

ORDINANCE NO. 3609

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 LOCATED AT THE NORTHWEST CORNER OF ERMINE AND 31ST AVENUE, 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:

Beginning at a 1/2" iron rod, said rod being the Southeast corner of Davidson Park Subdivision in Section 17, Township 11 South, Range 3 West of the Willamette Meridian in Linn County, Oregon; running thence North 13° 17' 30" East along the Easterly boundary of said subdivision a distance of 813.29 feet; thence South 31° 31' 15" East 81.00 feet; thence South 42° 57' 15" East 290.00 feet to the Westerly boundary of a road right-of-way; thence South 13° 19' 30" West 542.58 feet along said right-of-way; thence North 86° 38' West 302.74 feet to the true place of beginning, Also Except the Southerly 1 foot of even width thereof, ALSO beginning at the Southeast corner of Davidson Park Subdivision in Section 17, Township 11 South, Range 3 West of the Willamette Meridian in Linn County, Oregon, said corner being on the Southerly line of Jason Wheeler Home Farm Tracts; thence South 86° 39' East along said Southerly line 297.98 feet to the Northeast corner of the Fourth Addition to Vista Homes, a recorded subdivision, Linn County, Oregon; thence South 1° 36' East, 1 foot, more or less, to a point on the Northerly line of East 31st Avenue; thence North 86° 39' West along the Northerly line of East 31st Avenue to a point which bears South 13° 17' 30" West from the Southeast corner of said Davidson Park; thence North 13° 17' 30" East 1 foot, more or less, to the point of beginning. SAVE AND EXCEPT that portion of the above described tract of land lying within the boundaries of public roads and highways.

As R-6 Zone

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 22nd day of March, 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.

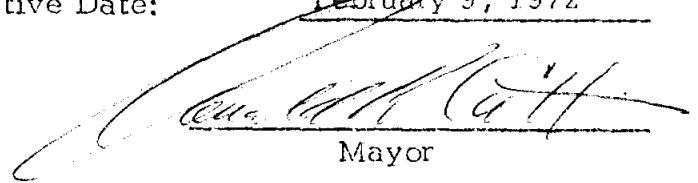
Section 3: EMERGENCY CLAUSE

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: February 9, 1972

Approved by the Mayor: February 9, 1972

Effective Date: February 9, 1972



Mayor

ATTEST:



City Recorder