

Ordinance No. 03- 05

**A SPECIAL ORDINANCE VACATING LOTS 15-18, BLOCK 206
OF MILLS SECOND ADDITION SUBDIVISION**

WHEREAS, the owner of the properties desires the vacation of lots 15-18, Block 206 of Mills Second Addition Subdivision, located at the southeast corner of the Union Avenue and Owens Street intersection; and

WHEREAS, a public hearing was held on January 27, 2003, pursuant to applicable laws, at which time all evidence and objection with reference to said proposed vacation were considered by the Planning Commission; and

WHEREAS, the City Council hearing notices having been duly given, did hold a public hearing on March 3, 2003, on the recommendation of and including the record of the Planning Commission concerning the vacation; 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; and

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

NOW THEREFORE,

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Lots 15-18, Block 206 of the Mills Second Addition Subdivision, as shown on Exhibit A and more particularly described as follows:

Lots 15, 16, 17, and 18 in Block 206, Mills Second Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon

are hereby vacated.

Passed by the Council of the City of Klamath Falls, Oregon, the 17th day of March, 2003

Presented to the Mayor, approved and signed this 18th day of March, 2003



Mayor

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 on the 17th day of March, 2003 and therefore approved and signed by the Mayor and attested by the City Recorder (Deputy Recorder).

City Recorder (Deputy Recorder)

State of Oregon, County of Klamath
Recorded 04/14/2003 2:46 P m.
Vol M03 Pg 23360-42
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

Exhibit A VICINITY MAP

23361

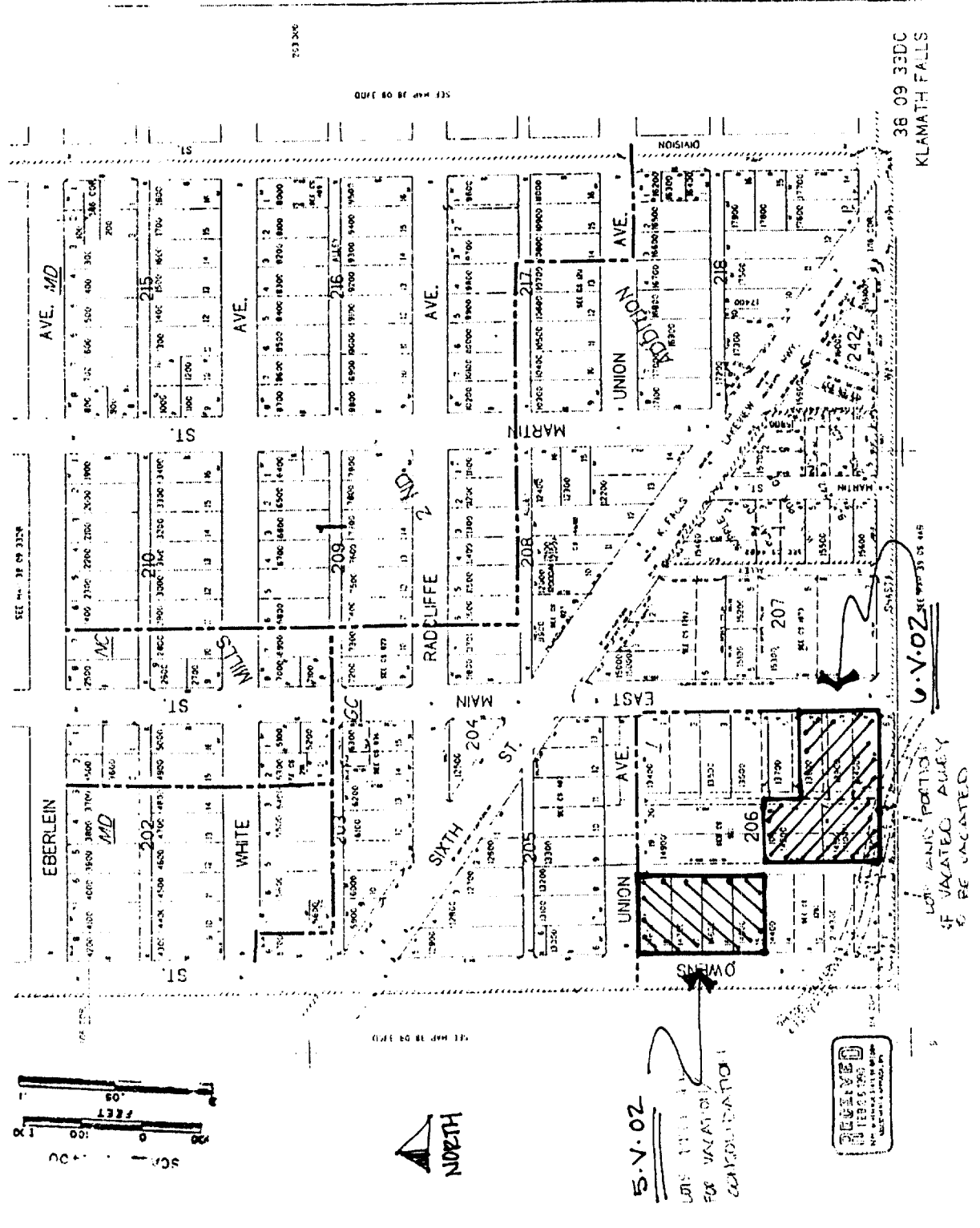


Exhibit B
PLANNING COMMISSION FINDINGS

Criterion #1 Consent of the owners of the requisite area has been obtained.

Finding Consent of the owners of the requisite area has been obtained.

Criterion #2 Notice of the proposed vacation has been duly given

Finding Notice of the proposed vacation was duly given by mail and publishing in the local newspaper.

Criterion #3 The public interest will not be prejudiced by the vacation of such plat or part thereof.

Finding The public interest will not be prejudiced by the vacation of a part of the plat.

Criterion #4 The vacation conforms to the Comprehensive Plan, all applicable provisions of Chapters 10 to 14 of the City Code and any applicable street plans.

Finding The vacation conforms to the comprehensive plan and applicable provisions of Chapters 10 to 14 of the Community Development Ordinance and any applicable street plans.