

ORDINANCE BILL NO. 5 FOR 1943

ORDINANCE NO. 578 ✓

AN ORDINANCE VACATING CERTAIN PORTIONS OF FOURTH STREET BETWEEN SHERMAN AND ROSE STREETS IN THE CITY OF LEBANON, LINN COUNTY, OREGON, AND DECLARING AN EMERGENCY.

WHEREAS C. B. Spencer and Lebanon Lumber Company, a corporation, have petitioned the Common Council for an Ordinance vacating the following portions of Fourth Street between Sherman and Rose Streets, to-wit:

That portion of said Fourth Street abutting upon the East side of Lot 10 in Block 1, J. M. Ralston's Fourth Addition to said City of Lebanon, Linn County, Oregon, to-wit: running North from Sherman Street 129 feet; and also that portion of Fourth Street abutting on the East side of Lot 1 in Block 29 and Lot 1 in Block 30, Cotton's Addition to the City of Lebanon, Linn County, Oregon, and abutting upon the end of Vine Street, if extended East from the East line of Smith's First Addition to Lebanon, Oregon; totaling 318 feet, more or less.

and

WHEREAS to save time and avoid the necessity of submitting said Petition to the general officers thereof, the Southern Pacific Company, by its general attorney, has consented in writing to the vacation of said portions of said street, which written consent is attached to said Petition; and

WHEREAS all the abutting property owners have now joined in the request for the vacation of said portions of said street and they are the only persons affected thereby, no notice is necessary to be given to any other persons; and

WHEREAS said portions of said street do not make a continuous street, are not used by the public, and all improvements heretofore made were made at the expense of the Petitioners, and no damage would be done to the public or to the City of Lebanon by the vacation thereof; that on the other hand said vacation would make more convenient the use of the property of the Petitioners in their respective businesses, which businesses furnish a large income to the residents of the City of Lebanon and

vicinity,

NOW, THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO  
ORDAIN AS FOLLOWS:


SECTION 1. That by reason of the fact that all the abutting property owners have joined in the request for the vacation of said portions of said street, notice of the vacation thereof is not required.

SECTION 2. That the following portions of Fourth Street of the City of Lebanon be and the same are hereby vacated, to-wit:


That portion of said Fourth Street abutting upon the East side of Lot 10 in Block 1, J. M. Ralston's Fourth Addition to said City of Lebanon, Linn County, Oregon, to-wit: running North from Sherman Street 129 feet; and also that portion of Fourth Street abutting on the East side of Lot 1 in Block 29 and Lot 1 in Block 30, Cotton's Addition to the City of Lebanon, Linn County, Oregon, and abutting upon the end of Vine Street, if extended East from the East line of Smith's First Addition to Lebanon, Oregon; totaling 318 feet, more or less.

SECTION 3. That the portions of said street hereby vacated being for the benefit and use of the Petitioners, who operate large businesses and furnish large pay rolls to the people of Lebanon and vicinity and for the purpose of facilitating their businesses and permitting them to make better use of their abutting properties, this Ordinance is for the peace, health, and safety of the people of Lebanon and an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage by the Council and approval by the Mayor:

Passed by the Council and approved by the Mayor this 2nd day of February, 1943.

  
MAYOR

ATTEST:

  
CITY RECORDER