

ORDINANCE NO. 4029

TITLE: AN ORDINANCE PROVIDING FOR THE DATE AND MANNER OF HOLDING A SPECIAL ELECTION IN THE CITY OF ALBANY IN LINN AND BENTON COUNTIES, OREGON, ON THE 26TH DAY OF JULY, 1977, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF ALBANY, OREGON, AN ORDINANCE APPROVING THE SERVICE AREA DEVELOPMENT PROJECT FOR THE CITY OF ALBANY AS PROMULGATED UNDER CHAPTER 457 OF OREGON REVISED STATUTES AND DECLARING AN EMERGENCY.

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

Section 1: SPECIAL ELECTION CALLED.

That the proposition set forth in Section 2 of this ordinance shall be submitted in the manner prescribed in this ordinance to the legal voters of the City of Albany at a special election to be held on the 26th day of July, 1977.

Section 2: PROPOSITION TO BE VOTED.

Shall the City of Albany adopt an ordinance approving the service area development project for the City of Albany, Oregon? The entire text of the proposed ordinance is as follows:

(Attach ordinance)

Section 3: DESIGNATION OF POLLING PLACES, POLL BOOKS, AND CLERKS OF ELECTION.

The polling places are hereby designated as follows:

Ward One	Maple School and Liberty School
Ward Two	Lafayette School and Church of the Nazarene
Ward Three	Waverly School and South Albany High School

Section 4: HOURS OF ELECTION.

The polls for the special city election shall be kept open at each polling place from 8 o'clock a.m. until 8 o'clock p.m.

Section 5: NOTICE OF ELECTION.

The notice of election shall be given by publication twice in a newspaper of general circulation within the City of Albany with the first publication to be not more than twenty (20) days nor less than ten (10) days before the election and the second publication to be not more than ten (10) days nor less than five (5) days before the election. Notice of the election shall be posted for not less than (10) days before the election in three (3) public places within the City of Albany. Notice in the newspaper and those posted in three (3) public places shall be in substantially the following form:

NOTICE OF ELECTION

"On the 26th day of July, 1977, in the City of Albany, Linn and Benton Counties, Oregon, from 8 o'clock a.m. until 8 o'clock p.m., a special election shall be held at which time the following proposition shall be submitted to the voters for their approval:

'Shall the City of Albany adopt an Ordinance approving the service area development project for the City of Albany, Oregon?'

The polling places in the City of Albany for the special election shall be as follows:

Ward One	Maple School and Liberty School
Ward Two	Lafayette School and Church of the Nazarene
Ward Three	Waverly School and South Albany High School

WITNESS my hand and seal of the City of Albany, this _____ day of June, 1977.

/s/ Gary Holliday
City Recorder."

The recorder shall advertise and post or cause to be posted the notices required by this section. The notice of election required to be given by this ordinance shall constitute the only notice necessary and all ordinances or resolutions in conflict herewith shall not apply to the notice required by this section.

Section 6: BALLOT FORM.

The following is the manner and the form in which the question shall be submitted on the official ballot:

"Vote YES or NO. Mark an "X" in the square for the answer voted for:

Referred to the legal voters of the City of Albany by the City Council.

Shall the City of Albany adopt an ordinance approving the service area development project for the City of Albany, Oregon, as promulgated under Chapter 457 of Oregon Revised Statutes?

YES

NO "

Section 7: EMERGENCY CLAUSE.

WHEREAS, it is in the interest of the public health, safety, and general welfare of the citizens of the City of Albany, Oregon, that this matter 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: May 25, 1977

Approved by the Mayor: May 25, 1977

Effective Date: May 25, 1977



MAYOR

ATTEST:



CITY RECORDER

ORDINANCE NO. _____

TITLE: AN ORDINANCE APPROVING THE SERVICE AREA URBAN RENEWAL PLAN FOR THE CITY OF ALBANY AND DECLARING AN EMERGENCY.

WHEREAS, under the provisions of Oregon Revised Statutes 457, Housing Authorities and Urban Renewal Agencies are authorized to assist cities to undertake and carry out redevelopment projects; and

WHEREAS, it is provided under such law that contracts for financial aid thereof for the use of local, state and federal funds, or the sale of tax increment bonds require that the Urban Renewal Plan for the respective project areas be approved by the governing body or bodies of the locality in which the project is situated and that such approval include findings by the governing body that:

- (a) The financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan;
- (b) The Urban Renewal Plan will afford maximum opportunity, consistent with the sound need of the locality as a whole, for the conservation or redevelopment of the redevelopment area by private enterprise; and
- (c) The Urban Renewal Plan conforms with the general plan for the development of the locality as a whole; and

WHEREAS, the city of Albany has made detailed studies of the location, land use, environmental influences, and the social, cultural, and other existing conditions of the project area and have determined that the area is blighted and deteriorated area and that it is detrimental and a menace to the safety, health, and welfare of the inhabitants and users thereof and of the locality at large, because of the existence of blighted and deteriorated conditions among which are deleterious land uses, the lack of necessary sanitary facilities, the lack of adequate drainage facilities and public rights-of-way, and because other conditions prevent the proper development of the property in the city of Albany, and the members of governing bodies have been duly apprised and are aware of these factors and conditions; and

WHEREAS, there has been prepared and referred to the City Council of the City of Albany, Oregon, for review and approval an Urban Renewal Plan for the project area dated the _____ day of _____, 1977, consisting of _____ pages and _____ exhibits; and

WHEREAS, said Urban Renewal Plan has been reviewed by the City Council of the City of Albany; and

WHEREAS, the Albany Planning Commission which is the duly designated and acting official planning body for the Locality, has reviewed the Urban Renewal Plan for the Project Area and has approved the said Urban Renewal Plan as conforming with the general plan for the locality, as a whole, and the City Council has duly considered the recommendations of the Planning Commission; and

WHEREAS, the said Urban Renewal Plan for the Project Area prescribes certain land uses for the Project Area and will require, among other things, changes in zoning, the vacation and removal of streets and other public ways, the establishment of new street patterns, location and relocation of sewer and water mains and other public facilities, establishment of traffic control devices, and other public action; and

WHEREAS, the Albany Redevelopment Agency of Linn County, Oregon (hereinafter called "Local Public Agency") has entered into a cooperation agreement with the City of Albany, Oregon, to carry out such redevelopment project (hereinafter called the "Project") encompassing the area described as follows:

See Attachment A

(hereinafter called the "locality"), and NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1:

There is hereby found and determined that the Project is a blighted and deteriorated area and qualifies as an eligible Project area under Chapter 457 of Oregon Revised Statutes.

Section 2:

The Urban Renewal Plan for the Project aforementioned, having been duly reviewed and considered, is hereby approved.

Section 3:

It is hereby found and determined that the said Urban Renewal Plan for the Project area conforms to the said general plan of the Locality.

Section 4:

It is hereby found and determined that the financial aid provided and to be provided pursuant to monies generated from increase in value within the Project area, sale of tax increment bonds, grants and other available financial assistance pertaining to the Project is necessary to enable the land in the Project area to be redeveloped in accordance with the Urban Renewal Plan for the Project area.

Section 5:

It is hereby found and determined that the above mentioned Urban Renewal Plan for the redevelopment area will afford maximum opportunity consistent with the sound needs of the Locality as a whole, for the redevelopment of such area by private enterprise.

Section 6:

That in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this body with reference, among other things, to changes in zoning, the vacation of streets, alleys and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities and accordingly this body hereby:

- (a) Pledges its cooperation in helping to carry out such Urban Renewal Plan;

- (b) Requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and
- (c) Stands ready to consider and take appropriate action upon proposals and measures designed to effectuate said Urban Renewal Plan.

Section 7:

If additional financial assistance under the provisions of Oregon Revised Statutes 457 is necessary to enable the land in the Project area to be renewed in accordance with the Urban Renewal Plan for the Project area, the filing by the Local Public Agency of an application for grants or the sale of additional bonds for such financial assistance is hereby approved.

Section 8:

WHEREAS, the peace, health, and safety of the people of the City of Albany require that this Ordinance become immediately effective, therefore, an emergency is hereby declared to exist and this Ordinance shall become effective immediately upon its final passage by the Council and approval by the Mayor.

Passed by the Council: _____
 Approved by the Mayor: _____
 Effective Date: _____

 Mayor

ATTEST:

 City Recorder

ATTACHMENT A

CORE AREA URBAN RENEWAL PLAN
PROJECT AREA BOUNDARY

Beginning at the intersection of the south right-of-way line of Fifth Avenue with the west right-of-way line of Ellsworth Street, Albany, Oregon, thence, Westerly along said south line of Fifth Avenue to the west right-of-way line of Vine Street; thence

Northerly along said west line of Vine Street to the southerly right-of-way line of Third Avenue; thence,

Northwesterly along said southerly line of Third Avenue to the southerly right-of-way line of the Burlington Northern (formerly Oregon Electric) Railroad; thence,

Northwesterly, along said southerly line of the Burlington Northern Railroad to its intersection with the easterly low water line of the Calapooia River; thence,

Northerly along said east low water line of the Calapooia River to its intersection with the southerly low water line of the Willamette River; thence,

Easterly along said low water line of the Willamette River to its intersection with the Northerly extension of the west line of Ellsworth Street; thence,

Northerly and Northwesterly along the extension of Ellsworth Street and continuing along the southerly right-of-way line of U.S. Highway 20 to its intersection with the Southerly extension of the west right-of-way line of North Albany Road (Benton County Road No. 14400); thence,

Northwesterly along said west line of North Albany Road to the north right-of-way line of Hickory Lane (Benton County Road No. 14401); thence,

Easterly along said north line of Hickory Lane to the east right-of-way line of Spring Hill Road (Benton County Road No. 13470); thence,

Southerly along said east line of Spring Hill Road and continuing Southerly and Easterly along the City Limits line of the City of Albany to its intersection with the Northerly extension of the east line of Sherman Street; thence,

Southerly along said east line of Sherman Street to its intersection with the north right-of-way line of Salem Road; thence,

Easterly along said north line of Salem Avenue to its intersection with the east right-of-way line of Geary Street; thence,

Southerly along said east line of Geary to its intersection with the southerly right-of-way line of Santiam Highway; thence,

Core Area Urban Renewal Plan
Project Area Boundary
Page Two

Northwesterly along said southerly line of Santiam Highway to its intersection with the southerly right-of-way line of the Southern Pacific Transportation Company main line tracks; thence,

Southeasterly along said southerly line of the Southern Pacific main line to its intersection with the westerly right-of-way line Madison Street.

Thence, Northerly along said westerly line of Madison Street to its intersection with the southerly right-of-way of Fifth Avenue; thence,

Westerly along said southerly line of Fifth Avenue to its intersection with the easterly right-of-way line of Lyon Street; thence,

Southerly along said easterly line of Lyon Street to its intersection with the northerly right-of-way line of Eighth Avenue; thence,

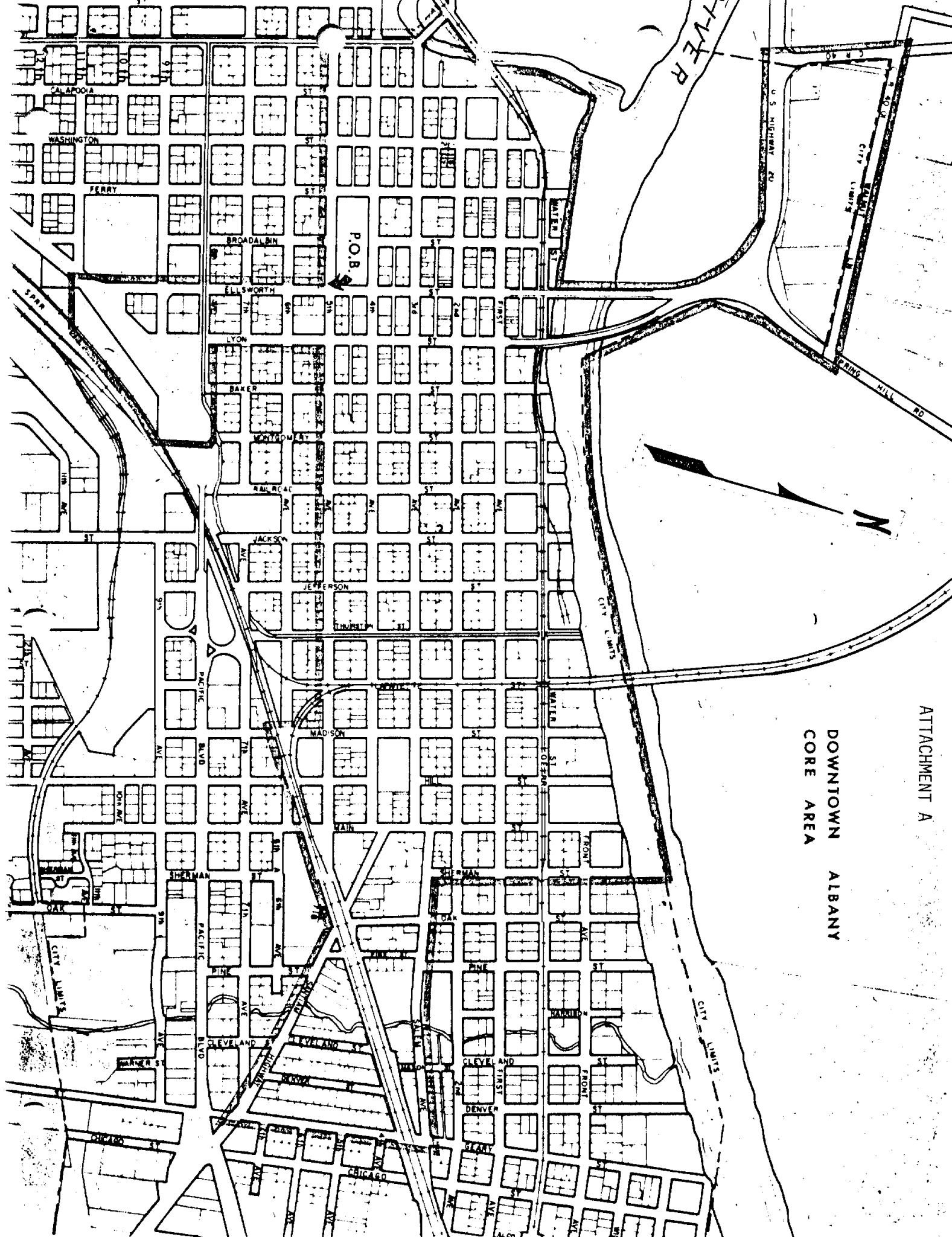
Easterly along said northerly line of Eighth Avenue to its intersection with the Southerly extension of the easterly right-of-way line of Montgomery Street; thence,

Southerly along the extension of said easterly line of Montgomery Street to its intersection with the center line of the Southern Pacific Company main line tracks; thence,

Southwesterly along said center-line of the Southern Pacific Company main line tracks to its intersection with the easterly extension of the southerly right-of-way line of Eleventh Avenue, thence

Westerly along said extension of the southerly line of Eleventh Avenue to its intersection with the Southerly extension of the westerly right-of-way line of Ellsworth Street; thence,

Northerly along said extension of the westerly line of Ellsworth Street and along the westerly line of Ellsworth Street to the point of beginning.



ATTACHMENT A

DOWNTOWN ALBANY
CORE AREA

