

AN ORDINANCE PROVIDING FOR A COMPREHENSIVE PLAN AMENDMENT, ANNEXATION, AND ZONING OF CERTAIN TERRITORY, WITHDRAWING THE SAME FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT, DISPENSING WITH A CITY ELECTION ON THE QUESTION OF ANNEXATION, FIXING A DAY FOR THE PUBLIC HEARING ON A COMPREHENSIVE PLAN AMENDMENT, ANNEXATION, ZONING, AND WITHDRAWAL FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT, DIRECTING THAT NOTICES BE PUBLISHED, AND DECLARING AN EMERGENCY." (Comprehensive Plan amendment for 28.05 acres from Urban Residential Reserve to Intensive Development; annexation with concurrent zone change for 126.68 acres from Linn County UGM-20 Urban Growth Management to City MP-Industrial Park for property generally south of LBCC and Allen Lane, west of Pacific Boulevard and east of Looney Lane.)

WHEREAS, there has been submitted to the City of Albany a written proposal for annexation to the City by more than 50% of the landowners who also own more than 50% of the land in the contiguous territory described below which real property therein represents more than 50% of the assessed value of all real property in the contiguous territory to be annexed; and

WHEREAS, the City Charter does not expressly prohibit the City from dispensing with submitting the question of annexation of the registered voters of the City; and

WHEREAS, a public hearing should be held concerning the concurrent withdrawal of the contiguous territory described below from the Albany Rural Fire Protection District; now, therefore

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

Section 1: Annexation Area

It appears to be in the best interest of the City of Albany that the following described contiguous territory be annexed: (see attached legal description).

Section 2: Annexation Without Election

The City Council does hereby elect to dispense with submitting the question of annexation to an election by the registered voters of the City as authorized by ORS 222.120.

Section 3:

That the territory described in Section 1 is currently in the Albany Rural Fire Protection District and the same should be withdrawn therefrom at the time that said territory is annexed to the City of Albany.

Section 4: Public Hearing

The public hearing on the question of a Comprehensive Plan amendment, annexation/zoning and the question of withdrawal of said territory shall be held at the City Hall of Albany, Oregon, on the 28th day of November, 1984, at 7:15 o'clock p.m. at which time the registered voters of the City may appear and be heard on the question of annexation and on the question of withdrawal of the territory from the Albany Rural Fire Protection District.

Section 5: Notice of Hearing

The City Recorder shall give notice of the hearing by publication once each week for two (2) successive weeks prior to the day of said hearing in a newspaper of general circulation within the city. The City Recorder shall further cause notice of this hearing to be posted in four (4) public places within the city for a period of time.


Section 6: Emergency Clause

Inasmuch as the peace, health, and safety of the persons who live or own property within the area to be annexed are affected, it is effective and an emergency is hereby declared to exist; and this ordinance shall become in full force and effect immediately on its passage by the Council and approval by the Mayor.

Passed by the Council: November 14, 1984

Approved by the Mayor: November 15, 1984

Effective Date: November 14, 1984

  
\_\_\_\_\_  
Mayor

ATTEST:

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

MEETS AND BOUNDS DESCRIPTION

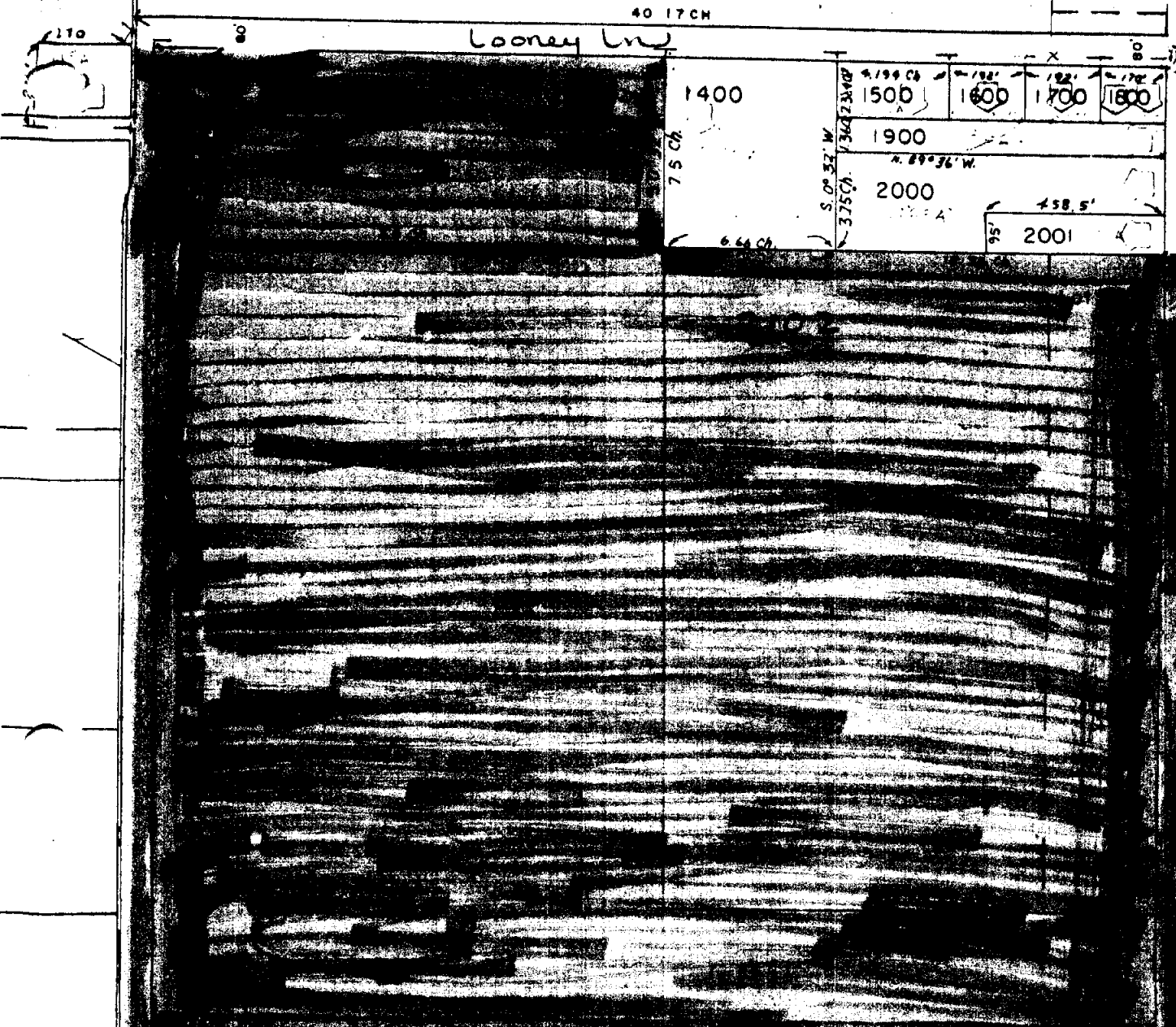
PROPOSED ANNEXATION

LOONEY LANE TO 99-E

1. Beginning at a point at the Northeast corner of tax lot 200 (Township Lot 200 Township 11S-R4WMLinn County, Oregon) and running north along the west line of the right-of-way of Looney Lane to the northeast corner of tax lot 1100;
2. Thence East along the south line of the right-of-way of Allen Lane to the Northeast corner of tax lot 1300;
3. Thence South to the Southwest corner of tax lot 1400;
4. Thence east along the North boundary of tax lot 2102 to the East right-of-way line of 99-E;
5. Thence South to the North side of the right-of-way line of County Road No. 351;
6. Thence East to the East right-of-way line of SP R.R.;
7. Thence South to the south side of the right-of-way line of County Road No. 351;
8. Thence West to the point of the beginning.

40 17 CH

Looney Ln



1400

75 CH

1500  
1600  
1700  
1800

1900  
2000

458.5'

2001

95'

501  
602  
603  
600  
604  
800  
900  
701  
1000  
324.65'  
1002  
325.95'  
1001  
327.35'

200

100

115.11A

204  
1.35A

369.5'

212'

SE Cor. DLC 76  
Francis Simpson

Lot 2

Lot 1

Lot 5

600 1.36A

500  
8.96A

703

710

800  
3.53A

400  
7.91A

700  
15.12A

709

704

706

701

701

702

703

704

U.S. HWY 66

31 327.63  
404  
329.84  
405  
406  
1189.85  
400  
340.82  
403  
341.89  
402  
342.96  
401  
343.80  
500 501  
344.88  
600

DLC 65  
s I Ingraham

2

CANE

2.97 CH

11.2 CH

C.S. 686