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02/23/2007 11:01:06 AM

Fee: \$31.00

ORDINANCE NO. 06-37

**A SPECIAL ORDINANCE AMENDING ORDINANCE
NO. 06-14 VACATING PORTIONS OF THE
BUENA VISTA ADDITION SOUTH OF CALIFORNIA AVENUE,
EAST OF THE LINK RIVER, WEST OF HIGHWAY 97 AND NORTH
OF CITY-OWNED PROPERTY ZONED SPECIAL RESERVE**

WHEREAS, the City Council on June 19, 2006 adopted Ordinance No. 06-14, entitled "A Special Ordinance Vacating Portions of the Buena Vista Addition South of California Avenue, East of the Link River, West of Highway 97 and North of City-Owned Property Zoned Special Reserve;" and

WHEREAS, City staff and the Applicant, Adkins Consulting Engineers, Inc., for Ore-Cal Land Dev., LLC, have identified several clerical errors in Ordinance No. 06-14 regarding the descriptions of portions of various streets that were intended to be vacated; and

WHEREAS, City staff and the Applicant have prepared revised descriptions of the various streets that were intended by Council to be vacated; and

WHEREAS, the City Council at its regular meeting on November 16, 2006 determined that the revised descriptions provided by staff and the Applicant more accurately reflect the vacations that were intended by Council and that Ordinance No. 06-14 should be amended to reflect the revised descriptions and Council's intent; NOW, THEREFORE,

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Section 1

The text of Ordinance No. 06-14 of the City of Klamath Falls, recorded in the records of Klamath County, Oregon at M06-13985, *et seq*, is hereby modified as follows (new language in ***bold italics*** font and deleted language in ~~strikethrough~~ font):

The following streets and parcels of land, as shown on the map attached hereto as Exhibit A and described as follows, are hereby vacated:

1. Blanco Street: West of Contra Loma Street.
2. Bluff Street: South of ***the northerly line of*** Blanco Street and north of the centerline of vacated St. Francis Street (San Diego Street).
3. Thrall Street (Gordo Street): West of Contra Loma Street.
4. Council Street (Osso Street): West of Contra Loma Street and that portion that intersects Contra Loma Street that is 160.02 feet east of Contra Loma Street.
5. Addison Street (San Jose Street): West of Bown Street (Lameia Street) ***and between Blocks 124 & 125.***
- ~~6. St. Francis Street (San Diego Street): West of Bown Street (Lameia Street).~~
7. 6. Bown Street (Lameia Street): South of Council Street (Osso Street) and north of St. Francis Street (Mono Street).
- ~~8.~~ 7. Stanford Street: North of St. Francis Street (San Diego Street) and south of Thrall Street (Gordo Street).

9. 8. Contra Loma Street: Southeast of *the southwesterly prolongation of the northwesterly line of Block 120 Thrall Street (Gordo Street)* and northwest of the centerline of vacated Trinity Street (Ojo Street).
10. 9. Blocks: all of Blocks 122, 123, 124, 125, 133, 134, 135, 136, 137, 138, 139. Lots 1 thru 6 of Block 120 and that portion of Block 119 described as follows:

Beginning at the northwesterly corner of Block 119; thence along the southeasterly line of Council Street North 29°38'51" East 144.68 feet; thence South 27°48'12" East 209.04 feet to the northerly line of vacated Trinity Street (Ojo Street); thence along said northerly line South 60°14'50" West 36.41 feet to the easterly line of Contra Loma Street; thence along said easterly line North 60°40'15" West 157.68 feet to the Point of Beginning. (Bearing based on County Survey (CS) 7115.

[Note: Street names in parenthesis are original names from the Plat of Buena Vista Addition.]

Section 2

Exhibit A to Ordinance No. 06-14 is hereby replaced in its entirety with the attached Exhibit A, which is, by this reference, incorporated into this Ordinance.

Section 3

The Findings of the Planning Commission, adopted by the City Council and attached and incorporated as Exhibit B to Ordinance No. 06-14, are not changed or modified by this Ordinance and Exhibit B remains in full force and effect.

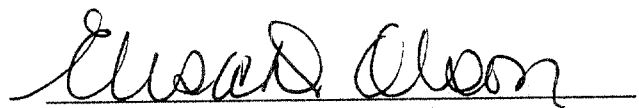
Passed by the Council of the City of Klamath Falls this 4th day of December, 2006.

Presented to the Mayor, approved and signed this 4th day of December, 2006.



Mayor

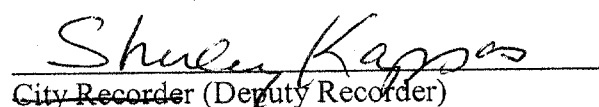
ATTEST:



City Recorder/Deputy Recorder

STATE OF OREGON)
COUNTY OF KLAMATH) ss.
CITY OF KLAMATH FALLS)

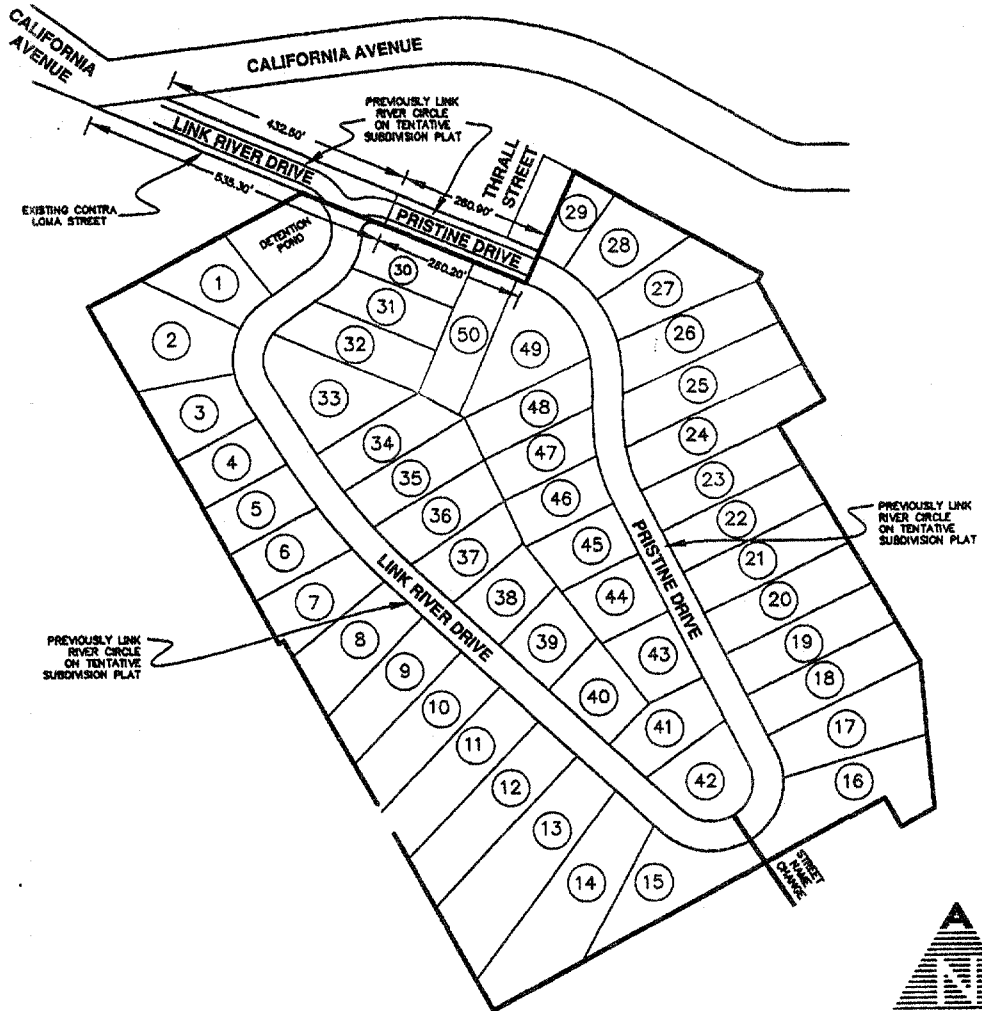
I, Shirley F. Kappas, Recorder (Deputy Recorder) for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of a Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon, at the meeting held on the 4th day of December, 2006, and thereafter approved and signed by the Mayor and attested by the City Recorder/Deputy Recorder.



City Recorder (Deputy Recorder)

Exhibit A

TRACT 1487 - LINK RIVER ESTATES KLAMATH FALLS, OREGON FOR ORE-CAL DEVELOPMENT



ADKINS

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