

65966

Ordinance No. _____

An Ordinance vacating a portion of SE McLaughlin Street.

WHEREAS, it appears to the Council that on April 18, 1934, Resolution No. 20882 was adopted initiating action for the vacation of the street area herein specified under the provisions of Chapter 259, Laws of Oregon 1931, and thereupon the City Auditor duly gave notice by posting and publication for a period of four successive weeks that said resolution had been adopted for the vacation of said street area and that the matter of said vacation, together with any objection or remonstrance which might be made in writing and filed with said Auditor prior to the time of hearing would be heard and considered at 1:30 o'clock P. M. on Thursday, May 24, 1934, by the Council of the City of Portland, Oregon, in the Council Chamber of the City Hall, in said City, which notice was first published in the City Official Newspaper, to wit, the Daily Journal of Commerce, on April 20, 1934, and said City Auditor within five days from said first publication further published said matter by posting four notices headed "Notice of Street Vacation" in four conspicuous places in said proposed vacation of such street area, one notice being in SE McLaughlin Street at a point near the east line of SE 31st Avenue, on a stake, one in SE McLaughlin Street at a point approximately 150 feet east of the east line of SE 31st Avenue, on a stake, one in SE McLaughlin Street at a point approximately 150 feet west of the west line of SE 33rd Avenue, on a stake, and one in SE McLaughlin Street at a point near the west line of SE 33rd Avenue, on a stake, and

WHEREAS, said matter came on for hearing before the City Council at said time and place, when no one appeared to object thereto and no objection or remonstrance was filed or made against the same and there was filed with the City Auditor the consent in writing of all abutting property owners upon the portion of the street proposed to be vacated, and

WHEREAS, it appears to the Council that said vacation will not injuriously affect the market value of property abutting upon any of said street area and that the vacation thereof will be for the public welfare and that all things have been duly done as provided by law for said vacation and final action should now be taken thereon and such vacation made a matter of record; now, therefore,

The City of Portland does ordain as follows:

Section 1. It is hereby ascertained and determined that the consent of the owners of all of the abutting property upon the portion herein described of the street area proposed to be vacated has been obtained in writing, duly acknowledged and filed with the City Auditor; that said vacation will not injuriously affect the market value of any of the lots or blocks abutting upon said street area, but will be beneficial to each and all of said lots and blocks and abutting property and that notice has been duly and regularly given of such vacation and a hearing thereon duly and regularly had at which the City Council found and does now find and determine that the public interest will not be prejudiced by such vacation but said vacation will advance the public interest and welfare, all of which determinations are hereby made a matter of record.

Section 2. That SE McLaughlin Street between the easterly line of SE 31st Avenue and the westerly line of SE 33rd Avenue, in the City of Portland, Multnomah County, State of Oregon, is hereby vacated, but nothing herein contained shall cause or require the removal or abandonment of any sewer, water main, conduit of any kind, wire, pole or any other thing used or intended to be used for any public service and the right is hereby reserved to maintain, continue, repair, reconstruct, renew, replace, rebuild and/or enlarge any and all such things, if any there be on said portion hereby vacated of said street area, and the City Auditor shall file for record with the County Clerk, who is ex-officio recorder of Multnomah County, Oregon, a certified copy of this ordinance, as provided by law, and also file with the County Assessor of said County a certified copy of this ordinance, and with the County Surveyor of said County a certified copy of this ordinance.

Passed by the Council JUL 5 - 1934

Approved:

JOSEPH K. CARSON, Jr.

Mayor of the City of Portland.

Geo. R. Funk

Attest:

Auditor of the City of Portland.

5-25-34

By Order of Council.

7.5.6.

PREPARED-APPROVED
CITY ATTORNEY

C-4859

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3595

~~2934~~

~~3170~~

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of SE McLaughlin Street.

May 31 1934

Read 1 & 2 and up for Third Reading
June 13 1934

June 13 1934
REFERRED TO CITY
PLANNING COMMISSION

See Cal 3566

By Order of Council

THE FOLLOWING IS THE OFFICIAL VOTE ON THE FOREGOING ORDINANCE	
	YEAS
BEAN	1
BENNETT	1
CLYDE	1
RILEY	1
CARSON	1

JUL 6 - 1934

W. B. Palmer

Auditor of the City of Portland

D. B. Palmer

Deputy