

ORDINANCE NO. 2211

AN ORDINANCE to determine the probable cost of certain improvements which the council of the City of Albany has determined to make in Resolution No. 140 adopted by said council on the 26th day of April, 1950 on Liberty Street from the south side of Queen Avenue to the south property line of the School District No. 5 and additional portions of the street that the School District may direct in the City of Albany, Oregon; to ascertain, assess, determine and declare the proportionate share of such probable cost of such improvement of said street that is assessed upon each lot or part thereof adjacent to said part of said street to be so improved; to direct the Recorder of said City to enter a statement of such assessment in the Docket of City Liens as provided by the Charter of said City.

WHEREAS, on the 26th day of April, 1950 the council of the City of Albany, Oregon duly adopted a resolution requiring the City Engineer of said city to make plans and specifications for the improvement of Liberty Street from the south side of Queen Avenue to the south property line of the School District #5 and additional portions of the street that the School District may direct, in the following manner, to-wit:

1. Leveling course
2. Suitable hard surface
3. Drainage

and for the estimates of the work to be done on said portion of said street and the probable cost thereof and requiring that such plans, specifications, estimates and probable cost be filed in the Recorder's office of said city, said resolution being endorsed "Resolution No. 139" and adopted on the 26th day of April, 1950.

WHEREAS, the City Engineer of said City of Albany pursuant to said Resolution No. 139 made plans, specifications and estimates as directed by the said resolution for the improvement of said street in the manner specified in said Resolution No. 139 and filed said plans, specifications and estimates in the Recorder's office of said City on the 26th day of April, 1950.

WHEREAS, the Council on the 26th day of April, 1950 by Resolution No. 140 duly adopted by said council, determined and resolved that it deemed it expedient and that said council proposed to improve Liberty Street from the south side of Queen Avenue to the south property line of the School District No. 5 and additional portions of the street that the School District may direct, in the manner provided in said Resolution No. 140, and

WHEREAS, in and by said Resolution No. 140 adopted as aforesaid by the council the Recorder of said city was duly ordered and directed by said council to give notice of said proposed improvement of said street as provided by the Charter of said city, and

WHEREAS, the Recorder in pursuance of said order and direction of the council of said city did duly give notice of said proposed improvement of said street in the manner provided by the Charter of said city, no legal remonstrances having been interposed, and

WHEREAS, the said council in and by said Resolution No. 140 ascertained and determined the total probable cost of making said improvement of said street to be paid by the owners of the real property adjacent to said portion of said street to be improved as specified in said Resolution No. 140 to be the sum of \$16,830.00.

T H E R E F O R E

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That Liberty Street from the south side of Queen Avenue to the south property line of the School District No. 5 and additional portions of the street that the School District may direct in the City of Albany, Oregon be improved as follows:

1. Leveling course
2. Suitable hard surface
3. Drainage

all in accordance with said Resolution No. 140 and the plans and specifications for said improvement filed by the City Engineer with the Recorder of said City of Albany, Oregon on the 26th day of April, 1950.

Section 2. That the probable cost of making said improvement of said street in the manner heretofore determined by the council of Albany in and by Resolution No. 140 to be paid by the owners of the real property adjacent to said portion of said street and computing any surplus or deficit that might arise by reason of credits for previous work done or additional work that might have been encountered, is hereby declared to be the sum of \$16,830.00.

Section 3. That the proportionate share of said probable cost of said improvement of said street assessed upon each lot or part thereof adjacent to said part of said street to be improved as aforesaid and as determined by said council in and by said Resolution No. 140 is hereby ascertained and declared to be the sum set and placed immediately after the separate descriptions of each of such lots or parts thereof as follows:

DESCRIPTION OF EACH LOT OR PART THEREOF ADJACENT
TO SAID IMPROVEMENT OF SAID STREET

School District #5

Beg. S. 63 deg. 30 min. E. 91 links from
NE cor. of E. projection of Claim 84 in
Tp. 11 SR 4 W; thence S. 90 deg. 30 min.
W. 11.62½ chs. thence N. 87 deg. 30 min.
E. 18.96 chs thence S. 1 deg. 30 min. E.
17.45 chs. thence S. 88 deg. 45 min. W. 22.08
chs. thence S. 9 deg. 30 min. W. 5.25 chs.
thence N. 10 deg. 30 min. E. 34.84 chs. to
the NE cor. of sd. E. projection of claim
#84; thence N. 87 deg. 15 min. E. 1.04 chs.
to a pt. N. 9 deg. 30 min. E. from beg.
thence S. 9 deg. 30 min. E. to beg. containing
39.63 acres

\$16,830.00

Section 4. That the Recorder of the City of Albany, Oregon is hereby ordered and directed to immediately enter a statement of the assessments made and declared by this ordinance together with the names of the respective owners of such lots or parts thereof hereinabove described in the Docket of City Liens of the said City of Albany, Oregon, as provided in the Charter of said City.

Passed by council JUL 12 1950

Approved by Mayor 7-12-50

ATTEST:

E. J. Zentmiller
Recorder

Jess W. Savage
Mayor