

ORDINANCE NO. 3543

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF ORS SECTION 222.111, 222.120 AND 222.170, REGARDING THE ANNEXATION OF AREA FROM GRAND PRAIRIE ROAD TO ALBANY SANTIAM CANAL, ADJACENT TO THE EAST LINE OF SOUTH ALBANY HIGH SCHOOL, 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, 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:

PARCEL I

Beginning at a point in the center of Grand Prairie Road South 369.65 feet and South 65°55' East 330.29 feet from the Southwest corner of the Anderson Cox Donation Land Claim #49 in Township 11 South, Range 3 West of the Willamette Meridian; thence South 13°02' West 649.37 feet to the center of Periwinkle Creek; thence along the center of said creek South 59°45' East 129.65 feet to a point from which a 1/2 inch rod bears South 13°02' West 10 feet; thence North 13°02' East 663.56 feet to the center of said Grand Prairie Road; thence North 65°55' West 126.18 feet to the place of beginning.

SAVE AND EXCEPT that portion of the above described tract of land lying within the boundaries of public roads and highways.

PARCEL II

Beginning at a point in the center of Grand Prairie Road South 369.65 feet and South 65°55' East 330.29 feet from the Southwest corner of the Anderson Cox Donation Land Claim #49 in Township 11 South, Range 3 West of the Willamette Meridian, in Linn County, Oregon; and running thence North 65°55' West along the center line of said road 185.0 feet; thence South 13°02' West parallel to the East line of Lot 7 of Jason Wheeler's Home Farm, 345.0 feet to a 1/2 inch iron rod; thence North 65°56' West 191.0 feet to a 1/2 inch iron rod on the East line of said Lot 7, thence South 13°02' West 299.95 feet to a 3/4 inch iron bolt at the Southeast corner of said Lot 7, said 3/4 inch iron bolt being also on the Northerly extension of the East line of Rural Dale; thence South 0° 35' West along the East line of said Rural Dale and its Northerly and Southerly extensions 2389.72 feet to a 1/2 inch iron rod on the North line of the Albany-Santiam Canal; thence South 89°45' East along the North line of said canal 949.69 feet to a 1/2 inch iron rod; thence North 0°36' East 1973.33 feet to the center of Periwinkle Creek; thence down the center of said Periwinkle Creek as follows: North 83°15' West 115.0 feet North 68°00' West 221.7 feet and North 59°45' West 330.0 feet to a point South 13°02' West of the place of beginning; thence North 13°02' East 649.37 feet to the place of beginning.

AS A PLANNED DEVELOPMENT

be dispensed with.

Section 2: HEARING

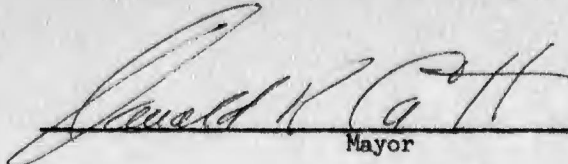
That there shall be a public hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, on the 28th day of April, 1971, at 7:15 p.m. o'clock, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of general 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: March 31, 1971

Approved by the Mayor: March 31, 1971



Mayor

Effective Date: March 31, 1971

ATTEST:



City Recorder