

ORDINANCE NO. 3512

TITLE: AN ORDINANCE VACATING UTILITY EASEMENT BETWEEN LOTS TWO AND THREE, BLOCK EIGHT, JEFFERY THIRD ADDITION TO THE CITY OF ALBANY, AND DECLARING AN EMERGENCY.

RECITALS:

WHEREAS, the Council of the City of Albany did by Resolution No. 1282, passed by the Council at the council meeting on the 26th day of August, 1970, set the hour of 7:15 p.m. on the 14th day of October, 1970, as the time of hearing of objections to the proposed vacation of utility easement between Lots Two and Three, Block Eight, Jeffery Third Addition as described in Linn County Plat Records in Volume 14, Page 11, herein described, and

WHEREAS, notice has been posted and published as required by law in the said Resolution and

WHEREAS, a hearing was held on the 14th day of October, 1970, and no remonstrance was filed with the City Recorder, no persons appearing objecting to the proposed vacation of utility easement, now, therefore,

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

SECTION 1:

That the utility easement between Lots Two and Three, Block Eight, Jeffery Third Addition, more particularly described as follows: A 12 ft. utility easement, the center line being described as follows: Beginning at a point S 82°20'58" W 6 ft from the NE cor of Lot 3, Block 8, Jeffery 3rd Addition as described in Volume 14, Page 11, Linn County Plat Records and continuing S 82°20'58" W 97.37 feet to NW corner of Lot 3, Block 8, Jeffery 3rd Addition, this easement being vacated at request of developer and according to redivision of lots as per Linn County Survey No. 10941; be and the same is hereby vacated.

SECTION 2: EMERGENCY CLAUSE

Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the citizens of the City of Albany, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council: October 14, 1970

Approval by the Mayor: October 14, 1970

Russell W. Drupp
Mayor

Effective Date: October 14, 1970

ATTEST:

Ernest J. Adams
City Recorder