

AS

ORDINANCE NO. 3998

AN ORDINANCE VACATING A RIGHT OF WAY BETWEEN 39TH AVENUE AND THE ALBANY SANTIAM CANAL.

WHEREAS, the City Council of the City of Albany, did, by adoption of Resolution No. 1846, City of Albany Resolutions, at the Council meeting held on the 26th day of January 1977, set the hour of 7:15 p.m. o'clock on the 23rd day of February, 1977, as the time for hearing of objections to the proposed vacation of a portion of Geary Street between 39th Avenue and the Albany Santiam Canal; and

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

WHEREAS, the said hearing on the 23rd day of February, 1977, 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 Geary Street between 39th Avenue and the Albany Santiam Canal measuring approximately 70 feet by 92 feet is hereby vacated subject to the following condition:

1. That the entire right-of-way section be retained as a permanent utility and canal maintenance easement.

Section 2:

Whereas, it is in the betterment of the public health, interest, safety, and general welfare of the citizens of the City of Albany that this matter of vacation of this right of way be disposed of at the earliest possible moment; therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: February 23, 1977
 Approved by the Mayor: February 23, 1977
 Effective Date: February 23, 1977



 MAYOR

ATTEST:



 CITY RECORDER