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ORDINANCE NO. 1105-A

INTRODUCED BY COMMISSIONER: Frank Orrell

VACATING A PORTION OF SE 4TH AND SE ENSIGN AND SE 5TH STREET

WHEREAS, The Warrenton City Commission deems it to be in the best interest of the City to vacate portions of SE 4th Street and SE Ensign and SE 5th Street in the City of Warrenton, County of Clatsop, State of Oregon; and

WHEREAS, the applicant, R & J White Enterpize, has petitioned the Warrenton City Commission for vacation of these portions of SE 4th and Ensign and SE 5th Street; and

WHEREAS, the Warrenton City Commission determined there is no reason why said petition should not be granted and, therefore, a public hearing on the petition was held at the hour of 7:00 p.m. on February 13, 2007, in the Commission's Chambers at Warrenton City Hall; and

WHEREAS, due notice of time and place for said hearing was given, as by law required, and the Warrenton City Commission examined and determined that the abutting property owner of that portion to be vacated was the property owner and that the owners of a majority of the area affected made no objections; and that the public interest would not be prejudiced by vacation of that portion of the street right-of-way described above, which the petitioner requested be vacated; and that matters having been determined in favor of the petition by the Warrenton City Commission,

NOW, THEREFORE, the City of Warrenton ordains as follows:

Section 1. Those portions of public right-of-ways in the City of Warrenton, Clatsop County, State of Oregon, described as:

4th and Ensign

Beginning at the northeast corner of Lot 1, Block 3, plat of The Crescent, located in the NE 1/4 of the SE 1/4 of Section 22, Township 8 North, Range 10 West, Willamette Meridian, City of Warrenton, Clatsop County, Oregon; Thence S89 49'W a distance of 389.83 feet more or less to the northwest corner of Lot 7 said Block 3; Thence N32 40'46"W a distance of 83.09 feet to the southwest corner of Lot 9, Block 4, said plat of The Crescent; Thence N89 49'E a distance of 434.59 feet more or less to the southeast corner of Lot 1 said Block 4; Thence North a distance of 192.00 feet to the northeast corner of Lot 1, Block 6, plat of The Concourse; Thence N89 49'E a distance of 60.00 feet to the northwest corner of Lot 8, Block 7, said plat of The Concourse; Thence South a distance of 262.00 feet to the northwest corner of Lot 8, Block 6 said plat of The Crescent; Thence S6 26'E a distance of 142.72 feet to a point located on the west line of Lot 9, Block 6 said plat of The Crescent; Thence S62 00' 19"W a distance of 64.5 1 feet to a point

located of the east line of Lot 14, Block 3 said plat of The Crescent; Thence N6 26'W a distance of 173 .00 feet to the point of beginning which is the northeast corner of Lot 1, Block 3, said plat of The Crescent.

5th Street

Beginning at the northeast corner of Lot 5, Block 2, plat of The Crescent, located in the NE 1/4 of the SE 1/4 of Section 22, Township 8 North, Range 10 West, Willamette Meridian, City of Warrenton, Clatsop County, Oregon; Thence S89 49'W a distance of 115.53 feet more or less to the northwest corner of Lot 6, Block 2, said plat of The Crescent; Thence N23 45'56"W a distance of 76.38 feet to the southwest corner of Lot 9, Block 3, said plat of The Crescent; Thence N89 49'E a distance of 246.52 feet to the southeast corner of Lot 13, Block 3, said plat of The Crescent; Thence S54 56'24"W a distance of 122.42 feet more or less to the point of beginning.

are hereby vacated. Nothing contained herein shall cause or require the removal or obstruction of any drainage ditch, abandonment of any sewer, water main conduit, utility line, pole or any other thing used or intended to be used for any public service.

Section 2. The City Recorder of the City of Warrenton is hereby ordered to make this vacation a matter of public record; and it is expressly provided that the petitioner shall forthwith pay the costs of the necessary changes of public records, as required by law, and it is hereby provided that the City Recorder shall file with the clerk, the assessor, and the surveyor of Clatsop County, a certified copy of this ordinance.

Section 3. This ordinance will take effect 30 days after its adoption by the Warrenton City Commission.

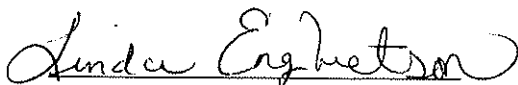
Adopted by the City Commission of the City of Warrenton, Oregon this 13th day of March 2007.

First Reading: February 27, 2007
Second Reading: March 13, 2007

APPROVED:


Gilbert Gramson, Mayor

ATTEST:


Linda Engbretson, City Recorder