

ORDINANCE NO. 5595

AN ORDINANCE PROCLAIMING THE ANNEXATION AND ZONING OF PROPERTY LOCATED AT 155 COUNTRY CLUB LANE NW; AND DECLARING AN EMERGENCY.

WHEREAS, the Albany City Council on August 11, 2004, reviewed this annexation request, adopted findings, and concluded that the City's annexation eligibility and timeliness criteria can be met; and

WHEREAS, the Albany City Council on August 11, 2004, referred this annexation request as a ballot measure to the Linn and Benton Counties Elections Filing Officers for the approval or rejection of the proposed annexation by the legal voters of Albany (pursuant to Albany City Charter Chapter 54); and

WHEREAS, the question of annexation of the property generally located on the north side of Country Club Lane, shown on Benton County Assessor's Map No. 10S-03W-31; a portion of Tax Lot 400, containing 2.18 acres, more or less, and as further described in the attached legal description labeled Exhibit "A", was submitted to the electorate at a general election held November 2, 2004, as required by Albany City Charter Chapter 54; and

WHEREAS, the City Clerk has certified that the annexation was approved by a majority vote; and

WHEREAS, the Albany Development Code applies specific zoning upon annexation;

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

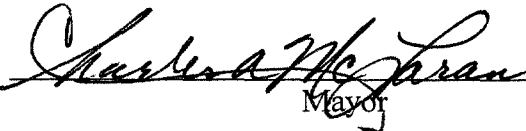
Section 1: The described real property to-wit (see attached Exhibit A) is hereby annexed to the City of Albany and zoned RS-10 (Residential Single Family).

Section 2: The City Clerk shall file a copy of the ordinance with the County Assessor of Benton County, Secretary of State of the State of Oregon, and the State of Oregon Department of Revenue. The City Clerk shall also submit to the Secretary of State an abstract of the vote within the City.

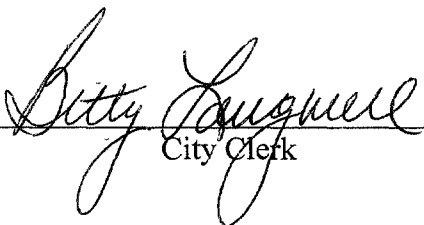
Passed by the Council: January 12, 2005

Approved by the Mayor: January 12, 2005

Effective Date: January 12, 2005

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

**EXHIBIT A**  
**LEGAL DESCRIPTION**  
**FILE AN-05-04**

A portion of that Spring Hill Golf and Country Club Inc. tract described by deed recorded in M-228369-97 in the Benton County Deed Records on May 5, 1997 that is more particularly described as follows:

Beginning at the Northeast corner of Lot 8 of "Fairway Terrace", a subdivision recorded in Benton County; thence South 80° 11' 02" West 154.65 feet to a 3/4-inch iron rod at the Northwest corner of said Lot 8; thence South 80° 11' 02" West 351.87 feet; thence North 04° 26' 37" East 99.01 feet; thence South 85° 33' 23" East 192.17 feet; thence North 06° 28' 52" East 53.66 feet; thence North 21° 33' 36" West 58.79 feet; thence North 58° 42' 32" East 21.82 feet; thence North 17° 16' 09" East 96.83 feet; thence North 57° 25' 38" East 85.12 feet; thence South 82° 46' 01" East 69.00 feet; thence South 32° 34' 22" East 45.95 feet; thence South 85° 33' 23" East 49.70 feet; thence North 63° 11' 22" East 18.90 feet; thence South 84° 59' 56" East 12.83 feet; thence South 53° 35' 27" East 18.28 feet; thence South 85° 33' 23" East 71.98 feet; thence South 04° 26' 37" West 112.00 feet; thence North 85° 33' 22" West 49.68 feet; thence South 02° 53' 18" West 87.11 feet to the Point of Beginning.

**ALBANY**  
**10S-03W-31**

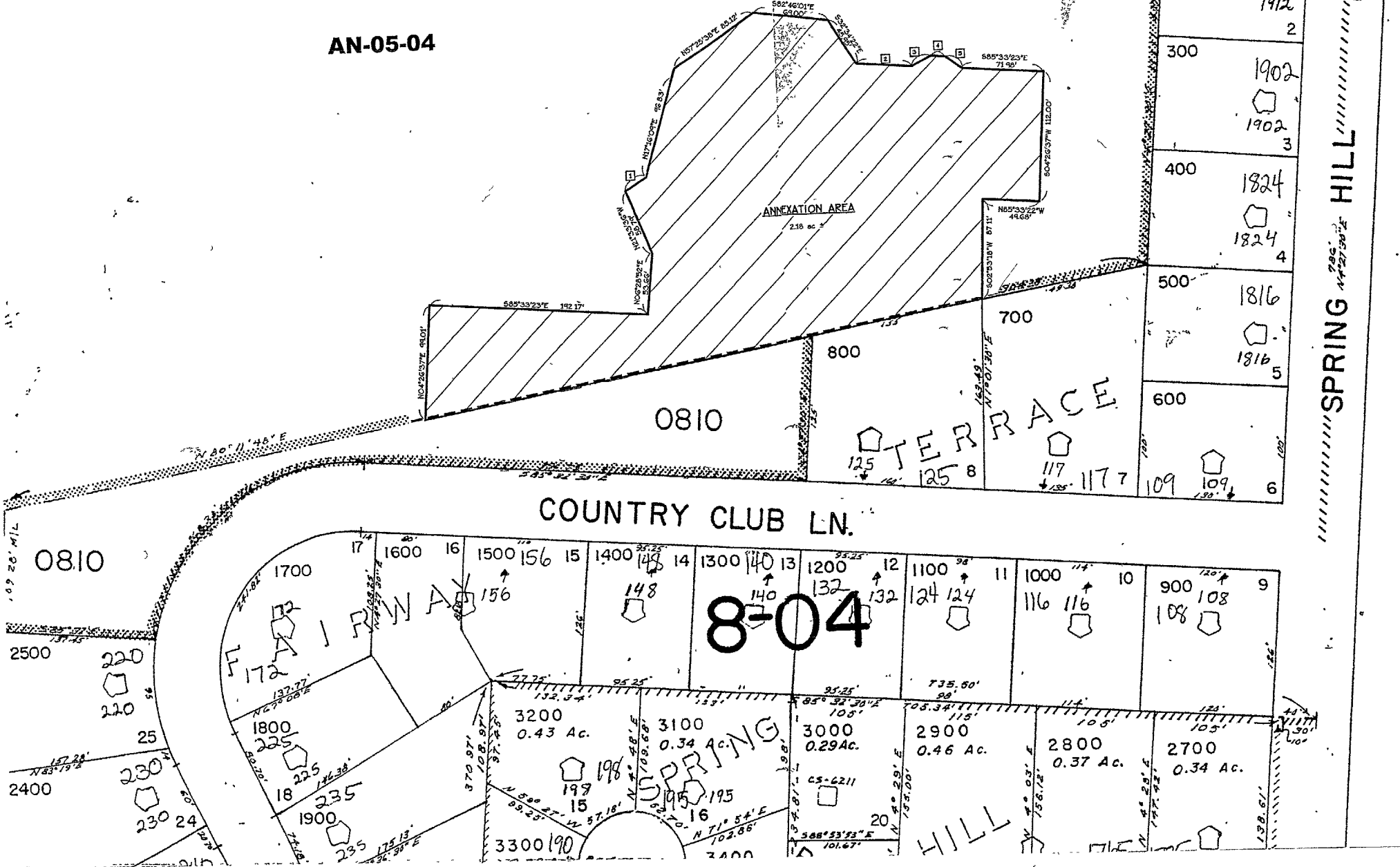
**AN-05-04**

SPRING HILL COUNTRY CLUB INC.  
DEED REFERENCE H-226369-47

FD FOUND  
IR IRON ROD  
AREA TO BE ANNEXED TO THE  
CITY OF ALBANY

LINE TABLE

LINE	LENGTH	BEARING
L1	21.82	N58°42'32"E
L2	44.70	S85°33'23"E
L3	18.90	N63°11'22"E
L4	12.83	S84°51'50"E
L5	16.28	S53°35'27"E



SPRING HILL DR.

0810

COUNTRY CLUB LN.

8-04

SPRING HILL

HILL

100 1922  
1922  
200 1912  
1912  
300 1902  
1902  
400 1824  
1824  
500 1816  
1816  
600 109 109

0810  
1700  
1600  
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900  
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172  
1800  
1800  
1800  
1900  
3200  
3100  
3000  
2900  
2800  
2700  
0.43 Ac.  
0.34 Ac.  
0.29 Ac.  
0.46 Ac.  
0.37 Ac.  
0.34 Ac.