

A BILL FOR AN ORDINANCE VACATING A) ORDINANCE BILL NO. 17
PORTION OF WEST CEDAR DRIVE AND) For 1998
DECLARING AN EMERGENCY) ORDINANCE NO. 2233

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a portion of West Cedar Drive between South 12th Street and the West City Limits, more particularly described as follows:

Beginning at the initial point of Aspen Park Addition, a subdivision of record in the City of Lebanon, Linn County, Oregon; thence South 89°55'50" East 198.11 feet; thence along the arc of a 15.00 foot radius curve left (the long cord of which bears North 45°16'55" East 21.13 feet) 23.45 feet to the West right-of-way line of Twelfth Street; thence South 00°29'35" West 44.89 feet to the South boundary of Aspen Park Addition; thence North 89°55'50" West 213 feet to the Southwest corner of said Aspen Park Addition; thence North 00°29'35" East 30.00 feet to the point of beginning.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on October 14, 1998, 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 public right-of-way;

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

Section 1. A portion of West Cedar Drive between South 12th Street and the West City Limits, more particularly described as follows:

Beginning at the initial point of Aspen Park Addition, a subdivision of record in the City of Lebanon, Linn County, Oregon; thence South 89°55'50" East 198.11 feet; thence along the arc of a 15.00 foot radius curve left (the long cord of which bears North 45°16'55" East 21.13 feet) 23.45 feet to the West right-of-way line of Twelfth Street; thence South 00°29'35" West 44.89 feet to the South boundary of Aspen Park Addition; thence North 89°55'50" West 213 feet to the Southwest corner of said Aspen Park Addition; thence North 00°29'35" East 30.00 feet to the point of beginning.

is hereby declared vacated, with the following reservation:

✓ AFTER RECORDING RETURN TO:
City of Lebanon
925 Main St Lebanon Or 97355

Reserving to the City of Lebanon a permanent access and utility easement over this entire vacated portion of West Cedar Drive.

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

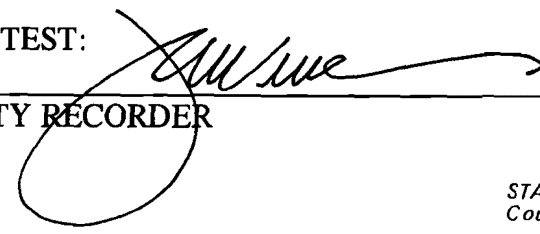
Section 3. A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

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 4 for and 0 against, and approved by the Mayor this 14th day of October 1998.



Ron Miller, Council President

ATTEST:


CITY RECORDER

STATE OF OREGON
County of Linn
I hereby certify that the attached was received and duly recorded by me in Linn County records.
STEVE DRUCKENMILLER
Linn County Clerk MF 1123
By  , Deputy PAGE 519
M
R
S
A
O
31
AUG 23 P 3:14

AFTER RECORDING RETURN TO:
CITY OF LEBANON - COMM. DEV
925 MAIN ST.
LEBANON OR 97355