

Athena Ordinances

ORDINANCE NO. 210

AN ORDINANCE PROVIDING FOR PROCEEDINGS TO CONDEMN LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF ATHENA FOR STREETS, ALLEYS, PARKS, WATER PIPES, SEWERS AND OTHER PUBLIC IMPROVEMENTS.

The City of Athena, Oregon ordains as follows:

Section 1. When any ordinance shall have been passed by the City of Athena to lay out, establish, widen, open, improve, extend any street or parts of streets or alleys, or to reopen and establish any part or parts of streets vacated within the corporate limits of the City of Athena, or to layout Athena, or to layout parks, or to layout water pipes, sewers or other public improvements within the corporate limits of said city, and it shall become necessary to condemn real property for any of said purposes, the common council may proceed in the following manner.

Section 2. The common council shall appoint a licensed appraiser to view and appraise the value of the land intended to be condemned for any of the purposes hereinbefore mentioned. Common Council shall appoint five (5) disinterested freeholders to view and ascertain the benefits and damages resulting to any other land of the owner adjacent to said lands sought to be condemned separately, and report the same under oath to the common council at such time as the common council may order.

Section 3. The common council shall, by resolution, direct 30 days written or printed notice to be given to the owner or his agent by personal service, or in case the owner does not reside and has no agent within the corporate limits of the City of Athena, by posting the same in two public places within the City of Athena.

Section 4. That at the time appointed in foregoing section, the common council shall hear the report of the said viewers and appraiser and any objections made to the proposed condemnation of any lands sought to be condemned, or to the valuation or assessment of damages therefore, and shall hear and determine all matters in regard to the condemnation of any such lands; and the value of such lands taken and made such order as the council upon hearing shall deem for the best public interest of the City of Athena.

Section 5. That any person or persons whose land shall be condemned, as hereinbefore provided, who shall deem himself aggrieved as by the action of the said common council of the City of Athena in the amount of valuation of any real estate taken or condemned under these proceedings, may appeal to the Circuit Court of the State of Oregon of Umatilla County.

Section 6. This ordinance shall take effect and be in force from and after its passage and posting as required [by] law.

Passed by the council and approved by the mayor April 4, 1904.
Amended by the Council and approved by the mayor on November 15, 2007.