

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF SECTIONS 222.120 AND 222.170 ORS, REGARDING THE ANNEXATION OF LOTS 42 THROUGH 48 AND 59 THROUGH 64, FIR OAKS 2ND ADDITION; LEHIGH ACRES SUBDIVISION AND LEHIGH ACRES SUBDIVISION NUMBERS 2 & 3, AND SOUTH INDUSTRIAL AREA NO. 2, CONTIGUOUS TO THE CITY OF ALBANY, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, more than two-thirds of the owners of the property and more than two-thirds of the total area 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 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:

Lots 42 through 48 and 59 through 64, Fir Oaks 2nd Addition, Linn County, Oregon

be dispensed with.

Section 2: DESCRIPTION OF PROPERTY

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

Beginning at a point on the South right of way line of Santiam Highway that is S. 1°39'E. 32.26 foot and N. 70°24' W. 1053.13 feet from the NW corner of the Edward White D.L.C. #48 in T. 11, S. R. 3 W of the WM., Linn County, Oregon, and running thence N. 70°24'W. along the South right of way line of said highway, a distance of 601.2 ft.; th S. 1°23'E. 1087.15 ft; th S. 43°26'E. 75.6 ft; th S. 56°39'E. 254.31 ft; th S. 69°26'E 947.12 ft; th S. 82°50'E 89.21 ft; th N. 5°24'E. 29.6 ft; th N 88°21'E 135.0 ft; th N. 88°32' E. 190.0 ft; th N. 1°43' W. 802.0 ft; th N. 70°24' W. 354.12 ft; th N. 1°39'W. 30.0 ft; th N. 70°24' W. 428.65 ft; th N. 1°39'W 201.74 ft; th N. 70°24'W. 270.15 ft. to point of beginning. Except part in highway.

be dispensed with.

Section 3: DESCRIPTION OF PROPERTY

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

Beginning in the center line of the Albany-Santiam Canal which is N. 1°30' W. 17.69 chains and N. 89°E. 38.02 chains from the NW corner of DLC 38; th along the canal N. 17°45'W. 18.18 chains; th Wly. 680' to the S.P. R.R. R/W; th Sly. along said railroad R/W to a point W of the beginning; th Ely. to the beginning. Map 11 3W 18B, T.L. 900

Beginning at the intersection of the W. line of DLC 53 and the NE line of the Albany-Santiam Canal; th N. 1°28'W. 2409'; th S. 82°06' W. 687.35'; th S. 17°45' E. along said canal 2448' to the beginning - Map 11 3W 18B, T.L. 1000

Beginning at the intersection of the W. line of DLC 53 and the NE line of the Albany-Santiam Canal; th N. 1°29'30" W. 4246' to Queen Ave.; th N. 86°59' E. 287.60'; th S. 1°29' W. 4246'; th W. 276.34 to beginning - Maps 11 3W 18CA, 18BD, 18BA and 7CD, T.L. 2200, 600, 1200 and 1200 respectively.

Beginning at a point N. 0°46' W. 545' from the NE Corner of 34th Ave. and Pacific Highway; th running N. 0°46' W. 230'; th N. 89°06' E. 1326.17'; th S. 0°06' W. along the S.P. R.R. R/W 772.54'; th N. 89°06' E 970'; th N. 0°54' W. 545'; th Wly. 345' to point of beginning - Map 11 4W 13DA, T.L. 500

Beginning at a point N. 0°52' W. 802' and E. 41' from the NW corner DLC 38; th running N. 0°46' W. 233'; th N. 89°06' E. 430'; th Sly 231.25' th N. 89°06' E. 430' to the point of beginning - Map 11 4W 13DA, T.L. 300 and 400

Beginning N. 89°06' E. 40' & N. 0°46' W. 25' from the NW corner of DLC 38; running th N. 0°46' W. 545'; th Ely 345'; th S. 0°54' W. 549'; th S 89°06' W. 348.67' to the point of beginning. - Map 11 4W 13DA, T.L. 501 and 502.

Beginning 400' W. of the NE Corner of Tr. 14, Bishop Acres; th Nly. 389.3'; th W. 276.34' to the E. line of the Albany-Santiam Canal; th S. 17°45'E. along said canal 406.48' to the N. line of said Tr. 14; th Ely. 158' to the beginning. Map 11 3W 18CA, T.L. 2201

Tract 14, Bishop Acres - Map 11 3W 18CA, T.L. 2000

Beginning S. 1°30' E. 445' and N. 88°58'E. 20.83 chains from the SW Corner of DLC 53; th S. 88°58' W. 150'; th N. 1°30' W. 445'; th S. 88°58' W. 920.68' to the NE boundary line of the Albany-Santiam Canal; th SEly. along said canal to a point on Marion St. which is S. 1°30'E. of the point of beginning; th N. 1°30' W. 347' to the beginning, except part in roads. Map 11 3W 18C, T.L. 500

be dispensed with.

#### Section 4: ZONING

It is requested that a strip of land, described as follows:

Beginning at a point that is N. 89°06' E. 40.37' and N. 0°52' W. 25' from the NW Corner of Truett Davis D.L.C. No. 38; th N. 0° 46' W. 1,003.79'; th N. 89°E. 430.63'; th S. 1° E. 231.5'; th S. 89°W. 140.23'; th S. 1°E. 227.54'; th N. 89°E. 57.32'; th S. 1° E. 545' to the N. line of 34th Ave.; th S. 89°06' W. 348.67' to point of beginning.

be zoned C-2 Commercial.

The remaining area to be annexed in South Industrial Area No. 2 mentioned in Section 3, is requested to be zoned M-3 Industrial.

#### Section 5: HEARING

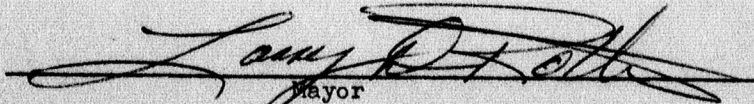
That there shall be a public hearing as to the advisability of annexing the property described in Sections 1, 2 and 3 to the City of Albany, on the 8th day of May, 1963, at 7:15 p.m. o'clock, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of 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 6: 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.

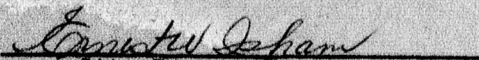
Passed by the Council: April 10, 1963

Approved by the Mayor: April 10, 1963

  
Mayor

Effective Date: April 10, 1963

ATTEST:

  
City Recorder