

ORDINANCE NO. 134

AN ORDINANCE VACATING A PORTION OF ALDER DRIVE IN THE CITY OF DUNES CITY, LANE COUNTY, OREGON, AND DECLARING AN EMERGENCY.

WHEREAS, due notice has been given by the publication of a notice in the Siuslaw News, a newspaper of general circulation within the City of Dunes City, said notice being published by the City Recorder on February 13, 20, 17 and March 6, 1991, in which it stated that on the 14th day of March, 1991, at the hour of 7:30 p.m. in the Dunes City Community Center the Council would hear objections and remonstrances to the proposed vacations; and

WHEREAS, the City recorder duly posted a copy of the notice of hearing in two places in the area being vacated; and

WHEREAS, the said vacation was instituted on motion of the City Council of the City of Dunes City pursuant to ORS 271.005 through 271.230; and

WHEREAS, at the time and place so fixed by the council for such hearing on said motion of the city council and notice published, there were no objections filed or presented thereon, and the Council did find that the foregoing facts are true and that the acts above recited have been duly and fully performed and, based upon inspection and appraisal, set the value of said property at \$2.50 a square foot for a total of \$6,650; and

WHEREAS, the City having received in full the said amount of \$6,650 and having in turn issued and recorded a Statutory Warranty Deed in favor of Doris Reiterman Phelps.

NOW THEREFORE, THE CITY OF DUNES CITY DOES ORDAIN AS FOLLOWS:

1. The findings and actions hereinbefore recited are hereby made a matter of record and the council of the City of Dunes City does hereby find and determine that all the facts, matters and things hereinbefore recited are true and that all the acts and things above recited have been done and performed as set-out above.

2. The council further finds and determines that the proposed vacation will not affect the market value of the abutting property owners, and that no objections to the proposed vacation have been made or filed, and that the public interest will not be prejudiced by the vacation of said portion of road.

3. That the portion of Alder Drive more specifically described as:

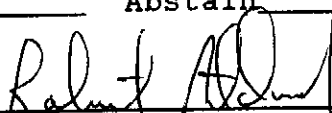
Ref; Woahink Park Plat, 19-12-14-1 supplement  
Beginning at a point N 23° 34' 00" E 84.27 feet from the NW corner of Lot 7, Block 1, Woahink Park, Book 27, page 25, as recorded in Lane County Plat records;  
thence S 46° 53' 29" W 72.56 feet;  
thence S 18° 51' 20" W 49.27 feet;  
Thence S 23° 05' 14" E 55.09 feet to the point of curve of a 70.5 foot radius curve on the westerly line of said lot 7;  
thence along a 70.5 foot radius curve to the right (the long chord of which bears N 4° 16' 30" E 46.58 feet);  
thence N 23° 35' 19" E 109.58 feet to the point beginning.  
AREA: 2660 square feet, more or less.

be and the same is hereby vacated.

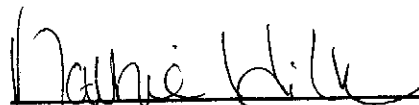
4. That an emergency is hereby declared to exist, and is deemed necessary for the immediate preservation of the health and safety of the City of Dunes City, that this ordinance shall go into full force and effect immediately upon passage and approval.

The foregoing ordinance was introduced and read by short title twice and upon the final reading was passed by the following vote of the council this 13th day of June, 1991.

Yes 5 No 0 Abstain \_\_\_\_\_

  
\_\_\_\_\_  
Robert Petersdorf, Mayor

Attest:

  
\_\_\_\_\_  
Kathie Hilborn, City Recorder