

ORDINANCE NO. 2782

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER 222.120 ORS, REGARDING THE ANNEXATION OF A PORTION OF THE CHARLES C. CURRY PROPERTY; SETTING A TIME FOR A PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

RECITALS:

1. On May 14, 1958, Charles C. Curry and Lucille P. Curry filed with the City Recorder of the City of Albany, a petition and consent by petitioners effecting that certain property by annexing the same to the City of Albany.

2. The petition requested the City of Albany, through it's Council, to dispense with an election within the City of Albany concerning the annexation of the said property and requesting that a day be set for hearing.

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

Section 1: ELECTION

That an election within the City of Albany regarding the annexation of the property described in the attached exhibit, marked Exhibit "A", shall be and it is hereby dispensed with, pursuant to the terms set forth in 222.120 ORS.

Section 2: HEARING

A public hearing as to the advisability of annexing the property, described in the attached exhibit, to the City of Albany shall be held on the 11th day of June, 1958. The City Recorder is directed to give notice of the public hearing by publishing in a newspaper of general circulation within the City once a week for two (2) successive weeks and by posting in four (4) public places a noticesetting forth the time and place of the said hearing, a description of the property and the purpose for which the hearing is held.

Section 3: EMERGENCY CLAUSE

The Council determines that it is in the betterment of the public health, interest, safety and general welfare of the citizens of the City of Albany that the matter of annexation of the property, described in the attached exhibit, be disposed of at the earliest possible moment and, should the same be annexed, City facilities be made available to this property and that it come under the jurisdiction of the City of Albany. An emergency is declared to exist and this Ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: May 14, 1958

Approved by the Mayor: May 14, 1958

W L Desjardes

Mayor

Effective date: May 14, 1958

ATTEST:

Richard P. Johnson
City Recorder

ORDINANCE NO. 2782, cont'd.

Exhibit A

Beginning at a point South $1^{\circ}35'$ East 299.4 feet from the Northwest corner of the South half of the Leander C. Burkhardt D.L.C. No. 50 in T. 11 S., R. 3 W. of the Willamette Meridan, which point is on the centerline of Geary Street and on the Southerly right-of-way line of the Southern Pacific Railroad;

thence South $72^{\circ}27'$ West 540.42 feet along the said Southerly railroad right-of-way line;

thence North $17^{\circ}33'$ West 60 feet to the Northerly line of said railroad right-of-way;

thence South $72^{\circ}27'$ West 590 feet, more or less, to a point which is North $72^{\circ}27'$ East 172.93 feet from the East line of a County Road known as Oak Drive;

thence North $5^{\circ}40'$ West, parallel to the East line of the said Oak Drive, to a point on the South line of a County Road running Northeasterly from Oak Drive to Geary Street, said point also being North 79° East 170 feet from the Southeast corner of the intersection of the County Road and Oak Drive;

thence South 79° West 170 feet to the Southeast corner of the intersection of the County Road and Oak Drive;

thence North $5^{\circ}40'$ West 181 feet, more or less, along the Easterly line of Oak Drive to a point 121 feet from the Northeast corner of the intersection of the said County Road and Oak Drive;

thence Easterly to the Northwest corner of Lot 5, Block 2, Price's 2nd Addition to the City of Albany, Oregon;

thence Easterly to the Northeast corner of said Lot 5;

thence Easterly to the Northwest corner of Lot 8, Block 1, Price's 2nd Addition;

thence Southerly 15 feet along the West line of said Lot 8;

thence in a Southeasterly direction to a point which is South 79° West 15 feet and Northerly 28 feet, parallel with the West line of Block 1, Price's 2nd Addition, from the Southeast corner of Lot 7, Block 1, Price's 2nd Addition;

thence Southerly 28 feet, parallel with the West line of said Block 1, to the Southerly line of said Block 1;

thence Easterly along the Southerly line of said Block 1 to the centerline of Geary Street;

thence South $1^{\circ}35'$ East along the centerline of Geary Street to the point of beginning.