

ORDINANCE NO. 5244

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT LYING APPROXIMATELY 500 FEET EAST OF WAVERLY DRIVE SE ON THE NORTH AND SOUTH SIDE OF GRAND PRAIRIE ROAD SE AND MORE COMMONLY KNOWN AS 2914, 2829, 2887, 3016, and 3030 GRAND PRAIRIE ROAD SE (TAX LOTS 100 AND 115, LINN COUNTY ASSESSOR'S MAP 11-3W-17D; TAX LOTS 5500 AND 5600, LINN COUNTY ASSESSOR'S MAP 11-3W-17AD, AND TAX LOTS 1300 AND 1302, LINN COUNTY ASSESSOR'S MAP 11-3W-16) AND CONTAINING APPROXIMATELY 17.017 ACRES (Case File No. AN-03-96).

WHEREAS, on May 8, 1996, the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 3633 and described in Exhibit A, attached hereto; and

WHEREAS, on May 8, 1996, the Albany City Council adopted Resolution No. 3633 setting a date for a public hearing concerning the withdrawal of said territory from the Albany Rural Fire Protection District; and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law, and on June 12, 1996, the Albany City Council did hold a public hearing during which time interested persons were given an opportunity to be heard on this matter; and

WHEREAS, the City Council following said public hearing determined that the withdrawal of territory from the District is in the best interests of the citizens of Albany.

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

Section 1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

Section 2: The City Recorder shall, within 10 days of the effective date of this ordinance, file a copy of the ordinance with the County Assessor of Linn County, Secretary of State of the State of Oregon, the State of Oregon Department of Revenue, and the Albany Rural Fire Protection District.

Passed by the Council: June 12, 1996

Approved by the Mayor: June 12, 1996

Effective Date: July 12, 1996

Charles M. Loran  
Mayor

ATTEST:

Frederick  
City Recorder

**EXHIBIT A  
LEGAL DESCRIPTION  
CASE NO. AN-03-96**

ANNEXATION BOUNDARY OF TAX LOTS 100 and 115 (Map 11-3W-17D)  
and TAX LOTS 5500 and 5600 (Map 11-3W-17AD)  
and TAX LOTS 1300 and 1302 (Map 11-3W-16)  
and A PORTION OF GRAND PRAIRIE ROAD

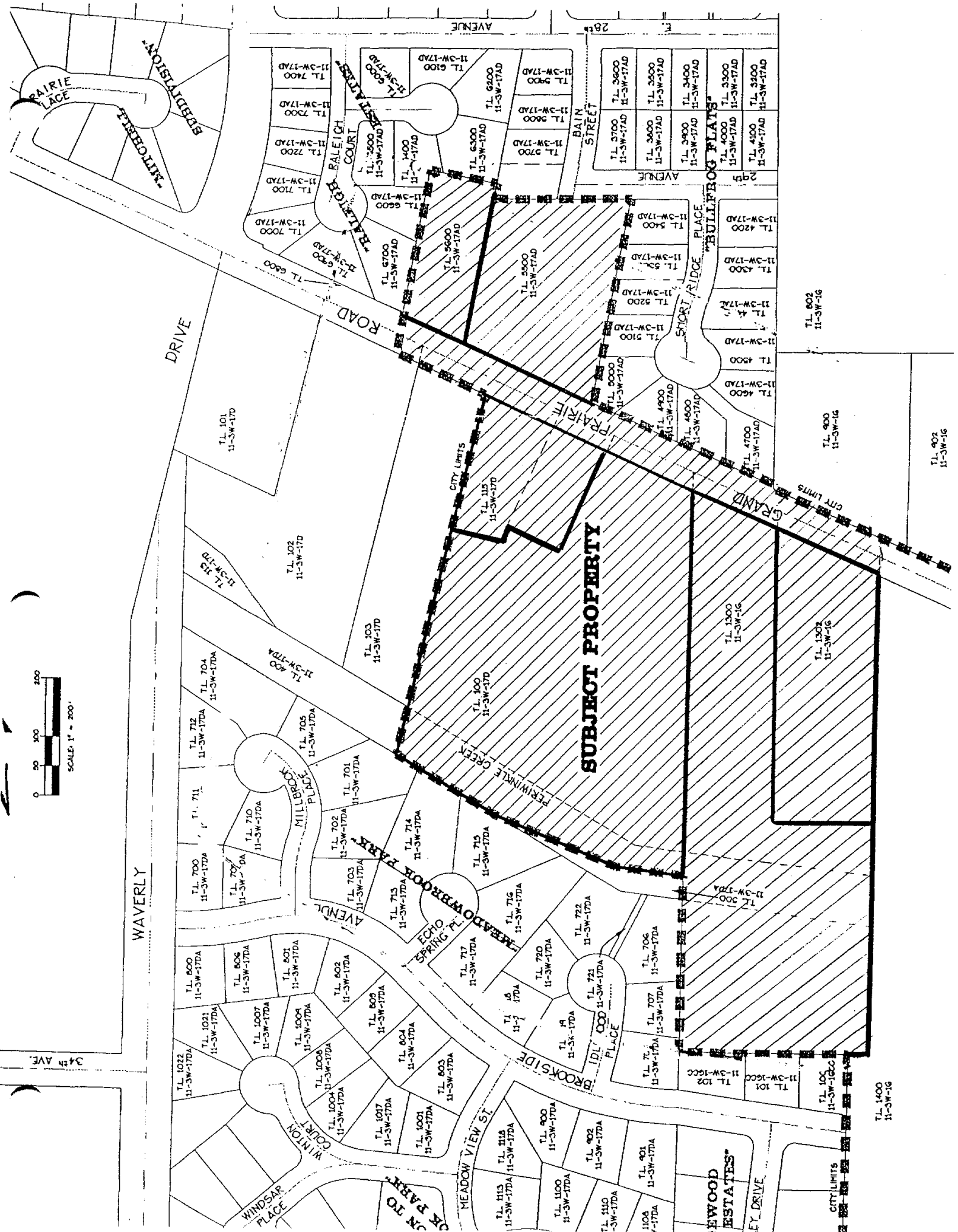
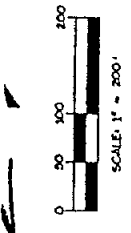
Beginning at the intersection of the southerly right-of-way line of Grand Prairie Road with the westerly line of that Easdale Tract described by deed recorded in Book 291, Page 262 of the Linn County Deed Records on December 26, 1962, which point being SOUTH 369.65 feet, South 65°55'00" East 456.47 feet and South 13°02'00" West 30.56 feet from the southwest corner of the Anderson Cox Donation Land Claim No. 49 in Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon; thence South 13°02'00" West, along the said westerly line of Easdale Tract, 633.00 feet to the center of Periwinkle Creek, which point is on the northerly boundary of "MEADOWBROOK PARK", a subdivision of record in Linn County, Oregon; thence along said centerline of Periwinkle Creek and also the northerly line of said "MEADOWBROOK PARK" subdivision the following three (3) courses: (1) South 59°45'00" East 200.35 feet; (2) South 68°00'00" East 221.70 feet; (3) thence South 83°15'00" East 115.00 feet to the southeast corner of said Easdale Tract; thence along the East boundary of said "MEADOWBROOK PARK" subdivision, South 00°36'00" West 304.02 feet to the Northwest corner of Lot 1, Block 1, "EDGEWOOD ESTATES" a subdivision of record in Linn County, Oregon; thence along the Northline of said subdivision and the easterly extension there of, South 89°45'00" East 325.80 feet to the east line of that property described in MF 384, Page 343 as amended in MF 420, Page 518, Linn County deed records; thence North along said adjusted east line and the northerly extension thereof North 00°32'28" East 880.99 feet to the North line, of Grand Prairie Road, a 60-foot wide County road; thence along said northerly right-of-way line North 65°55'00" West 209.39 feet to a point; thence North 00°06'39" East 5.46 feet to the Southeast corner of Lot 8, Block 3, "BULLFROG FLATS" a subdivision of record in Linn County, Oregon; thence on the southwesterly line of said subdivision, North 65°55'00" West 336.32 feet to the southwest corner of Lot 5, Block 3 of "BULLFROG FLATS", a subdivision of record in Linn County, Oregon, which point is on the easterly line of that Metropolitan Mortgage & Securities Co., Inc. Tract, described by deed recorded in Microfilm Volume 496, Page 625 of the Linn County Deed Records on March 29, 1989; thence North 10°04'00" East 350.87 feet to the northwest corner of Lot 1, Block 3 of said "BULL FROG FLATS" subdivision; thence South 89°21'00" West 235.01 feet to the southwest corner of Lot 4, Block 1 of said "BULL FROG FLATS" subdivision, which point is on the easterly line of that Ames Tract described by deed recorded in Microfilm Volume 81, Page 34 of the Linn County Deed Records on February 21, 1974; thence North 10°04'00" East, along the westerly line of said Lot 4, Block 1, a distance of 28.03 feet to the southeast corner of Lot 4 in "RALEIGH ESTATES", a subdivision of record in Linn County, Oregon; thence North 79°13'00" West, along the southerly line of Lots 4 and 5 in said "RALEIGH ESTATES" subdivision, 116.34 feet to an angle point in the boundary of said Lot 5 in "RALEIGH ESTATES"; thence South 10°04'00" West, along the easterly boundary of said "RALEIGH ESTATES" and southerly extension thereof, 316.97 feet to the southerly right-of-way line of Grand Prairie Road (said right-of-way line being 30 feet southerly when measured perpendicular to the centerline of said road); thence South 65°55'00" East, along said southerly right-of-way line, 170.48 feet to the Point of Beginning.

Containing 17.017 acres of land, more or less.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Andrew Foster*  
OREGON  
JULY 23, 1909  
ANDREW FOSTER  
2305

EXPIRATION DATE: 12-31-97



TL 1400  
11-SW-16

ORDINANCE NO. 5243

AN ORDINANCE LEVYING A CHARGE UNDER THE PROVISIONS OF CHAPTER 10.14 OF THE ALBANY MUNICIPAL CODE FOR AN IN-LIEU-OF SEWER ASSESSMENT FOR PROPERTY BEING DESCRIBED AS TAX LOT #1600, OF PARCEL 10-3W-33DC, AND DECLARING AN EMERGENCY.

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

Section 1: A charge is hereby levied against the following described property:

Linda Hoby	Desc: 10-03W-33DC-01600	\$ 2,048
436 8th Ave SW	Acct#: SSCC052201*	
Albany, OR 97321	Site Address: 3507 NE Eleanor Avenue	
	Tax Acct#: 048351	

This charge is for the purpose of obtaining a permit as required under Chapter 10.14 of the Albany Municipal Code. The property was previously assessed for two dwelling unit by the Draperville Sanitary sewer line, SS-82-01 and an additional dwelling unit has been added. The charges made by this ordinance are in-lieu-of sewer assessment and outlined in Ordinance 4584.

Section 2: The total charge for service from the sewer line serving the property described in Section 1 is as follows:

1 additional dwelling unit x \$2,048 (rate) = \$ 2,048


Section 3: The City Recorder is hereby directed to enter a statement of the assessment as above provided in the docket of the city liens and give notice thereof as provided by law.

Section 4: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance will be in full force and effect immediately upon passage by the Council and approval by the Council President.

Passed by Council: May 22, 1996

Approved by Council President: May 22, 1996

Effective Date: May 22, 1996

  
\_\_\_\_\_  
Council President

ATTEST:

  
\_\_\_\_\_  
City Recorder

Name/Address	Description	
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HORY, LINDA	SUNTELL ACRES	10-030-3300-01400
	05/22/96 0048351	8-164-96
436 8TH AVE SW	2,048.00	08035
ALBANY OR 97321	SSCC052201*	
.....		
Report total..	2,048.00	

S.W. 1/4 S.E. 1/4 Sec. 33 T. 10 S. R. 3 W. W.M.  
1" = 100'

See Map 10 3W 3308

OLD PACIFIC HIGHWAY

RELOCATED PACIFIC HIGHWAY

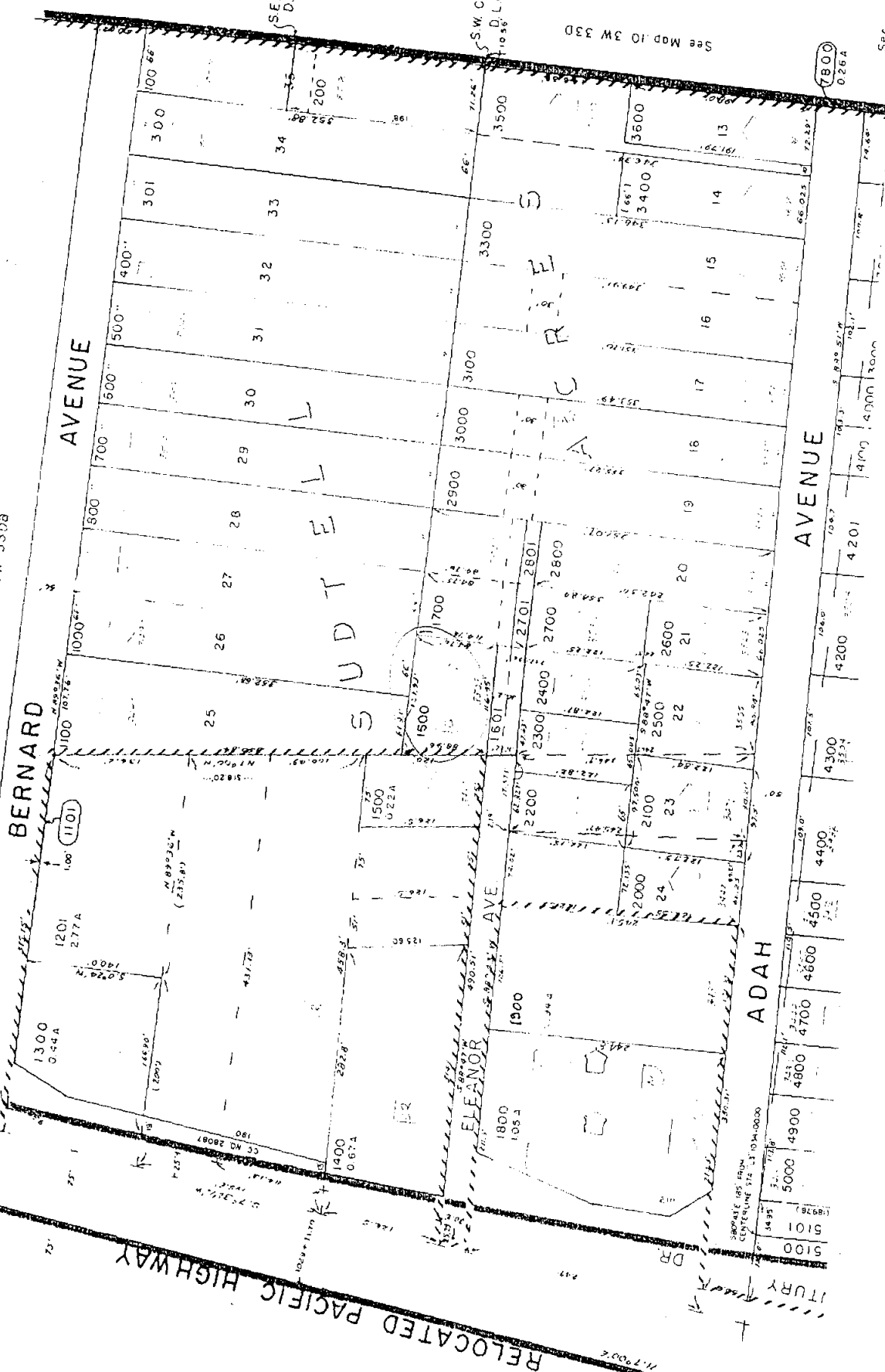
BERNARD AVENUE

S U D T E L L

C R A

ADAH AVENUE

ADAH AVENUE



See Map 10 3W 3308

See Map 10 3W 3308

DESC: 10-3W-33DC

Sec

ORDINANCE NO. 5242

AN ORDINANCE TO LEVY AN ASSESSMENT AGAINST PROPERTY SPECIFICALLY BENEFITED BY A WATER CONNECTION AND THE ASSESSMENT OF A WATER SYSTEM DEVELOPMENT CHARGE AT: 580 QUARRY ROAD, ALBANY; AND DECLARING AN EMERGENCY.

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

Section 1: The Water System Development Charge as referred to in this ordinance is to provide water connection to serve the structure on this property. The charge will be assessed on the property described as follows:

(see an attached assessment sheet)

Section 2: The Water System Development Charge and the assessment for the same will be levied according to the provisions of Albany Municipal Code, Chapter 15.16.

Section 3: The total cost of the Water System Development Charge is as follows:

(see an attached assessment sheet)

Section 4: The City Recorder is hereby directed to enter a statement of the assessment as above provided in the docket of the city liens and give notice thereof as provided by law.

Section 5: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance will be in full force and effect immediately upon passage by the Council and approval by the Council President.

Passed by Council: May 22, 1996

Approved by Council President: May 22, 1996

Effective Date: May 22, 1996

  
\_\_\_\_\_  
Council President

ATTEST:

  
\_\_\_\_\_  
City Recorder

Name/Address	Description	
GRAVES, REID & TONYA	ACREAGE	10-03W-31C3-00402
	05/22/96 0318826	W-0072-96
24891 REDWOOD LANE	1,000.00	08034
CORVALLIS, OR 97333	WSD05220017	

Report total... 1,000.00



