

ORDINANCE NO. 3380

An Ordinance vacating a 12.5-foot wide section of alley right-of-way abutting Lot 1, Cleek's First Addition, as more particularly described hereinafter, located in the City of Longview, Cowlitz County, Washington.

WHEREAS, on or about the 23th day of August, 2017, the owner of Lot 1, Cleek's First Addition abutting a 12.5-foot wide section of alley right-of-way located in Block 72, Assessor's Plat No. 6 in Sections 33 & 34, Township 8 North, Range 2 West of the Willamette Meridian, more particularly hereinafter described, the same being a duly dedicated right of way located in the City of Longview, Cowlitz County, Washington, did file a petition in due and legal form for the vacation of a portion thereof, with the City Clerk of said City; and

WHEREAS, following due notice thereof a public hearing was duly held on said petition by the City Council on the 16th day of November, 2017, in the City Hall Council Chambers, at which time and place arguments and presentations favoring and opposing such street vacation were made and considered and the City Council, after having been fully advised of all of the facts, and after having considered all of the evidence for and against such vacation, determined that said petition should be granted, subject to the terms and conditions set forth herein;

NOW, THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1. That the following alley right of way, known as 12.5 feet wide abutting Lot 1, Cleek's First Addition, said strip being in Block 73, Assessor's Plat No. 6, situated in Sections 33 & 34, Township 8 North, Range 2 West of the Willamette Meridian, in the City of Longview, Cowlitz County, Washington, more particularly described as follows:

Beginning at the southeast corner of Lot 1, Cleek's First Addition; thence North 15°02' East 50 feet; thence South 74°58' East 12.50 feet; thence South 15°02' West 50 feet; thence North 74°58' West 12.5 feet to the point of beginning.

shall be, and the same is hereby, vacated, subject to the provisions of Sections 2, and 3, hereof.

Section 2. The owners of the land abutting the portion of the right-of-way described above have paid to the City of Longview the amount of \$6,250.00 a sum equal to one hundred percent (100%) of the appraised value of the vacated portion of the area, thereof. Such value was calculated on a square foot basis using the value of the land abutting the vacation portion of said right-of-way as determined by the Cowlitz County Assessor.

Section 3. That a public utility easement will be retained, under, across and through the vacated land for the construction, repair, maintenance and operation of existing public and private utilities, and for ingress and egress to the easement area at any and all times for such utility purposes.

Section 4. This Ordinance shall be published in the manner required by law and shall be deemed to be in full force and effect thirty (30) days thereafter, and the City Clerk, pursuant to the requirements of RCW 35.79.030, shall record a certified copy of this Ordinance with the Auditor for Cowlitz County, Washington.

Passed by the City Council this 26th day of April, 2018.

Approved by the Mayor this 26th day of April, 2018.

M A Y O R

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT "B"

