

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT LOCATED AT 4212 SANTIAM HIGHWAY (LINN COUNTY ASSESSOR'S MAP NO. 11S-03W-16, TAX LOT 200) CONTAINING APPROXIMATELY 16.8 ACRES MORE OR LESS, AND DECLARING AN EMERGENCY.

WHEREAS, the Albany City Council on June 26, 2002, proclaimed the annexation of territory by adoption of Ordinance No. 5528 and described in Exhibits A and B, attached hereto; and

WHEREAS, the Albany City Council set a date for a public hearing concerning the withdrawal of said territory from the Albany Rural Fire Protection District (ARFD); and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and on July 24, 2002, the Albany City Council did hold a public hearing during which time interested persons were given an opportunity to be heard on this matter; and

WHEREAS, the City Council, following said public hearing, determined that the withdrawal of territory from the ARFD is in the best interests of the citizens of Albany.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The following described real property to-wit (see attached legal description, Exhibit A, and map, Exhibit B) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

Section 2: The City Recorder shall, within 10 days of the effective date of this ordinance, file a copy of the ordinance with the County Assessor of Linn County, Secretary of State of the State of Oregon, State of Oregon Department of Revenue, and the Albany Rural Fire Protection District.

Section 3: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance will be in full force and effect immediately upon passage by the council and approval by the Mayor.

*Please return to the City of Albany Board Office, PO Box 490, Albany OR 97321*

STATE OF OREGON }  
County of Linn } SS  
City of Albany }

I hereby certify that I have compared the (foregoing, within) with the original thereof, and that it is a correct copy therefrom and of the whole thereof.

Dated July 29 2002  
Betty Langwell, City Clerk

Passed by Council: July 24, 2002

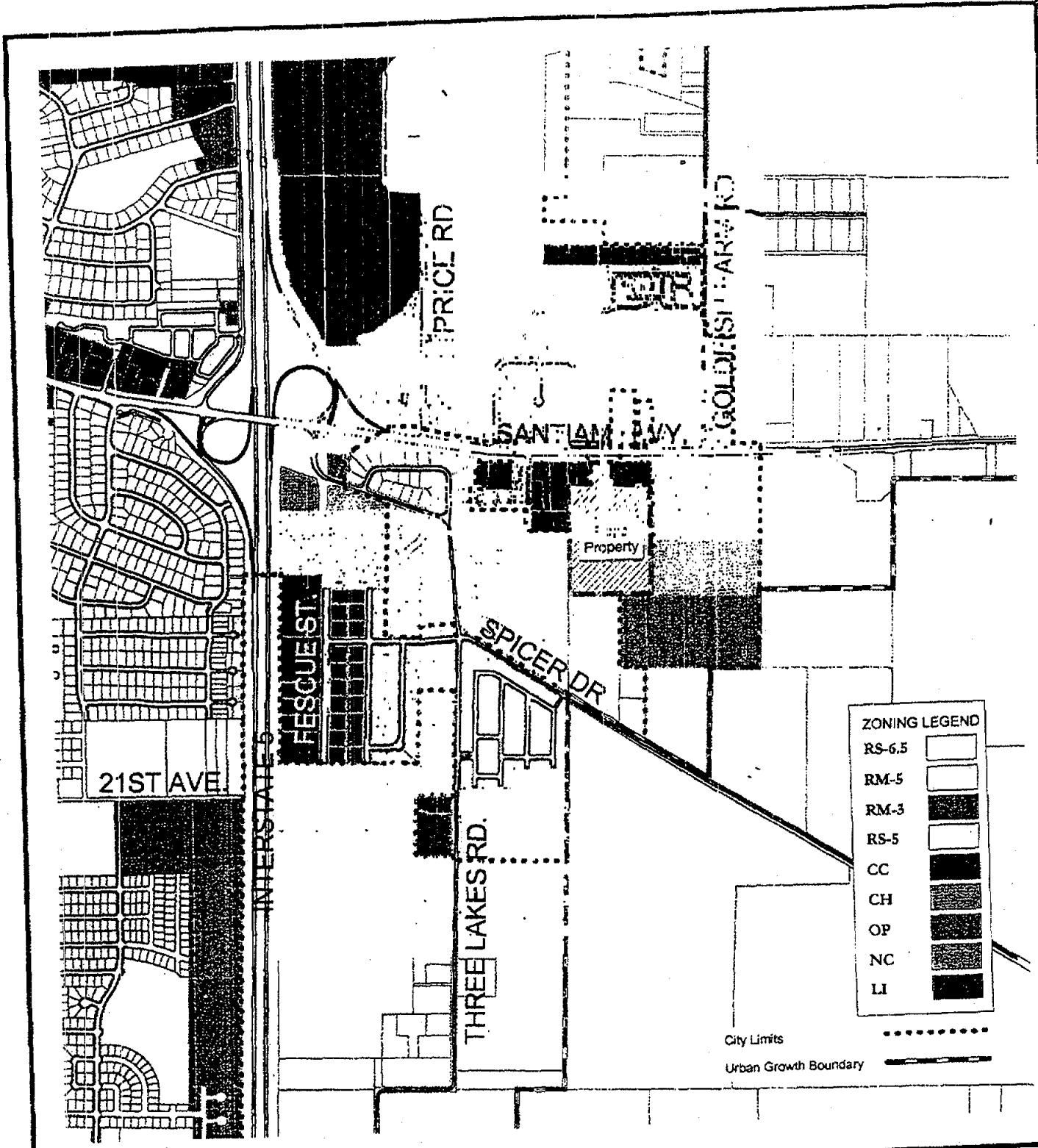
Approved by Mayor: July 24, 2002

Effective Date: July 24, 2002

Charles A. McFarlane  
Mayor

ATTEST:

Kenn Thompson  
City Recorder



# Ropp Annexation (AN-02-01)

Staff Report - Attachment B



500 0 500 Feet

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Feb 5, 2002

The City of Albany, in its capacity as the planning and zoning authority, has prepared this map and report as a guide to the public. It is not intended to constitute a contract or warranty of any kind. The information provided is for informational purposes only and should not be used as a basis for any legal action. The City of Albany is not responsible for any errors or omissions in this report.



RESOLUTION EXHIBIT A  
LEGAL DESCRIPTION  
FILE AN-02-01

A parcel of land lying in the Edward White DLC No. 48 and situated in Section 9, Township 11 South, Range 3 West, of the Willamette Meridian, Linn County, Oregon, and being that tract of land described in that certain deed to C. C. Cameron, recorded in Book 178, page 851, Deed Records, the said parcel being described as follows: Beginning on the North boundary line of and West 29.23 chains from the Northeast corner of the E. N. White DLC, Not. No. 694, Claim No. 48 in Township 11 South, Range 3 West of the Willamette Meridian; thence South 18.75 chains; thence West 10.77 chains to the West line of the West half of said DLC in said Township and Range; thence North 18.75 chains to the North boundary line of said Claim; thence East 10.77 chains to the place of beginning. EXCEPT that parcel conveyed to E. B. Hagedorn and June C. Hagedorn by deed recorded September 27, 1963, in Book 297, page 308, Deed Records, and more particularly described as follows: Beginning on the North line of and Westerly 40.00 chains from the Northeast corner of the E. N. White DLC No. 48 in Township 11 South, Range 3 West of the Willamette Meridian, in Linn County, Oregon; said point being the Northwest corner of that certain tract conveyed to D. F. Ropp and Barbara Ropp by deed recorded March 14, 1958 in Deed Book 258, page 518; and running thence Easterly along the North boundary line of said DLC a distance of 175 feet; thence Southerly parallel to the West line of said Ropp tract, 280 feet; thence Westerly parallel to the North line of said DLC a distance of 175 feet to the West line of said Ropp tract; thence Northerly along said West line, 280 feet to the point of beginning.

Containing 16.8 acres, more or less.

STATE OF OREGON  
County of Linn

I hereby certify that the attached  
was received and duly recorded  
by me in Linn County records.

STEVE DRUCKENMILLER  
Linn County Clerk

By SK, Deputy

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S 20  
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