

ORDINANCE 953

AN ORDINANCE VACATING THE PORTION OF 13TH STREET BETWEEN PATAHA STREET AND PATAHA CREEK AND BETWEEN BLOCK 8 AND BLOCK 9 IN POMEROY'S ADDITION, CITY OF POMEROY

Whereas, the City of Pomeroy has initiated the process for vacation by petition of property owners, notice of public hearing has been properly given and the hearing having been held, now therefore;

The City Council of the City of Pomeroy do ordain as follows:

Section 1: Regarding the portion of 13th Street between Pataha Street and Pataha Creek and between Block 8 and Block 9 in Pomeroy's Addition, City of Pomeroy, the City Council finds the following public good will be met vacating that portion of the street:

1. Since that portion of the street is not used as a street or for other transportation, vacating the street will remove the area from City maintenance and liability;
2. Vacation of the street creates assessed property, which will go on the tax rolls; and
3. The land will be maintained better than it has been in the past.

Section 2: The portion of 13th Street between Pataha Street and Pataha Creek and between Block 8 and Block 9 in Pomeroy's Addition, City of Pomeroy, is hereby vacated; HOWEVER, the City of Pomeroy hereby reserves an easement and right to exercise and grant easements for construction, repair, and maintenance of any City utilities or any public or private power and transmission services that exist at the time of this ordinance.

Section 3: Payment to the City for the vacated property will be one-half of the assessed valuation.

Section 4: Severability. If any section, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5: Effective date. This ordinance shall take effect five days after publication of the ordinance or a summary thereof in the East Washingtonian. Publication shall not be made until receipt of payment to the City.

Passed by the City Council in regular session June 10, 2025.



Jack Peasley, Mayor

Attest:



Diane L. Taylor, City Clerk/Treasurer