

ORDINANCE NO. 5605

AN ORDINANCE WITHDRAWING TERRITORY FROM THE NORTH ALBANY RURAL FIRE PROTECTION DISTRICT LOCATED AT 155 COUNTRY CLUB LANE NW (BENTON COUNTY ASSESSOR'S MAP NO. 10S-03W-31, TAX LOT 400) CONTAINING APPROXIMATELY 2.18 ACRES MORE OR LESS AND DECLARING AN EMERGENCY.

WHEREAS, the Albany City Council on January 12, 2005, proclaimed the annexation of territory by adoption of Ordinance No. 595 and described in Exhibit A attached hereto; and

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

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and on January 12, 2005, 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 NARFD 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Section 1: The following described real property to-wit (see attached Exhibit A) is hereby proclaimed to be withdrawn from the North Albany Rural Fire Protection District.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 Benton County, Secretary of State of the State of Oregon, State of Oregon Department of Revenue, and the North 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.

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.

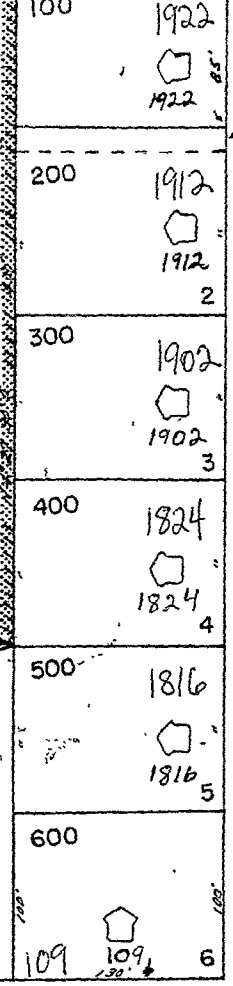
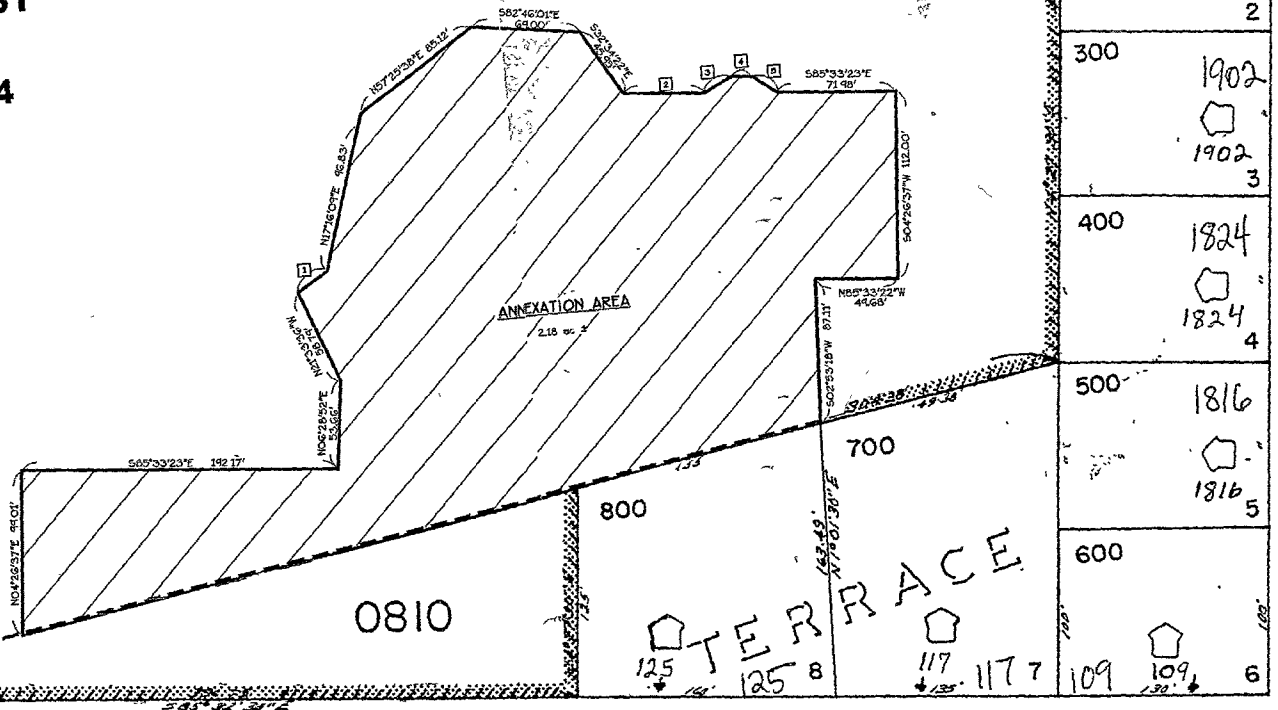
ALBANY
10S-03W-31

AN-05-04

SPRING HILL COUNTRY CLUB INC.
 DEED REFERENCE H-228369-47

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

LINE	LENGTH	BEARING
L1	21.82	N86°42'32"E
L2	49.70	S85°33'23"E
L3	18.40	N63°11'22"E
L4	12.83	S84°59'26"E
L5	16.28	S55°39'27"E



SPRING HILL DR.

COUNTRY CLUB LN.

