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ORDINANCE NO. 4000

TITLE: AN ORDINANCE PROVIDING FOR A PUBLIC HEARING AND NOTICE THEREOF TO CONSIDER WITHDRAWING CERTAIN ANNEXED TERRITORY FROM THE ALBANY RURAL FIRE DISTRICT.

RECITALS: WHEREAS, it is deemed to be in the best interest of the City of Albany and the territory annexed by Ordinances No. 3977, No. 3993, and No. _____ that such territory be withdrawn from the Albany Rural Fire District; and

WHEREAS the City Council of the City of Albany desires to obtain further citizens' opinion on the subject of withdrawal as directed by state law to obtain such opinion; now, therefore,

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

Section 1: PUBLIC HEARING.

A public hearing on the question of withdrawing annexed territory from the Albany Rural Fire District shall be held on the 23rd day of March, 1977, at 7:15 o'clock p.m. at the City Hall of the City of Albany.

Section 2: NOTICE.

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

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 withdrawing certain annexed territory from the Albany Rural Fire District be disposed of at the earliest possible moment; 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 23, 1977
Approved by the Mayor: February 23, 1977
Effective Date: February 23, 1977



Mayor

ATTEST:



City Recorder

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4000

LEGAL DESCRIPTION

CONSENT TO ANNEXATION

DEERFIELD SUBDIVISION ANNEXATION

Beginning at the point of intersection of the west right-of-way line of Columbus Street and at the north line of the Santiam Canal; thence,

S89°48'30"E 1,621.92 ft. along the north line of said Canal; thence,

S89°44'26"E 1,084.23 ft. along the north line of said Canal to the east boundary line of Section 20; thence,

S0°24'35"E 2,766.97 ft. along the east boundary line of Section 20 the north right-of-way line of the Southern Pacific Transportation Company; thence,

N65°28'50"W 2,958.40 ft. along the north right-of-way line of the S.P.T.C. to the west right-of-way line of Columbus Street; thence,

North 1,550 ft., more or less, along the west right-of-way line of Columbus Street to the point of beginning.

(SEE ATTACHED LEGAL DESCRIPTIONS AND MAP FOR THE ZONED AREAS WITHIN THE 127 ACRES)

Tax Lot 600 Acct. # 106318

Beginning at the northwest corner of the RUPP SUBDIVISION in Sec. 8, T. 11 S., R. 3 W., W.M., Linn Co., Oregon.

Thence,

N $1^{\circ}39'$ W 334.29 feet. Thence S $89^{\circ}05'$ E 731.44 feet, to the west right of way line of Waverly Drive, thence

N $1^{\circ}28'$ W along the west right-of-way line of Waverly Drive 276.49 feet more or less to the center line of 14th Avenue, thence

S $89^{\circ}05'$ E 80 feet to the east right-of-way line of Waverly Drive. Thence,

S $1^{\circ}28'$ E parallel to the west right-of-way line of Waverly Drive 440.64 feet, thence

West 222.80 feet. Thence,

South 170.15 feet. Thence,

West 593.74 feet to P.O.B.