

ORDINANCE NUMBER 1392

AN ORDINANCE VACATING A PORTION OF 52ND AVENUE (AKA GRANT STREET), LOCATED IN THE NORTHEAST QUARTER OF SECTION 31, T1S., R2E., W.M., CLACKAMAS COUNTY, OREGON.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Milwaukie, Oregon having heretofore, by Motion, on February 6, 1978, determined that the interests of the City of Milwaukie, Oregon, required the vacation of the said portion of 52nd Avenue as described above, a public street within the City of Milwaukie, Oregon, and the Council having ascertained and determined that the market value of the properties abutting upon the said part of said public street to be vacated will be increased rather than decreased by reason of said vacation, and the City Council having heretofore by said Motion initiated vacation proceedings looking toward the vacation of said part of said public street, pursuant to the provisions of Section 271.130, Oregon Revised Statutes, and notice having been given as required by law that a public hearing would be held before the Council of the City of Milwaukie, Oregon, on the 3rd day of April, 1978, for the purpose of considering any and all written objections or remonstrances filed with the Recorder of the City of Milwaukie, Oregon, prior to said date, objecting to or remonstrating against the vacation of said part of said public street, and said public hearing having been held pursuant to said notice, and no written objections or remonstrances having been filed against said vacation with the Recorder of the City of Milwaukie, and no person or persons appearing at said hearing who objected to or remonstrated against said vacation, that portion of S.E. 52nd Avenue as described by metes and bounds herein:

Beginning at a point on the east right-of-way line of S.E. 52nd Avenue (aka Grant St.) that is 3.63 feet north of the easterly extension of the south line of block 48, Minthorn Addition to the City of Portland, a duly recorded subdivision; said point being the point of curvature of a 130 foot radius curve to the right; thence southerly along the arc of said curve, 89.62 feet through a central angle of  $39^{\circ} 30'$ ; thence south  $39^{\circ} 59'$  west, 15.52 feet to the beginning of 13.0 foot radius curve to the left; thence along the arc of said curve 20.42 feet through a central angle of  $90^{\circ}$ ; thence south  $50^{\circ} 01'$  east, 5.5 feet to the beginning of a 160.23 foot radius curve to the left, the radius point of which bear north  $21^{\circ} 32' 15''$  east from the southwest corner of lot 24, block 64, Minthorn Addition; thence along the arc of said curve to the easterly right-of-way of S.E. 52nd Avenue; thence north along the easterly right-of-way of S.E. 52nd Avenue, 139 feet, more or less, to the point of beginning, except the northerly 33.63 feet, IS HEREBY VACATED.

Section 2. The Recorder of the City of Milwaukie shall, and hereby is directed to, file with the Recorder, the Assesor, and

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Surveyor for Clackamas County, Oregon, certified copies of this ordinance as provided by law.

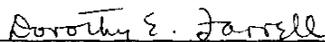
Read the first time this 3rd day of April, 1978, and moved to second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council this 3rd day of April, 1978.

Signed by the Mayor this 3rd day of April, 1978

  
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BILL HUPP, Mayor

ATTEST:

  
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Dorothy E. Farrell, Recorder

APPROVED AS TO FORM:

  
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Myer Avedovsch, City Attorney

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R = 100.00  
7 = 36.35

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32.35

GRANT

AREA TO BE VACATED

S.E. MONROE

S.E. MONROE STREET

