens Road (Commonly known as N.W. Warrenton Drive) in the Plat of SECOND EXTENSION OF WARRENTON; and,

The South half of Madison Avenue (Commonly known as N.W. 5th Street) lying between the center line of Larch Street (Commonly known as N.W. Cedar Street) and the westerly line of Fort Stevens Road, (Commonly known as N.W. Warrenton Drive) in the Plat of SECOND EXTENSION OF WARRENTON; and,

WHEREAS, Dale and Cheryl Johnson, Donald and Delores Jensen, have petitioned the Warrenton City Commission for vacation of that portion of N.W. 5th Street from the north side of 5th Street, west 62.5 feet to the south side of Warrenton Drive, in Second Extension to Warrenton; and

WHEREAS, Leslie W. and Ruth M. Newton and Rodney and Donna Mullins, have petitioned the Warrenton City Commission for vacation of that portion of N.W. 5th Street (commonly known as Madison Avenue), SECOND EXTENSION TO WARRENTON, Warrenton, County of Clatsop, Oregon; and,

WHEREAS, the Warrenton City Commission has determined that there is no reason why said petition should not be granted and, therefore, by Resolution No. 815, scheduled a public hearing on this petition which was heard at the hour of 7:30 PM, Wednesday, April 21, 1993, 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 Janet Wright, Zoning Administrator, who posted the required notice, and the affidavit of 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 this Ordinance amends and corrects Ordinance 910-A; and it is hereby provided that the Zoning Administrator 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 : February 2, 1994

Second reading : February 16, 1994

PASSED by the City Commission of the City of Warrenton, Oregon, this 16th day of February, 1994.

PASSED by the Mayor of the City of Warrenton, this 16th day of February, 1994.

Leslie W. Newton
Leslie W. Newton, Mayor

ATTEST:
Gilbert G. Gramson
Gilbert G. Gramson, City Manager/Auditor

Ordinance \ Vac. 79

I certify that the within instrument was received for the record and recorded in Clatsop County, State of Oregon.

'94 MAR -9 14:57
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Lori D. Davidson
LORI D. DAVIDSON, Clatsop County Clerk

FEES: (ORS 205.320)
 P
 M
 MS
- pages(s) @ \$5 = 5
\$10 PLCP Ord = 10
\$20 Trans Fee = 20
\$5 Judgment =
\$5 Misc. =
\$20 TAI Ord = 20
Other: =
TOTAL FEES PAID = 55
Cash/Check # 46742 Billing Code
From: C. of Warrenton