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ORDINANCE NO. 4258

TITLE: AN ORDINANCE PROVIDING FOR THE DATE AND MANNER OF HOLDING A SPECIAL ELECTION IN THE CITY OF ALBANY, LINN AND BENTON COUNTIES, OREGON, ON THE 3RD DAY OF APRIL, 1979, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF ALBANY A PROPOSITION: "SHALL THE CITY ESTABLISH THREE HISTORIC DISTRICTS AND A CORE AREA URBAN RENEWAL DISTRICT?" AND THEREBY AFFIRMING OR REPEALING ORDINANCE #4235 AND DECLARING AN EMERGENCY.

WHEREAS, The City Council has heretofore adopted Ordinance #4235 which created three Historic Districts and a Core Area Urban Renewal District, and,

WHEREAS, the citizens of the City of Albany have filed petitions with the City Recorder of the City of Albany requesting that the question of adoption of said ordinance be referred to the legal voters of the City, and

WHEREAS, the Council does elect to place the proposition before the legal voters of the City of Albany upon its own motion and provide for the date and manner of holding a special election on the question of establishment of three Historic Districts and a Core Area Urban Renewal District.

NOW, THEREFORE, 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 in a special election to be held on the 3rd day of April, 1979.

Section 2: Proposition to be Voted.

The proposition to be submitted to the legal voters shall be as follows:

"Shall the City establish three Historic Districts and a Core Area Urban Renewal District?" (a "NO" vote will repeal Ordinance #4235).

Section 3: Designation of Polling Places, Poll Books, Judges and Clerks of Election.

The polling places shall be designated by the City Recorder.

Section 4: Hours of Election.

The polls for the special election should be kept open at the polling places from 8:00 a.m. until 8:00 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. The first notice shall be not more than twenty (20) days nor less than ten (10) days before the election and the second notice shall 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 ten (10) days before the election at three (3) public places within the City. Notice in the newspaper and those posted in three public places shall be in substantially the following form:

NOTICE OF ELECTION

On the 3rd day of April, 1979, the City of Albany in Linn and Benton Counties, Oregon, from 8:00 a.m. until 8:00 p.m., a special election shall be held at which time the following proposition shall be submitted to the voters for their approval or rejection:

"Shall the City establish three Historic Districts and a Core Area Urban Renewal District?"

The polling places in the City for the special election shall be designated by the City Recorder.

WITNESS my hand and seal in the City of Albany this \_\_\_\_\_ day of March, 1979.

\_\_\_\_\_  
D. Gary Holliday, City Recorder

The Recorder shall advertise and post or cause to be posted the notice 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 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.

Election called by the City Council.

"Shall the City establish three Historic Districts and a Core Area Urban Renewal District?"

YES

NO

Section 7: Emergency Clause.

Whereas, it is in the best interest of the public health and safety and the general welfare of the citizens of the City of Albany, Oregon, that an election be held at the earliest possible date,

NOW, THEREFORE, an emergency is hereby declared to exist and this Ordinance shall become immediately effective when it is passed by the Council and approved by the Mayor.

Passed by the Council: February 28, 1979

Approved by the Mayor: February 28, 1979

Effective Date: February 28, 1979

Richard S. Olsen  
Mayor

ATTEST:

  
City Recorder