

A BILL FOR AN ORDINANCE VACATING A)
PORTION OF MAPLE STREET RIGHT-OF-WAY)
BETWEEN 12TH STREET AND 15TH STREET)
AND DECLARING AN EMERGENCY.)

ORDINANCE BILL NO. 24
For 1995
ORDINANCE NO. 2165

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a portion of Maple Street right-of-way between 12th Street and the west end of 15th Street, more particularly described as follows:

Beginning at a point on the Southeast corner of Lot 1, Block 1 of Pletzer's Green subdivision, said point also being 353.76 feet North and 1415.13 feet West of G.P.S. Point 93411 as well as 353.76 feet North and 30 feet West from the Northwest corner of William Ralston Donation Land Claim 48 in Lebanon, Township 12 South, Range 2 West of the Willamette Meridian, in Linn County, Oregon; thence S89°46'40"W, 304.37 feet; thence S0°11'30"E, 60 feet; thence N89°46'40"E, 304.37 feet; thence N0°11'30"W, 60 feet, to the point of beginning. Containing 18,262.2 square feet, more or less.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on March 8, 1995, having duly considered the testimony of interested persons and the general public; and

WHEREAS, the City Council finds that notice has been duly given, that the consent of the owners of the requisite area has been obtained, and

WHEREAS, the City Council has determined that the public interests will not be prejudiced by the vacation of such portion of Maple Street, and

WHEREAS, the City Recording Officer has filed in the office of the City Recording Officer a certificate showing that all city liens and all taxes have been paid on the lands covered by the portion to be vacated;

NOW, THEREFORE, the people of the City of Lebanon do ordain as follows:

Section 1. A portion of Maple Street right-of-way between 12th Street and the west end of 15th Street, more particularly described as follows:

Beginning at a point on the Southeast corner of Lot 1, Block 1 of Pletzer's Green subdivision, said point also being 353.76 feet North and 1415.13 feet West of G.P.S. Point 93411 as well as 353.76 feet North and 30 feet West from the Northwest corner of William Ralston Donation Land Claim 48 in Lebanon, Township 12 South, Range 2 West of the Willamette Meridian, in Linn County, Oregon; thence S89°46'40"W, 304.37 feet; thence S0°11'30"E, 60 feet; thence N89°46'40"E, 304.37 feet; thence N0°11'30"W, 60 feet, to the point of beginning. Containing 18,262.2 square feet, more or less.

is hereby declared vacated, with the following reservation:

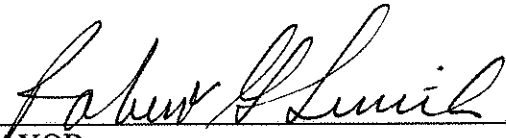
Reserving to the City of Lebanon and all private utilities a permanent utility easement over this entire vacated portion of Maple Street. This easement is for existing and future utilities.

Section 2. A certified copy of this Ordinance vacating the above-described portion of Maple Street on any map in regard thereto shall be filed for record with the County Clerk for Linn County.

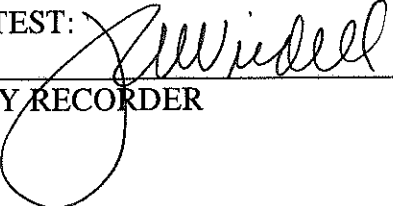
Section 3. A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

Section 4. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health, and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council of the City of Lebanon by a vote of 6 for and 0 against, and approved by the Mayor this 8th day of March 1995.



MAYOR

ATTEST: 

CITY RECORDER