

RESOLUTION NUMBER 125

Ordering construction of a 5 foot curb sidewalk on the west side of First Avenue adjacent to and abutting upon and along the east side of the property owned by Roy and Bruce Philippi and generally located between Virginia Avenue and the Salem Ditch.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF STAYTON, OREGON:

The Common Council hereby declares it to be necessary and expedient that a 5 foot curb sidewalk be constructed within the corporate limits of the City of Stayton, Oregon, upon and along the west side of First Avenue adjacent to and abutting upon and along the east side of the property described as follows:

The following described premises, to-wit: Beginning on the quarter section line extending north and south through the center of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, at a point which is south 0° 13' east 352.08 feet and north 89° 47' east 10 feet from the southeast corner of Lot 26 of Potter's Addition to the Town of Stayton, in Marion County, Oregon; thence south 89° 47' west, a distance of 110 feet; thence south 0° 13' east, a distance of 83 feet; thence north 84° 44' west, a distance of 326.38 feet; thence north 0° 13' west 218.38 feet to the south line of a 20 foot strip of land conveyed to the City of Stayton, Marion County, Oregon, by deed recorded in Volume 399, Page 602, Deed Records for Marion County, Oregon; thence north 89° east, a distance of 435 feet; thence south 0° 13' east 172.08 feet to the place of beginning, excepting that portion lying within First Avenue. SAVE AND EXCEPT: Beginning at a point which is north 89° east 225 feet and 115 feet south 0° 13' east from the northwest corner of a tract of land conveyed to Leslie Mullen, et ux, by deed recorded November 27, 1956, in Volume 495, Page 108, Deed Records for Marion County, Oregon, and running thence north 0° 13' west, a distance of 115 feet; thence south 89° west 225 feet to the northwest corner of said Mullen tract; thence south 0° 13' east along the west line thereof 218.38 feet to the southwest corner of same; thence south 84° 44' east along the south line of said tract, a distance of 273.38 feet; thence north 0° 13' west, 130 feet, more or less, to a point which is north 89° east from the place of beginning; thence south 89° west to the place of beginning."

The 5 foot curb sidewalk ordered constructed by this resolution shall be built of Portland Cement Concrete as provided by Ordinance Number 300, and shall be laid down and constructed at the expense of the lot or parcel of land involved. Such 5 foot curb sidewalk shall be completed within 30 days from the date of mailing of notice by the city recorder to the owner of said property of the adoption of this resolution. The recorder shall give notice by mail to the owner of said property requiring such owner to construct the said 5 foot curb sidewalk as herein ordered. Before constructing such 5 foot curb sidewalk, the owner of said premises or his agent, shall obtain plans and specifications from the city engineer, which shall prescribe the kind of 5 foot curb sidewalk to be constructed, the material to be used, and the specifications therefore.


In case the owner of the property shall fail to construct the 5 foot curb sidewalk as hereby ordered, and within the time limit above specified, the Common Council shall take steps to bring about the construction of such 5 foot curb sidewalk and make the cost thereof a lien upon the property involved.

ADOPTED by the Common Council this 16th day of October, 1967.



Harold O. Freres, Mayor

ATTEST:



August Schafer, Recorder