

# ORDINANCE NO. 07-257

AN ORDINANCE vacating a portion of North First Street, all as located in the City of Lakeside, Oregon.

## THE CITY OF LAKESIDE ORDAINS AS FOLLOWS:

Whereas a petition for vacation of right of way has been filed with the City of Lakeside, describing the proposed vacation, showing the proposed uses of said right of way, and stating the reason for the vacation: and

Whereas, the petition contained the consents of all property owners adjacent to said right of way, and the consent of at least two thirds of the real property affected thereby:

At their regular meeting February 8, 2007, the City Council of City of Lakeside fixed March 8, 2007 at 7:00 p.m. in the City Hall, 915 North Lake Road, Lakeside, Oregon, as the date, time and place for the Council to hold a public hearing. The purpose of the hearing was to hear objections regarding the proposed vacation, initiated by the adjacent owner, Odie Harlon Green & Linda S. Green a portion of North First Street, the portion beginning with the Northern end of Tax Lot 2400 from Railroad Avenue South 50' long and 80' wide of North First Street (the west side of TL2400) and continuing 186' south of the West Side of North First Street 40' wide. Township 23 South, Range 12 West, Section 18BC. Proof of publication of consecutive weeks in The World Newspaper of general circulation published in Lakeside, beginning on February 15, 2007 and February 22, 2007. Proof of posting of said Notice of Vacation in accordance with ORS 271.110 has been received by the City Recorder from the Petitioners. The City Recorder has received from the Petitioners a deposit of all sums necessary to pay for the costs of processing these vacations, including publication, posting, recording and legal fees.

The City Council has held that public hearing heard and considered any and all objections.

Based upon the information presented, the Council finds:

1. The procedures for vacating the streets and portions described in this ordinance have been correctly followed.
2. There is not a public necessity for the use of the streets and portions described in this ordinance.
3. It is in the public interest that the streets and portions described in this ordinance be vacated: and
4. The public interest will not be prejudiced by the vacation.

## THE CITY OF LAKESIDE ORDAINS AS FOLLOWS:

Section 1. The portion on file and of record in the office of the Clerk for Coos County, Oregon which is located beginning with Northern end of Tax Lot 2400 from Railroad Avenue South 50' long and 80' wide of North First Street (the west side of

TL2400 of Township 23 South, Range 12 West Section 18BC.) and continuing 186' south of the West Side of North First Street 40' wide is vacated and the described portion from the effective date of this ordinance is no longer a public way.

Section 2. The City Recorder is directed to submit a certified copy of this ordinance and the map showing the precise location of the vacated area to the County Clerk, the County Assessor, and the County Recorder.

FIRST READ to the Council the 12<sup>th</sup> day of April, 2007

PASSED by the Council this 10<sup>th</sup> day of May 2007

Signed by the Mayor this 10<sup>th</sup> day of May 2007

Effective this 10<sup>th</sup> day of June 2007

  
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Orville Nelson, Mayor

ATTEST:

  
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Charlie Hill, City Recorder

Township 23 South, Range 12 West, Section 18BC

