

ORDINANCE NO. 98-15

A SPECIAL ORDINANCE CORRECTING ORDINANCE NO. 97-27 VACATING AN ALLEY AND A PORTION OF BLY STREET WITHIN A PORTION OF FIRST ADDITION TO BUENA VISTA

WHEREAS, the owner of property adjacent to said public alley, desires to vacate the alley parallel to Bismark at the end of Bly together with the northerly 30' of Bly Street; and

WHEREAS, a hearing was held on September 8, 1997, pursuant to applicable laws, at which time all objections with reference to said proposed vacation and were considered by the Planning Commission; and

WHEREAS, the City Council hearing notice having been duly given, did hold a public hearing on November 3, 1997; on the record of the Planning Commission on the annexation; and

WHEREAS, the Council has adopted the findings of the Planning Commission, attached hereto and incorporated by this reference as Exhibit "B"; and

WHEREAS, pursuant to such record and hearing, the City Council has determined the vacation to be in compliance with the Community Development Ordinance and the Comprehensive Plan; NOW THEREFORE,


THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Ordinance No. 97-27 is hereby corrected as follows:

all of that alleyway, adjoining Lots 4-7, Shippington Addition to the City of Klamath Falls, Klamath County, Oregon, and lying north of Lot 1, Block 1, together with the northerly 30' of Bly Street, both located in First Addition to Buena Vista Addition to the City of Klamath Falls, Klamath County, Oregon, (as shown on Exhibit "A") are hereby vacated.

Passed by the Council of the City of Klamath Falls, Oregon, the 17th day of August, 1998.

Presented to the Mayor (~~Mayor Pro-tem~~), approved and signed this 18th day of August, 1998.


Mayor (~~Mayor Pro-tem~~)

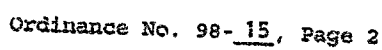
ATTEST:


City Recorder (~~Deputy Recorder~~)

STATE OF OREGON
COUNTY OF KLAMATH
CITY OF KLAMATH FALLS } ss

I, _____, Recorder (Deputy Recorder) for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon, at the meeting held on the 17th day of August, 1998 and thereafter approved and signed by the Mayor (~~Mayor Pro-tem~~) and attested by the ~~City Recorder~~ (Deputy Recorder).

City Recorder (Deputy Recorder)



The following addresses the criteria specific to section 13.025 of the City's Community Development Ordinance. In applying the facts to the criteria, specific cross references may have been made; however, the facts separately set forth are generally applicable to more than one criteria and therefore, should be treated as cumulative and supplementary.

1. Criteria. The consent of the owners of the requisite area has been obtained.

Finding. Consent has been obtained from all those required by law.

2. Criteria. The notice of the proposed vacation has been duly given.

Finding. Notice of the proposed vacation was mailed to 21 property owners on September 19, 1997, and on October 24, 1997, and published in the Herald & News on the same days.

3. Criteria. The public interest will be prejudiced by vacation of such plat or part thereof.

Finding. No evidence has been submitted to show that the public interest will be prejudiced by the vacation of the alley and street portion. Currently the alley and street are unimproved and are not used for access to any lot.

4. Criteria. The proposed vacation conforms to the Comprehensive Plan, all applicable street plans, and all applicable provisions of Chapters 10 to 14.

Finding. The proposed vacation does conform to the Comprehensive Plan, all applicable street plans, and all applicable provisions of Chapters 10 to 14.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 5th day
of October A.D., 19 98 at 3:44 o'clock P. M., and duly recorded in Vol. M98
of Deeds on Page 36658

FEE \$20.00

By Kathleen Ross Bernetha G. Letsch, County Clerk