

AN ORDINANCE PROCLAIMING THE ANNEXATION AND ZONING OF CERTAIN CONTIGUOUS PROPERTY TO THE CITY OF ALBANY CONSISTING OF 126.68 ACRES LOCATED GENERALLY SOUTH OF LBCC AND ALLEN LANE, WEST OF PACIFIC BOULEVARD, AND EAST OF LOONEY LANE, AND WITHDRAWING SAID TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT.

WHEREAS, the Planning Commission of the City of Albany has recommended that a certain territory described in Section 1 of this Ordinance which is contiguous to the City of Albany be annexed and that more than 50% of the owners of the property in said area who own more than 50% of the land and real property therein and representing more than one-half of the assessed value of the real property therein have consented in writing to the annexation, said consent having heretofore been filed with the City Recorder in the matter prescribed by law; and

WHEREAS, the City Council by Ordinance No. 4659 adopted on the 14th day of November, 1984, dispenses with an election submitting to the voters of the City the question of annexation of said territory and did at 7:15 o'clock p.m. on the 28th day of November, 1984, in the Council Chambers of the City Hall in said City at the time and place of hearing thereon, and the further question of withdrawing said territory, if annexed, from the Albany Rural Fire Protection District, at which time and place the voters of the City were given an opportunity to be heard on the questions involved; and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and the public hearing was duly held by and before the City Council as provided by law and by the terms of said Ordinance and the published notice, and it appears to be in the best interest of the City and of the area involved that it be annexed to the City of Albany and withdrawn from the Albany Rural Fire Protection District; and

WHEREAS, the City Council has based its decision on facts and conclusions stated in accordance with the findings on file with the City Recorder which are adopted by separate motion and incorporated by reference herein for the annexation and zoning of this property and which are hereby adopted as findings of the Council; now, therefore,

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

Section 1: The following described property to-wit: 11-4W-25, Tax Lots 1300, 2100 (portion of), and 2102 (See Exhibit "A") is hereby proclaimed to be annexed to the City of Albany, Oregon, and zoned MP-Industrial Park.

Section 2: That the above described territory annexed to the City of Albany is hereby withdrawn from the Albany Rural Fire Protection District.

Section 3: After the effective date of this ordinance, the City Recorder shall submit to the Secretary of State of the State of Oregon and the Oregon State Department of Revenue a transcript of the annexation proceedings, a copy of this ordinance, a copy of Ordinance No. 4659 and a copy of the complete consent document signed by the landowners within the territory annexed. The City Recorder shall also, within 10 days after the transcript has been filed with the Secretary of State of the State of Oregon, report this annexation to the County Clerk and to the County Assessor of Linn County, Oregon.

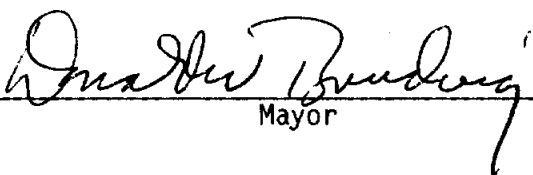
Section 4: That the property described in Section 1 hereof shall be effectively annexed to the City of Albany on the date that the complete abstract of the annexation proceedings as specified in Section 3 of this ordinance is filed with the Secretary of State of the State of Oregon.

Passed by the Council: December 12, 1984

Approved by the Mayor: December 13, 1984

Effective Date of this Ordinance: January 11, 1985

Effective Date of this Annexation: \_\_\_\_\_  
(date filed with Oregon Secretary of State)

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder



ANNEXATION SOUTH OF ALLEN LANE  
November 21, 1984

Beginning at the southeast corner of Section 25 in Township 11 South and Range 4 West of the Willamette Meridian, Linn County, Oregon;

Thence west along the south boundary of Section 25 to the west right-of-way of Looney Lane;

Thence north along the west right-of-way line of Looney Lane to the westerly extension of the south right-of-way line of Allen Lane;

Thence east along the south right-of-way line of Allen Lane to the northeast corner of the parcel described in Volume 328, Page 660 Linn County deed records;

Thence south along the east property line of said parcel to the north property line of the parcel described in Volume M.F. 348, Page 925 Linn County deed records;

Thence east along the north property line of said parcel to the east right-of-way of U.S. Highway 99 East;

Thence south along the east right-of-way line of said highway to the north right-of-way line of County Road No. 351;

Thence east along the north right-of-way line of County Road No. 351 to the east right-of-way line of Southern Pacific Railroad;

Thence south along the east right-of-way line of Southern Pacific Railroad to the south right-of-way line of County Road No. 351;

Thence west along the south right-of-way line of County Road No. 351 to the point of beginning.