

ORDINANCE NO. 3632

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF ORS SECTIONS 222.111, 222.120 AND 222.170, REGARDING THE ANNEXATION OF AN AREA LYING SOUTH OF QUEEN AVENUE AND EAST OF GEARY STREET, CONTIGUOUS TO THE CITY OF ALBANY, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, 100 per cent of the owners of the property which is the subject matter of this annexation have petitioned and requested the City of Albany to annex the area hereinafter described to the City of Albany, and the same being contiguous, and in all respects qualifying under present statutes for annexation, and

WHEREAS, it is in the best interest of the City of Albany that a public hearing be held at the earliest possible date to consider objections to the annexation of the property herein described.

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

Section 1: DESCRIPTION OF PROPERTY

That an election within the City of Albany regarding the annexation of the following described property to-wit:

As C-2, RA, R-1 Zone - PUD

A portion of the Leander C. Burkhardt D.L.C. 50 in T. 11 S., R. 3 W. of the Will. Mer., Linn County, Oregon, being described as follows: Beginning N.1°38'W., parallel to the West line of said Claim; 10.74 chains from a point on the South line of and S.89°49'E. 15.70 chains from the Southwest corner of said D.L.C. 50; and running thence N.89°49'W., parallel to the South line of said Claim, 856.2 feet to the East line of Meadowview Addition; thence N. 1°38'W. along the East line of said Meadowview Addition 1509.19 feet to the Northeast corner of said Addition and being in the center of East Queen Avenue; thence N.88°54'E. along the center of said East Queen Avenue 630.0 feet; thence S.1°38'E., parallel to the West line of said D.L.C. 50 and along the West line of that parcel conveyed to Pacific Power and Light Company by Deed recorded in Book 253, page 493 of Deed Records; a distance of 280.0 feet to the Southwest corner of said Pacific Power and Light Company parcel; thence N.88°54'E., parallel to the centerline of said East Queen Avenue, 226.20 feet to the Southeast corner of said Pacific Power and Light Company parcel; thence S.1°38'E. to the point of beginning, subject to the rights of the public in the use of the North 30 feet which lie within East Queen Avenue, and containing 26.83 acres, more or less, clear of said East Queen Avenue.

Lots 1 through 19, Meadowview Addition to Albany, Linn County, Oregon, and the North 60 feet of even width of Lot 28, Meadowview Addition to Albany, Linn County, Oregon; and Beginning on the South Line of and S89°49'E. 180.0 feet from the Southwest corner of the Leander C. Burkhart D.L.C. No. 50 in T.11S., R.3W. of the Will. Mer. in Linn County, Oregon, said beginning point being also the Southeast corner of Lot 29 of Meadowview Addition; and running thence S. 89°49'E., along the South line of said Claim, 856.2 feet; thence N. 1°38'W., parallel to the West line of said Claim, 10.74 chains; thence N89°49'W., parallel to the South line of said Claim, 856.2 feet to the East line of said Meadowview Addition; thence S1°38'E., along said East line, 10.74 chains to the point of beginning. ALSO beginning on the South line of and S. 89°49'E. 15.70 chains from the Southwest corner of the Leander C. Burkhart D.L.C. No. 50 in T.11S., R3W. of the Will. Mer. in Linn County, Oregon; and running thence N. 1°38'W., parallel to the West line of said Claim, 5.28 chains; thence S. 89°49'E., parallel to the South line of said Claim, 9.25 chains; thence S. 1°38'E., parallel to the West line of said Claim, 5.28 chains to the South Line of said Claim; thence N. 89°49'W., along said South line, 9.25 chains to the point of beginning, and containing in all 18.93 acres, more or less.

be dispensed with.

Section 2: HEARING

That there shall be a public hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, on the 24th day of May, 1972, at 7:15 p.m. o'clock, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of general circulation, published in the said City once a week for two (2) successive and consecutive weeks and by posting in four (4) public places, a notice setting forth the time and place of said hearing and the description of the property to be considered for annexation and the purpose for which the hearing is held.

SECTION 3: EMERGENCY CLAUSE

WHEREAS, it is in the betterment of the public health, interest, safety and general welfare of the citizens of the City of Albany that this matter of annexation of the property described herein be disposed of at the earliest possible moment, and, should the same be annexed, that the City facilities be made available to this property, therefore, an emergency is hereby 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 10, 1972
Approved by the Mayor: May 10, 1972
Effective Date: May 10, 1972

Attest:

Ernest W. Isham
City Recorder

[Signature]
Mayor