

**ORDINANCE No. 972-A****Introduced by Commissioner D. KEITH DYER**

**VACATING A 50 FOOT LONG BY 70 FOOT WIDE PORTION OF S.E. 6th STREET (FORMERLY 11th STREET), WARRENTON PARK, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON, AND FULLY DESCRIBED BELOW;**

**(VACATION #96)**

WHEREAS, the Warrenton City Commission deemed it to be in the best interest of the city to vacate that portion of S.E. 6th Street (formerly 11th Street), in Warrenton Park, in the City of Warrenton, County of Clatsop, State of Oregon, being more particularly described as follows:

Beginning at the Southeast corner of Lot 12 Block 42, Warrenton Park; Thence southerly to the Northeast corner of Lot 5 Block 49, Warrenton Park; Thence westerly along the north line of said Lot 5 to the Northwest corner thereof; Thence Northerly to the Southwest corner of Lot 12 Block 42, Warrenton Park; Thence easterly along the south line of said Lot 12 to the point of beginning.

WHEREAS, The Bank of Astoria, An Oregon Corporation, has petitioned the Warrenton City Commission for vacation of that portion of S.E. 6th Street (formerly 11th Street); and

WHEREAS, the Warrenton City Commission has determined that there is no reason why said petition should not be granted and, therefore, a public hearing on this petition was held at the hour of 7:00 p.m., on October 23, 1996, 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 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 that The Bank of Astoria, An Oregon Corporation, 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 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.

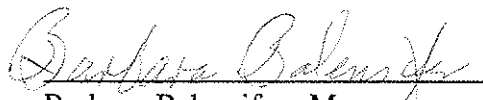
First reading : October 23, 1996

Second reading : November 6, 1996

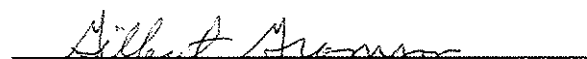
PASSED by the City Commission of the City of Warrenton, Oregon,

this 6th day of November, 1996.

PASSED by the Mayor of the City of Warrenton, this 6th day of November, 1996.

  
Barbara Balensifer, Mayor

ATTEST:

  
Gilbert G. Gramson  
City Manager/Auditor

Ordinance \ Vac. 96

AFTER RECORDING RETURN TO:

City of Warrenton  
P.O. Box 250  
Warrenton, OR 97146