

ORDINANCE NO. 3003

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF SECTION 222.120 ORS, REGARDING THE ANNEXATION OF AN AREA ADJACENT TO THE SOUTH ALBANY INTERCHANGE AND TO FREEWAY ADDITION, CONTIGUOUS TO THE CITY OF ALBANY, ZONING THE SAME AS A C-2 LOCAL COMMERCIAL AS DEFINED IN ORDINANCE NO. 2916, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, on the 3rd day of February, 1962, there was filed with the City Recorder of the City of Albany, a petition and consent by the petitioners, Ed F. and Theresa V. Kastner, representing to be the owners of the property, contiguous to the City of Albany, to elect to dispense with an election within the City of Albany concerning the annexation of the said property and setting a date for public hearing of the same.

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

Section 1: That an election within the City of Albany regarding the annexation of the following described property, to-wit:

Lots 2 and 4 and East  $\frac{1}{2}$  of Lots 1 and 3, Block 5, Glendorr Tracts, except part in highway; also beginning at the Northeast corner of Lot 3, Block 5, Glendorr Tracts; thence S.  $70^{\circ}39'$  E. 220 feet; thence Northerly 74.8 feet; thence N.  $70^{\circ}39'$  W. 320 feet; thence Southerly 74.8 feet; thence S.  $70^{\circ}39'$  E. 100 feet to beginning,

shall be and it is hereby dispensed with pursuant to and under the terms of Section 222.120 ORS, said property to be annexed as a C-2 Local Commercial Zone.

Section 2: That there shall be a public hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, on the 14th day of March, 1962, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of general circulation, published in the said city once a week for two (2) successive and consecutive weeks and by posting in four (4) public places, a notice setting forth the time and place of the said hearing and the description of the property to be considered for annexation and the purpose for which the hearing is held.

Section 3: 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 annexation of the property described herein be disposed of at the earliest possible moment, and, should the same be annexed, that the city facilities be made available to this property, therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by this Council and approval by the Mayor.

Passed by the Council: February 15, 1962

Approved by the Mayor: February 15, 1962

*W. K. Fitzgerald*  
Mayor

Effective Date: February 15, 1962

ATTEST:

*Ernest W. Deham*  
City Recorder