

COUNCIL BILL NO. 598

ORDINANCE NO. 1726

AN ORDINANCE RELATING TO THE VACATION OF STREET RIGHT-OF-WAY RUNNING SOUTH FROM SANTIAM DRIVE, AND RETENTION OF EASEMENT.

WHEREAS, the Common Council of the City of Woodburn, after due investigation and consideration in conformance with ORS 271.090 et seq, has determined that the nature and extent of the public use and the public interest to be served is such as to warrant the vacation of the public street described in this ordinance, and

WHEREAS, since the land proposed to be vacated is a public street, no city lien or taxes have been levied thereon, and therefore filing a city lien certificate and tax clearance certificate with the City Recorder, as required by S271.130 (3) Oregon Revised Statutes is unnecessary now, therefore,

THE PEOPLE OF THE CITY OF WOODBURN DO ORDAIN:

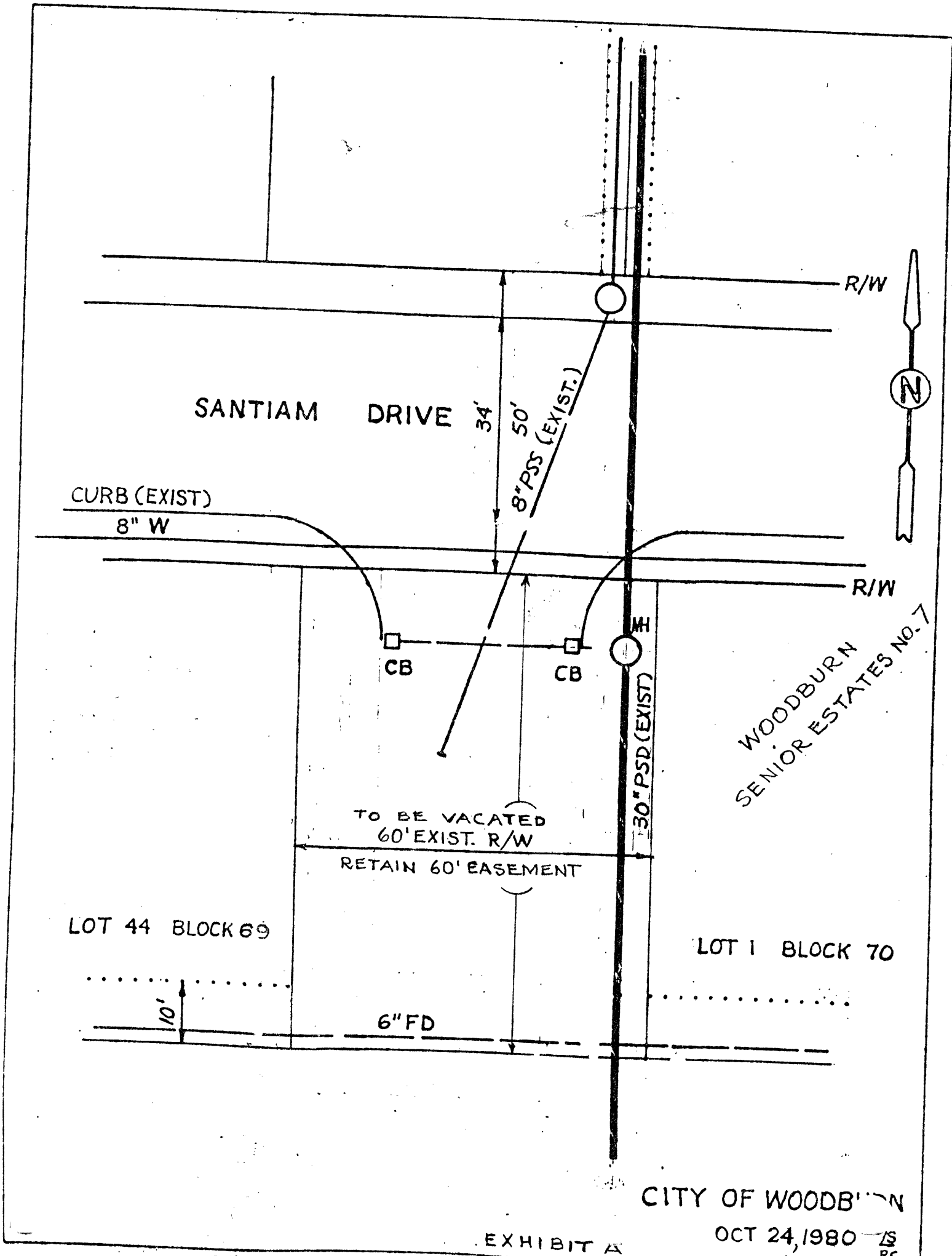
Section 1. That all of that section of public right-of-way lying southerly of Santiam Drive and between Lot 44, Block 69, Woodburn Senior Estates No. 7 and Lot 1 Block 70, Woodburn Senior Estates No. 7, as indicated by the words "to be vacated" on the drawing hereto attached and marked Exhibit A, which drawing for greater certainty is hereby made a part of this ordinance by, and the same is, no longer required for public use and the public interest will be served by such vacation.

SECTION 2. A 60-foot easement for all purposes permitted by the dedication except construction of a street is expressly reserved by the City through, over and across the full width and length of the above-described area to be vacated. No structures may be placed on the easement. The City shall, upon each and every occasion that any facilities are constructed, maintained, replaced, reconstructed or removed on or under the ground, restore the premises to grade and replace grass by seeding. Bushes, shrubs, trees or other landscaping will not be replaced if removed or damaged.

APPROVED: *E. Walter Lawson*
E: WALTER LAWSON, Mayor

Submitted to the Council	<u>October 27, 1980</u>
Passed by the Council	<u>October 28, 1980</u>
Approved by the Mayor	<u>October 28, 1980</u>
Filed in the Office of the Recorder	<u>October 28, 1980</u>

ATTEST: *Barney O. Burris*
Barney O. Burris, Recorder
City of Woodburn, Oregon



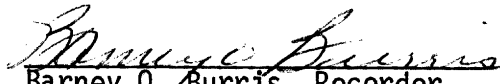
CITY OF WOODBURN

OCT 24, 1980

EXHIBIT A

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I, BARNEY O. BURRIS, Recorder of the City of Woodburn, do hereby certify that I caused to be posted three copies of Ordinance No. 1726, one of which said copies posted in the City Hall on the bulletin board opposite the entrance to the Recorder's Office, in full view of the traveling public; a second one of said copies posted on the Woodburn Public Library bulletin board at 280 Garfield Street, in full view of the traveling public; a third one of said copies posted on the Community Center bulletin board at 491 N. Third St., in full view of the traveling public; that all of said places are public places within the corporate limits of the City of Woodburn and all of said copies were posted on the 30th day of October, 1980.


Barney O. Burris, Recorder
City of Woodburn, Oregon