

H<sub>1</sub>

ORDINANCE NO. 4243

AN ORDINANCE VACATING A PORTION OF LYON STREET NORTH OF 34TH AVENUE MEASURING 60 FEET x 500 FEET AND AMENDING ORDINANCE NO. 4110.

WHEREAS, the City Council of the City of Albany, did, by adoption of Resolution No. 1939, City of Albany Resolutions, at the Council meeting held on the 8th day of February, 1978, set the hour of 7:15 p.m. o'clock on the 8th day of March, 1978, at the time for hearing of objections to the proposed vacation of a parcel described as follows:

Beginning at a point which bears N 88°58'E, 947.40 feet and N 1°13'W, 425.0 feet, from the southwest corner of Hiram N. Smead D.L.C., No. 53, T 11S, R 3 W; section 18 W.M.; said point being the southwest corner of Lot 7 Bishop Acres; thence

N 1°13'W, 500 feet; thence  
S 88°58'W, 60 feet; thence  
S 1°13'W, 500 feet; thence  
N 88°58'E, 60 feet to the true place of beginning.

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

WHEREAS, the said hearing on the 8th day of March, 1978, 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 Lyon Street north of 34th Avenue measuring 60 feet x 500 feet be vacated subject to the condition that a more appropriately designed street be dedicated to serve this area.

Section 2:

Findings of fact (see attachment).

Section 3:

This ordinance shall become effective thirty (30) days after dedication of a designed street to serve this area.

Passed by the Council: January 24, 1979

Approved by the Mayor: January 24, 1979

Effective Date: February 24, 1979

Richard S. Olsen  
MAYOR

ATTEST:

[Signature]  
CITY RECORDER

4243<sup>37</sup>

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FINDINGS OF FACT

1. The properties adjacent to the existing right of way are zoned M-1 Limited Industrial on the west and R-2 Limited Multi-Family to the east.
2. All the properties abutting Lyon Street in the area of the vacation are presently accessible from either Ferry or Marion Street.
3. Lyon Street is presently improved to a width of 36 feet for approximately 400 feet northerly of 34th (to the southerly end of where the proposed street vacation begins).
4. Interior streets will be necessary for the development of this parcel of property.