

ORDINANCE NO. 5212

TITLE: AN ORDINANCE AMENDING ORDINANCE NO. 4441, WHICH ADOPTED THE CITY OF ALBANY DEVELOPMENT CODE AND THE CITY OF ALBANY ZONING MAP, BY REZONING PROPERTY IDENTIFIED AS LINN COUNTY ASSESSOR'S MAP 11S-3W-9B, TAX LOT 101; ADOPTING FINDINGS ATTACHED AS EXHIBIT "B" FOR FILE NO. ZC-03-95; AND DECLARING AN EMERGENCY.

WHEREAS, the Albany Planning Commission has held the public hearings required by local and state law; and,

WHEREAS, the Albany Planning Commission recommended approval based on evidence presented in the staff report and at the public hearing; and

WHEREAS, the Albany City Council has caused notice to be given as required by law and has had a public hearing concerning the zoning of the property described above.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The Staff Report and Findings Document attached as Exhibit "B" are hereby adopted in support of this decision.

Section 2: The official Albany Zoning Map is hereby amended from LI (Light Industrial) to CH (Heavy Commercial) for the area described in the legal description attached as Exhibit "A."

Section 3: A copy of this zoning map amendment shall be filed in the Office of the City Recorder of the City of Albany and the number noted on the official zoning map of the City of Albany.

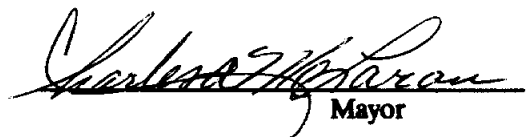
Section 4: A copy of the change in zoning designation shall be filed with the Linn County Assessor's Office within 90 days after the date of this change with the legal description and map for the zoning map amendment.

IT IS HEREBY adjudged and declared that this Ordinance is necessary for the immediate preservation of the public peace, health, and safety of the City of Albany, and an emergency is hereby declared to exist, and this Ordinance shall take effect and be in full force and effect when signed by the Mayor.

Passed by the City Council: November 8, 1995

Approved by the Mayor: November 8, 1995

Effective Date: November 8, 1995


Mayor

ATTEST:


Deputy City Recorder

THIS SURVEY IS TO MAP AND MONUMENT THE PROPERTIES RECORDED IN BOOK 273, PAGE 364 AND BOOK 272, AT PORTION THAT WAS CONVEYED IN BOOK 334, PAGE

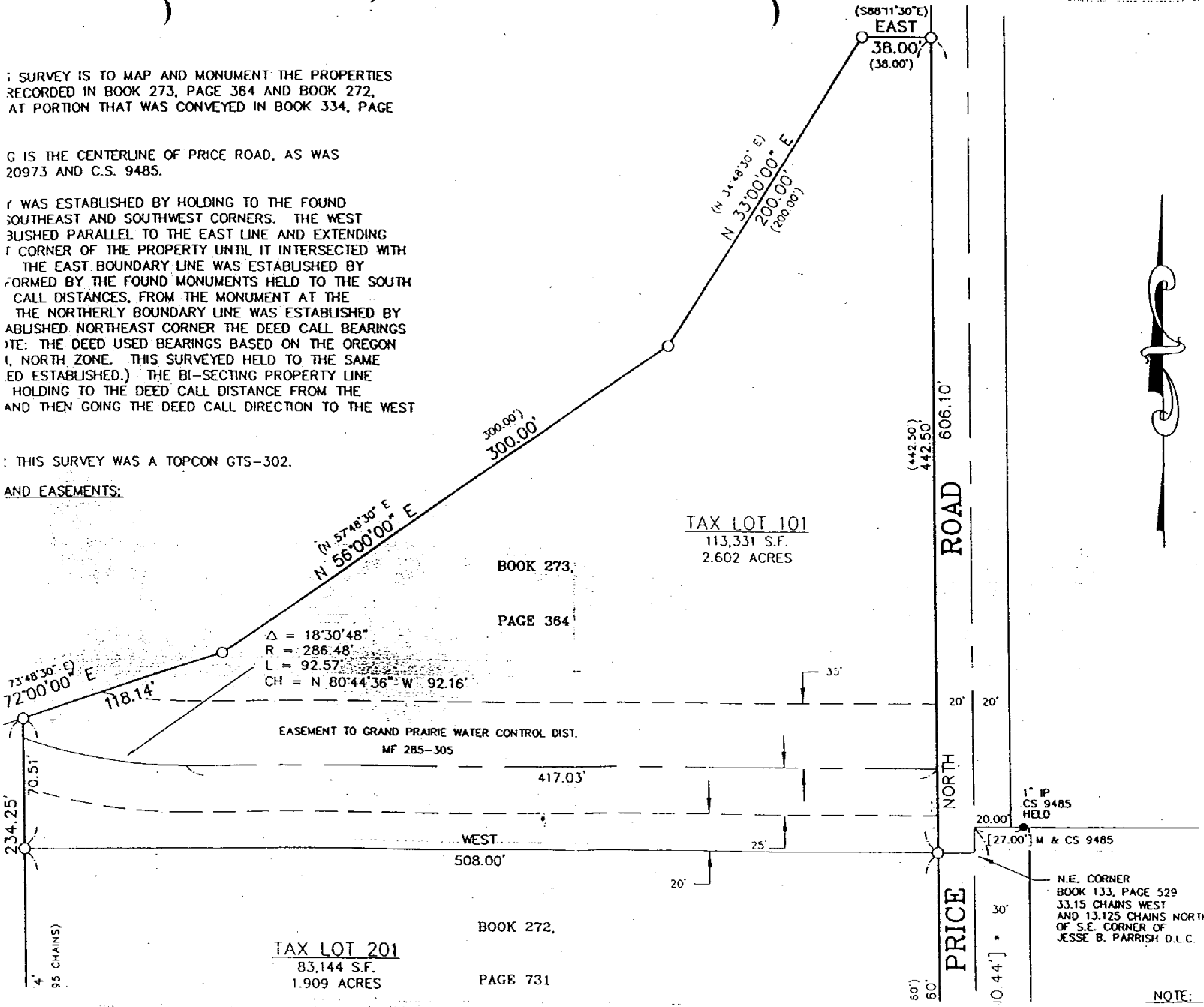
60 IS THE CENTERLINE OF PRICE ROAD, AS WAS 20973 AND C.S. 9485.

THIS WAS ESTABLISHED BY HOLDING TO THE FOUND SOUTHEAST AND SOUTHWEST CORNERS. THE WEST BOUNDARY PARALLEL TO THE EAST LINE AND EXTENDING TO THE CORNER OF THE PROPERTY UNTIL IT INTERSECTED WITH THE EAST BOUNDARY LINE WAS ESTABLISHED BY THE FORMED BY THE FOUND MONUMENTS HELD TO THE SOUTH CALL DISTANCES, FROM THE MONUMENT AT THE NORTHERLY BOUNDARY LINE WAS ESTABLISHED BY THE BOUNDARY NORTHEAST CORNER THE DEED CALL BEARINGS AND DISTANCES: THE DEED USED BEARINGS BASED ON THE OREGON NORTH ZONE. THIS SURVEYED HELD TO THE SAME DISTANCES ESTABLISHED.) THE BI-SECTING PROPERTY LINE WAS ESTABLISHED BY HOLDING TO THE DEED CALL DISTANCE FROM THE MONUMENT AND THEN GOING THE DEED CALL DIRECTION TO THE WEST

THIS SURVEY WAS A TOPCON GTS-302.

AND EASEMENTS:

C.S. 20974



CITY OF ALBANY FILE NO. ZC-03-95
 11S-3W-9B, TAX LOT 101
 EXHIBIT 'A'