

AN ORDINANCE PROCLAIMING THE ANNEXATION OF PROPERTY ON 210 CLOVER RIDGE ROAD NE (AN-01-11), AND CONTAINING APPROXIMATELY 1.5 ACRES, AND DECLARING AN EMERGENCY.

WHEREAS, the Albany City Council on February 8, 2012, reviewed this annexation request, adopted findings, and concluded that the City's annexation eligibility and timeliness criteria could be met, as adopted in Ordinance No. 5771: and

WHEREAS, the Albany City Council on February 8, 2012, through Resolution No. 6076 referred this annexation request as a ballot measure to the Linn and Benton Counties Elections Filing Officers for the approval or rejection of the proposed annexation by the legal voters of Albany; and

WHEREAS, the question of annexation of the property generally located at 210 Clover Ridge Road NE, shown on Linn County Assessor's Map No. 11S-03W-04AC, Tax Lot 703, containing approximately 1.5 acres, and as further described in the attached map labeled Exhibit "A" and legal description labeled Exhibit "B" was submitted to the electorate at a general election held May 15, 2012, as required by Albany City Charter Section 48; and

WHEREAS, the City Clerk certified that the annexation was approved by a majority vote and Res. No. 6141, approved on June 6, 2012, accepted the abstract votes.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The described real property to-wit (see attached Exhibit A and Exhibit B) is hereby annexed to the City of Albany.

Section 2: The City Clerk shall file a copy of the ordinance with the County Assessor of Linn County, Secretary of State of the State of Oregon, and the State of Oregon Department of Revenue. The City Clerk shall also submit to the Secretary of State an abstract of the vote within the City.

Section 3: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance will be in full force and effect immediately upon passage by the Council and approval by the Mayor.

Passed by the Council: June 27, 2012

Approved by the Mayor: June 27, 2012

Effective Date: June 27, 2012



Mayor

ATTEST:




Deputy City Clerk

Exhibit A

Legal Description Map
AN-01-11

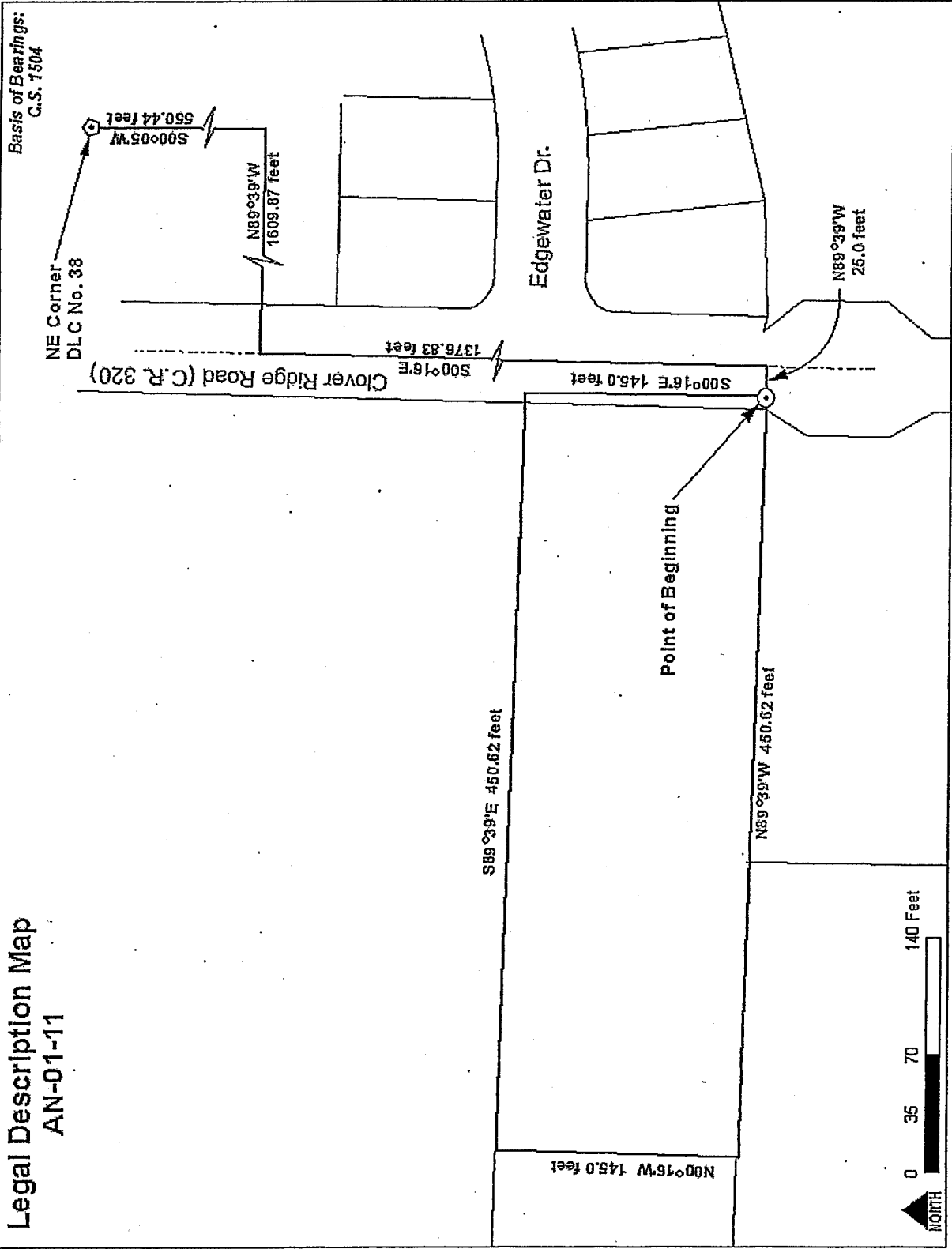


EXHIBIT B
LEGAL DESCRIPTION
FILES AN-01-11/ZC-02-11

A tract of land located in the Northeast one-quarter of Section 4 in Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon that is more particularly described as follows:

Beginning at a point on the current city limits boundary of the City of Albany, said point being located South 00°05' West 550.44 feet and North 89°39' West 1609.87 feet and South 00°16' East 1376.83 feet and North 89°39' West 20.0 feet from the Northeast corner of the Robert Houston Donation Land Claim No. 38 in said township and range; thence North 89°39' West 450.62 feet to the southeast corner of that tract described in Linn County Microfilm Deed Records MF293-93; thence North 00°16' West along the east line of said tract a distance of 145.0 feet to the south line of that tract described in Linn County Microfilm Deed Records Volume 164, Page 212, said line also being the existing city limits boundary of the City of Albany; thence South 89°39' East along said south line and said city limits boundary a distance of 450.62 feet to the current city limits boundary of the City of Albany in Clover Ridge Road; thence South 00°16' East along said city limits boundary a distance of 145.0 feet to the Point of Beginning.

Said area containing 1.50 acres, more or less.

EXHIBIT B

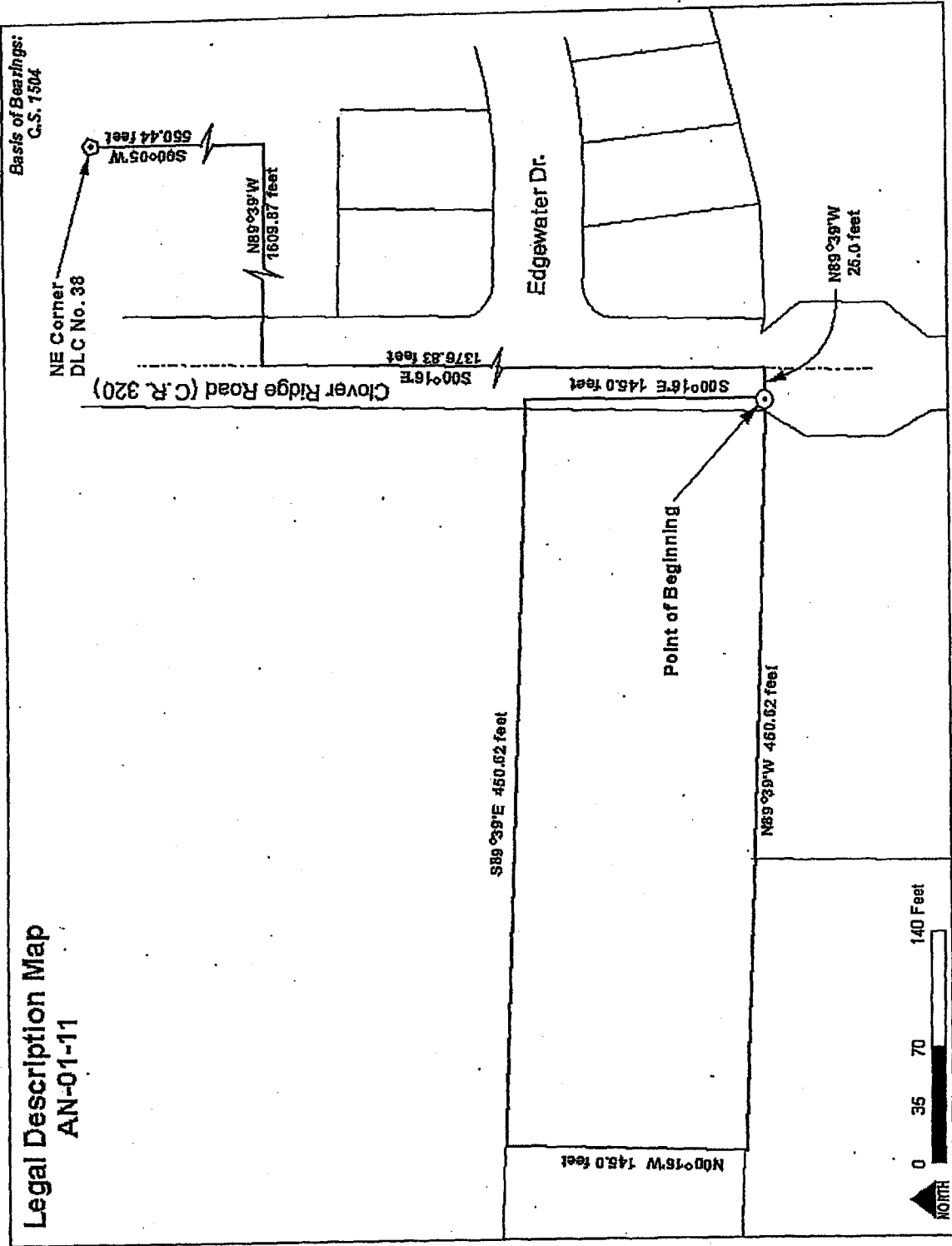
**LEGAL DESCRIPTION
FILES AN-01-11/ZC-02-11**

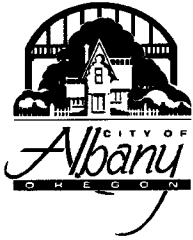
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Beginning at a point on the current city limits boundary of the City of Albany, said point being located South ^{05'} ~~00°16'~~ West 550.44 feet and North 89°39' West 1609.87 feet and South 00°16' East 1376.83 feet and North 89°39' West 20.0 feet from the Northeast corner of the Robert Houston Donation Land Claim No. 38 in said township and range; thence North 89°39' West 450.62 feet to the southeast corner of that tract described in Linn County Microfilm Deed Records MF293-93; thence North 00°16' West along the east line of said tract a distance of 145.0 feet to the south line of that tract described in Linn County Microfilm Deed Records Volume 164, Page 212, said line also being the existing city limits boundary of the City of Albany; thence South 89°39' East along said south line and said city limits boundary a distance of 450.62 feet to the current city limits boundary of the City of Albany in Clover Ridge Road; thence South 00°16' East along said city limits boundary a distance of 145.0 feet to the Point of Beginning.

Said area containing 1.50 acres, more or less.

Exhibit A





*Also see Recorder
File No. 5819*

TO: Sheena Dickerman, Library; Debbie Little, Parks; Lorri Headrick, Fire; GIS
FROM: Mary Dibble, City Clerk
DATE: July 12, 2012
SUBJECT: Annexation Corrections

On June 28, 2012, I sent you copies of Ordinances regarding the annexation of two properties, 210 Clover Ridge Road and 120 Clover Ridge Road. These properties are now inside the City limits.

Please note the ordinances regarding 210 Clover Ridge Road had a clerical error in the legal description (the first course in the description was changed from "S00°16'W" to "S00°05'W".)

A corrected copy of Ordinance No. 5782 (proclaiming annexation) and Ordinance No. 5786 (withdrawal of territory from a fire district) are enclosed for your records. The only change is to second line on the legal description.

If you have any questions, please call.

Thank you!

MD

Notice to Taxing Districts

ORS 308.225



Cadastral Information Systems Unit
PO Box 14380
Salem, OR 97309-5075
fax 503-945-8737

City of Albany
CITY CLERK
PO Box 490
Albany, OR 97321-0144

Description and Map Approved
July 23, 2012
As Per ORS 308.225

Description Map received from:
On: 7/9/2012, 7/20/2012

This is to notify you that your boundary change in Linn County for

Annexation to the City of Albany
(AN-01-11)

Ordinance No 5782

has been: Approved 7/23/2012
 Disapproved

Notes:

Department of Revenue File Number: 22-601-2012

Prepared by: Robert Ayers 503-945-8883

Boundary: Change Proposed Change
The change is for:

- Formation of a new district
- Annexation of a territory to a district
- Withdrawal of a territory from a district
- Dissolution of a district
- Transfer
- Merge
- Establishment of Tax Zone