

ORDINANCE BILL NO. 2 FOR 1985

ORDINANCE NO. 931

AN ORDINANCE VACATING PORTIONS OF AN ALLEY, OSAGE STREET, NANDINA STREET AND 58TH AVENUE, IN THE CITY OF SWEET HOME, LINN COUNTY, OREGON; PROVIDING FOR STATUTORY PROCEDURE TO BE FOLLOWED; AND DECLARING AN EMERGENCY.

WHEREAS, the City Council has initiated vacation proceedings, and has had notices provided, all as required by ORS Chapter 271, and

WHEREAS, no objections have been received to said proposed vacation;

NOW, THEREFORE, THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:

Section 1. That portion of an alley and streets in the City of Sweet Home, Linn County, Oregon, described as follows:

PARCEL I:

The East 100 feet of a 25.00 foot wide alley in Block 11, of the Charles Altschul's Addition to the Town of Foster in Section 27, Township 13 South, Range 1 East, Willamette Meridian, Linn County, Oregon.

PARCEL II:

A 56.50 foot by 60.00 strip of land of Osage Street (formerly Second Avenue), more particularly described as follows:

Beginning at the Southwest Corner of Lot 9, Block 1, Scholl's Addition to Foster, Oregon, in Section 27, Township 13 South, Range 1 East, Willamette Meridian; running thence East, on the South line of said Lot 9, 56.50 feet to the Southeast Corner of said Lot 9; thence South, 60.00 feet to the Northeast Corner of Lot 8, Block 4, of said Scholl's Addition; thence West on the North line of said Lot 8, 56.50 feet to the Northwest Corner of said Lot 8; thence North 60.00 feet to the point of beginning.

SUBJECT TO an easement reserved by the City of Sweet Home to construct and maintain utilities on that portion of said premises described as follows:

A 30 foot of even width utility easement, the center line of which is as follows: Beginning at a point on the North line of and N 89°34' East, 15.00 feet from the Northeast corner of Lot 8, Block 4, Scholl's Addition to Foster, Oregon; running thence North 60°50' West 75 feet, more or less, to a point on the East Right-of-Way Boundary of Osage Street.

PARCEL III:

That portion of Nandina Street and 58th Avenue of Scholl's Addition to Foster, Oregon, described as follows:

Beginning at the Northeast Corner of Lot 5, Block 3, Scholl's Addition to Foster, Oregon, in Section 27, Township 13 South, Range 1 East, Willamette Meridian; running thence South 13°07' East, 135.30 feet to the Southeast Corner of said Lot 5; thence South 89°34' West, 191.60 feet to the Southwest Corner of Lot 7, Block 3 of said Addition; thence South 0°40' East, 60.00 feet to the Northwest Corner of Lot 3, Block 7 of said Addition; thence North 89°34' East 205.20 feet to the Northeast Corner of Lot 5, Block 7 of said Addition; thence South 13°07' East, 114.37 feet to the Southeast Corner of Lot 6, Block 7, of said Addition; thence North 76°53' East, 60.00 feet to the Southwest Corner of Lot 13, Block 8, of said Addition; thence North 13°07' West, 280.00 feet to the Northwest Corner of Lot 8, Block 8, of said Addition; thence South 76°53' West, 30.00 feet; thence North 13°07' West, 24.37 feet to a point North 89°34' East of the point of beginning; thence South 89°34' West, 30.75 feet to the point of beginning.

SUBJECT TO an easement reserved by the City of Sweet Home to construct and maintain utilities on that portion of said premises described as follows:

A utility easement, the center point of which is 40.0 feet South of and 5.0 feet East of the Southeast corner of Lot 8, Block 3, of Scholl's Addition to Foster, Oregon, said easement boundary to be a circle with Radius of 15.0 feet from said center point.

shall be and is hereby vacated, as provided by ORS Chapter 271, with title to said vacated alley to attach to the lands bordering on such area in equal portions as provided by ORS Chapter 271.


Section 2. The City Recorder shall file with the County Recorder a certified copy of this ordinance, with copies also filed with the County Assessor and County Surveyor, as required by ORS Chapter 271.

Section 3. It is deemed necessary for the immediate preservation of the public peace, health, and safety of the inhabitants of the City of Sweet Home that this Ordinance go into effect at once, and this ordinance shall be immediately effective and in full force upon its adoption by the Common Council and its approval by the Mayor.

PASSED by the City Council and approved by the Mayor this 9th day of April, 1985.


Mayor

ATTEST:


City Manager - Ex Officio
City Recorder