

ORDINANCE NO. 171a

AN ORDINANCE VACATING THAT PORTION OF ALLEY OR STREET
IN THE CITY OF DUNDEE, YAMHILL COUNTY, OREGON, DESCRIBED
AS FOLLOWS:

That certain portion of Elm Street running between
the northerly side of sixth street and where
intersecting with county road number 79, (also
known as S E Edwards Drive), in the City of Dundee,
Yamhill County, Oregon.

WHEREAS, said alley or street in the City of Dundee, Oregon,
described above is a duly dedicated street; and

WHEREAS, on the 2nd day of June, 1975, at a regular meeting thereof,
the council of the City of Dundee, Oregon, adopted a resolution initiating
proceedings for the purpose of vacating said portion of said alley or
street; and

WHEREAS, said resolution was spread at length upon the minutes of
the meeting upon which action thereon was taken and which constituted the
initiation of said vacation proceedings; and

WHEREAS, by said resolution of the council of the City of Dundee,
Oregon, set and fixed the 7th day of July, 1975, at 8:00 o'clock in the
council room of the City of Dundee, in the City Hall, Dundee, Yamhill
County, Oregon, as the time and place for hearing said vacation of said
portion of said alley or street described above and objections thereto,
if any; and

WHEREAS, there is no newspaper published in the City of Dundee,
and the recorder on the 3rd day of June, 1975, gave notice of such hearing
by posting three copies of "Notice of Street Vacation", a copy of which
is attached hereto and by this reference made a part hereof, as to the places
set forth and the "Affidavit Re Posting of Notice", a copy of which is
attached hereto and by this reference made a part hereof, being three

of the most public and conspicuous places in the corporate limits of the City of Dundee, Oregon; and

WHEREAS, pursuant to said resolution the recorder gave notice of said hearing by posting on the 3rd day of June, 1975, said date being within 5 days after the first day of posting of notice of street vacation, and not less than 28 days before the date of said hearing, four copies of said "Notice of Street Vacation" at the locations in the proposed area to be vacated described in said "Affidavit Re Posting of Notice", all of which appears more fully from said affidavit attached hereto; and

WHEREAS, on the 7th day of July, 1975, at 8:00 o'clock in the council chambers in the City Hall of Dundee, Oregon, said matter came on regularly to be heard and no written objections being filed against said proposed vacation, and no persons appearing objecting to said vacation, and the council being fully advised in the premises; and

WHEREAS, it appears to the council and the council finds that the public interest will not be prejudiced by the vacation of the said portion of said alley or street above described and that it should be vacated, and that said vacation will not substantially affect the market value of any abutting property; now therefore,

THE CITY OF DUNDEE, OREGON, ORDAINS AS FOLLOWS:

Section 1. That the following described alley or street in the City of Dundee, Oregon, to-wit:

That certain portion of Elm Street running between the northerly side of sixth street and where intersecting with county road number 79, (also known as S E Edwards Drive), in the City of Dundee, Yamhill, County, Oregon.

be and the same is hereby fully, and finally completely and forever vacated

as a street and the title of such street shall attach to the abutting lots and lands bordering the same as specified by law.

Passed by the council the 7th day of July, 1975.

AYES: John Keller, James Scott, Sally Jones, John Griffin, Bill Hughes, Mr. Paul Bullick

NAYS: _____

Submitted to and approved by the Mayor on the 7th day of July, 1975.

Jack P. Patton
Mayor

ATTEST:

Kate Niederberger
Acting Recorder