

B

ORDINANCE NO. 3960

AN ORDINANCE VACATING A PORTION OF HOWARD DRIVE AT THE INTERSECTION OF INDUSTRIAL WAY.

WHEREAS, the City Council of the City of Albany, did, by adoption of Resolution No. 1798 City of Albany Resolutions, at the Council meeting held on the 23rd day of June, 1976, set the hour of 7:15 p.m. o'clock on the 28th day of July, 1976, as the time for hearing of objections to the proposed vacation of a portion of Howard Drive at the intersection of Industrial Way.

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

WHEREAS, the said hearing on the 28th day of July, 1976<sup>6</sup>, has been duly held and parties were given an opportunity to be heard and the Council being fully informed,


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

Section 1:

That a portion of Howard Drive north of 14th Avenue be vacated in order to prevent through traffic following the completion of Industrial Way. This vacation is subject to the following conditions:

1. The City shall construct a physical barrier within the vacated area to prevent through traffic from Howard Drive to Industrial Way.
2. The City shall reserve the vacated area as a utility easement.
3. The vacated area shall revert back to the adjoining property owners in accordance with State law and in such a manner so as not to landlock any properties.

Passed by the Council: August 11, 1976  
Approved by the Mayor: August 11, 1976  
Effective Date: September 10, 1976

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder

VACATION OF A PORTION  
OF HOWARD DRIVE

Beginning at a point which is the southwest corner of the Jackson Industrial Subdivision in Sec. 7 T11S, R3W, WM Linn County Oregon; thence

S  $1^{\circ}43'$  E, 225.9 feet; thence

S  $48^{\circ}15'$  E, 61.08 feet; thence

S  $42^{\circ}30'$  W, 60.00 feet; thence

N  $47^{\circ}30'$  W, 88 feet, m/1, to southeast corner of Parcel 'A' of the Supplemental Plat to Mary 'B' Industrial Subdivision; thence

N  $0^{\circ}53'25''$  W, 48.37 feet; thence

Along a  $11.27^{\circ}$  curve left having a radius of 508.39 feet (the long chord of which bears N  $20^{\circ}54'35''$  E, 314.20 feet, more or less), the length of which is 319.43 m/1, to the point of beginning.