

ORDINANCE NO. 3400

AN ORDINANCE RELATING TO DISPENSING WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER ORS. 222.111, 222.120 AND 222.170 REGARDING THE CONDITIONAL ANNEXATION OF CERTAIN PROPERTY LOCATED SOUTH OF 34TH AVENUE, ADJACENT TO EAST SIDE OF PACIFIC BOULEVARD, LINN COUNTY, OREGON AND DECLARING AN EVERGENCY.

WHEREAS, on the 9th day of April, 1969, there was filed with the City Recorder of the City of Albany, a petition and consent by the Petitioners, representing to be the owners of property contiguous to the City of Albany, Oregon, to elect to dispense with an election within the City of Albany concerning the annexation of said property and setting a date for the hearing of the same.

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

Section 1: DESCRIPTION OF PROPERTY

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

Parcel 1: Beginning at a point on the East right of way of the Pacific Hwy, said point being S 0°55' E 1330.9 ft. alg the claim line and Ely, parallel to the N cl li, 62.88' fr the NW cor of Truett Davis DLC No. 38, in Sec 13, T 11 S, R 4 W of the WM in Linn Co Or; and running th Ely parallel wi the N li of sd Cl 1268.02' to the W boundary li of the r/w of the Ore and Cal. RR; th N alg the W boundary li of sd r/w 987.9' m/1, to the SE cor of a tr conveyed to the NW Nat Gas Co by deed recorded June 28, 1961 in Book 277, Page 328, Deed Recl; th N 76°43' W 659.43 feet to a ½ inch iron rod N 89°14' E 710.4' and S 0°46' E 182.8' fr the NW cor of sd Cl No. 38 th S 678.8' to the SE cor of a tract conveyed to Ralph V. McDonald by Deed recorded October 7, 1949 in Book 211, Page 8, Deed Records; th Wly parallel to the N li of sd cl, 665.5' to the E r/w li of the Pacific Hwy Th alg sd hwy S 3°17' E 239.1' S 4° 08' E 94.7' and S 3°27' E 137.0' to the pt of beg

As a M-2 Zone

shall be and is hereby dispensed with.

Section 2: HEARING

That there shall be a Public Hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, Oregon, on the 14th day of May, 1969, and the City Recorder is hereby directed to give Notice of Public Hearing by publishing in a newspaper of general circulation published in the said City once (1) 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, the purpose for which the hearing is to be heard, and the description of the property to be considered for annexation on the following basis:

First Year	Police and Fire Protection	
	Sewage Disposal	42.60%
Second Year	No additional Service	42.60
Third Year	Airport	43.20
Fourth Year	Swimming Pool	44.20
Fifth Year	Municipal Court & Law	45.50
Sixth Year	Parks	48.60
Seventh Year	Engineering	51.90
Eighth Year	Recreation	55.20
Ninth Year	Library	59.60
Tenth Year	All remaining Services	100.00

Section 3: 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 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 the Council and approval by the Mayor.

Passed by the Council: April 9, 1969

Approved by the Mayor: April 9, 1969

Russell W. Swepp
Mayor

Effective Date: _____

ATTEST:

Ernestel Scham
City Recorder