

ORDINANCE NO. 293

AN ORDINANCE SETTING TIME AND PLACE FOR HEARING ON VACATION OF ALL STREETS AND ALLEYS IN SKELLEY'S ADDITION TO DRAIN, LYING EAST OF FIR STREET AND SOUTH OF AND INCLUDING WILLIAMS STREET, AND DECLARING AN EMERGENCY:

THE PEOPLE OF THE CITY OF DRAIN ORDAIN AS FOLLOWS:

Section 1. The Common Council of the City of Drain desire to initiate vacation of all streets and alleys in Skelley's Addition to Drain lying east of Fir Street and South of and including Williams Street more particularly described in Section 2 hereof, without a petition, though one is on file, based on the fact that the City finds that the vacation of these streets and alleys will not substantially affect the market value of any property adjacent thereof, that overlaps exist, that homes are built on streets, and that the owners of the abutting property have consented thereto, and more than 2/3 of the owners affected thereby have consented thereto.

Section 2. A hearing shall be held on the 9th day of November, 1981, at 7:30 o'clock P.M. Standard Time, in the Council Chambers in the City Hall, City of Drain, Douglas County, Oregon, for the purpose of hearing remonstrances and protests against the vacation by ordinance by the Common Council of the City of Drain, of the following described streets and alleys:

Williams Street, Alley in Block 1, John Street east of Fir Street, Alley in Block 4, Alley in Block 5, Anna Street East of Fir Street, Inez Street east of Fir Street, Micelli Street north of south line of the W. Goodell DLC No. 40 in Douglas County, Oregon, Albert Street north of said DLC line, Victor Street North of said DLC line, Alley in Block 6, Alley in Block 8, and Alley in Block 9, and Harvey Street north of said DLC line, all of the above in Skelley's Addition to the City of Drain, in Douglas County, Oregon.

Section 3. Notice of said hearing set out in Section 2 above shall be given by notice in the following form:

NOTICE OF STREET AND ALLEY VACATION:
TO ALL PERSONS WHOM IT MAY CONCERN

NOTICE IS HEREBY GIVEN:

That at the ~~regular~~ ^{Special} meeting of the Common Council of the City of Drain, held in the Council Chambers, in the City Hall of Drain, on the 28th day of September, 1981, there was passed by the Common Council and approved by the Mayor of the City of Drain, Douglas County, Oregon, an Ordinance setting a hearing to be held on the 9TH day of November, 1981, at 7:30 o'clock P.M. Standard Time, in the Council Chambers in the City Hall of said City, for the purpose of hearing remonstrances and protests against the vacation by ordinance of the Common Council of the following described streets and alleys, to-wit:

Williams Street, Alley in Block 1, John Street east of Fir Street, Alley in Block 4, Alley in Block 5, Anna Street east of Fir Street, Inez Street east of Fir Street, Micelli Street north of south line of the W. Goodell DLC No. 40 in Douglas County, Oregon, Albert Street north of said DLC line, Victor Street north of said DLC line, Alley in Block 6, Alley in Block 8, and Alley in Block 9, and Harvey Street north of said DLC line, all of the above in Skelley's Addition to the City of Drain, in Douglas County, Oregon.

That acknowledged consents were filed with the City ~~Recorder~~ ^{Administrator} by all abutting owners and more than 2/3 of the owners affected thereby.

That the Common Council will consider and act upon the proposed vacation on the 9TH day of November, 1981, at 7:30 o'clock P.M. Standard time, of said day in the Council Chambers in the City Hall in Drain, Douglas County, Oregon, and will consider an ordinance vacating the above described streets and alleys, and all persons having objections thereto or remonstrances or protests, are hereby notified and requested to present the same to the Common Council in writing prior to said hearing or at said time and place.

Robert R. Gray
City ~~Recorder~~ ^{ADMINISTRATOR}

and shall be given as follows:

1. Three copies of the above notice shall be posted in three of the most public places in the City of Drain, Douglas County, Oregon, the same shall be posted not less than four (4) consecutive weeks before the above hearing,

2. The City ~~Recorder~~ ^{Administrator} shall cause to be posted at or near each end of the proposed vacation, a copy of the above notice which shall be headed NOTICE OF STREET AND ALLEY VACATION, and in addition thereto, copies of said notice shall be posted in at least two (2) other conspicuous places within the proposed vacation area.

Section 4. WHEREAS an urgent public necessity exists for the vacation of said streets and alleys as same are not needed, create some liability and other problems, it is therefore declared to be for the preservation of the health and safety and financial condition of the City of Drain, that the passage of this ordinance be an emergency, and that this Ordinance become effective immediately upon its passage and approval.

Passed by the Common Council this 28th day of September, 1981.

Presented to the Mayor for his approval this 28th day of September, 1981.

Filed with the Recorder approved this 28th day of September, 1981.

APPROVED:

Mayor

Grant J. Lewis

City of Drain

P.O. Box 158

Drain, OR 97435

ATTEST:

Robert A. Gray
City Recorder - ADMINISTRATOR