

ALL THAT PART OF MILWAUKIE INDUSTRIAL PARK, MILWAUKIE, OREGON, LYING TO THE EAST OF U.S. HIGHWAY 99E, THE PLAT OF WHICH IS RECORDED IN VOLUME 29, PAGE 12, RECORD OF TOWN PLATS, CLACKAMAS COUNTY, OREGON, AS PLAT NUMBER 803, AND DECLARING AN EMERGENCY.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Milwaukie, Oregon, having heretofore by Resolution No. 62858 duly adopted at its regular meeting held on the 14th day of April, 1958, determined that the interests of the City of Milwaukie, Oregon, required the vacation of the following public street and intersecting public alley, to-wit:

EASTPORT DRIVE from the north boundary line of Olson Avenue to the south boundary line of Beta Street and ALL OF THAT ALLEY which lies between Tracts 3 and 4 of Milwaukie Industrial Park, being an intersecting public street and alley heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U. S. Highway 99E, the plat of which is recorded in volume 29, page 12, Record of Town Plats, Clackamas County, Oregon, as Plat No. 803, and the Council of the City of Milwaukie, Oregon, having ascertained and determined that the market value of the property abutting upon the said public street and intersecting public alley will be increased rather than decreased by reason of said vacation, and the City Council of the said City having heretofore by said Resolution initiated vacation proceedings looking towards the vacation of said public street and intersecting public pursuant to the provisions of Section 271.130, Oregon Revised Statute, and notice having been given as required by law that a public hearing would be held before the City Council of the City of Milwaukie, Oregon, on the 19th day of May, 1958, 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 public street and intersecting public alley, and said public hearing having been held pursuant to said notice and no written objection or remonstrance having been filed against said vacation with the Recorder of the City of Milwaukie, Oregon, and no person or persons appearing at said hearing who ob-

jected or remonstrated against such vacation, the following public street and intersecting public alley, namely, EASTPORT DRIVE, from the north boundary line of Olson Avenue to the south boundary line of Beta Street, and ALL OF THAT ALLEY which lies between Tracts 3 and 4 of Milwaukie Industrial Park, being an intersecting public street and alley heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U. S. Highway 99E, the plat of which is recorded in Volume 29, Page 12, Record of Town Plats, Clackamas County, Oregon, as Plat No. 803, are hereby vacated.

Section 2. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Milwaukie and the inhabitants thereof, in this, that the enactment of this Ordinance will be to accelerate industrial development with in the City of Milwaukie, Oregon, and preserve the public credit, therefore, an emergency is hereby declared to exist and this ordinance shall take effect from and after its passage and signing by the Mayor.

Read the first time this 19th day of May, 1958.

Read the second time and unanimously passed by all of the members of the Council this 19th day of May, 1958.

Approved and signed by the Mayor this 19th day of May, 1958.

Leonard B. Mullan, Mayor.

ATTEST:

R. E. Osborne, Recorder.

The foregoing Ordinance Number 714 was unanimously passed by the Council of the City of Milwaukie, Oregon, on the 19 day of May, 1958,

as shown by the minutes of the Council meeting of that date.

Dated this 20 day of May, 1958.

R. E. Osborne, City Recorder.