

RESOLUTION NO. 2740

A RESOLUTION PROCLAIMING THE ANNEXATION AND ZONING OF PROPERTY LOCATED SOUTH OF ALLEN LANE SW AND WEST OF PACIFIC BOULEVARD SW (STATE HIGHWAY 99E) AND CONTAINING APPROXIMATELY 16.489 ACRES (FILE NO. AN-03-87).

WHEREAS, the City Council has proposed to annex in accordance with the provisions of ORS 222.750 certain property described by attached Exhibit A which is surrounded by the city of Albany; and

WHEREAS, provisions of state law and the Albany Development Code waive requirements for Planning Commission review and public hearings for such annexations; and

WHEREAS, the Albany Development Code provides for the application of specific zoning districts upon annexation of territory under these circumstances.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that the territory described by attached Exhibit A is hereby proclaimed to be annexed to the city of Albany and zoned R-1 (Single Family Residential) and RP (Residential Professional) as shown by attached Exhibit C.

BE IT FURTHER RESOLVED that the findings, attached Exhibit B, are hereby adopted in support of this annexation and zoning action.

BE IT FURTHER RESOLVED that the City Recorder shall be directed to submit to the Secretary of the State of Oregon a transcript of the annexation proceedings, a copy of this resolution (ordinance), and a copy of the complete consent document signed by the landowners and electors, if any are present, within the territory annexed. The City Recorder shall also be directed to submit to the Oregon State Department of Revenue a copy of this resolution (ordinance), and a copy of the legal description and map of 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.

BE IT FURTHER RESOLVED that the property described by attached Exhibit A shall be effectively annexed to the city of Albany on the date that the complete abstract of the annexation proceedings described above is filed with the Secretary of State of the State of Oregon.

DATED THIS 9th day of December, 1987.



Mayor

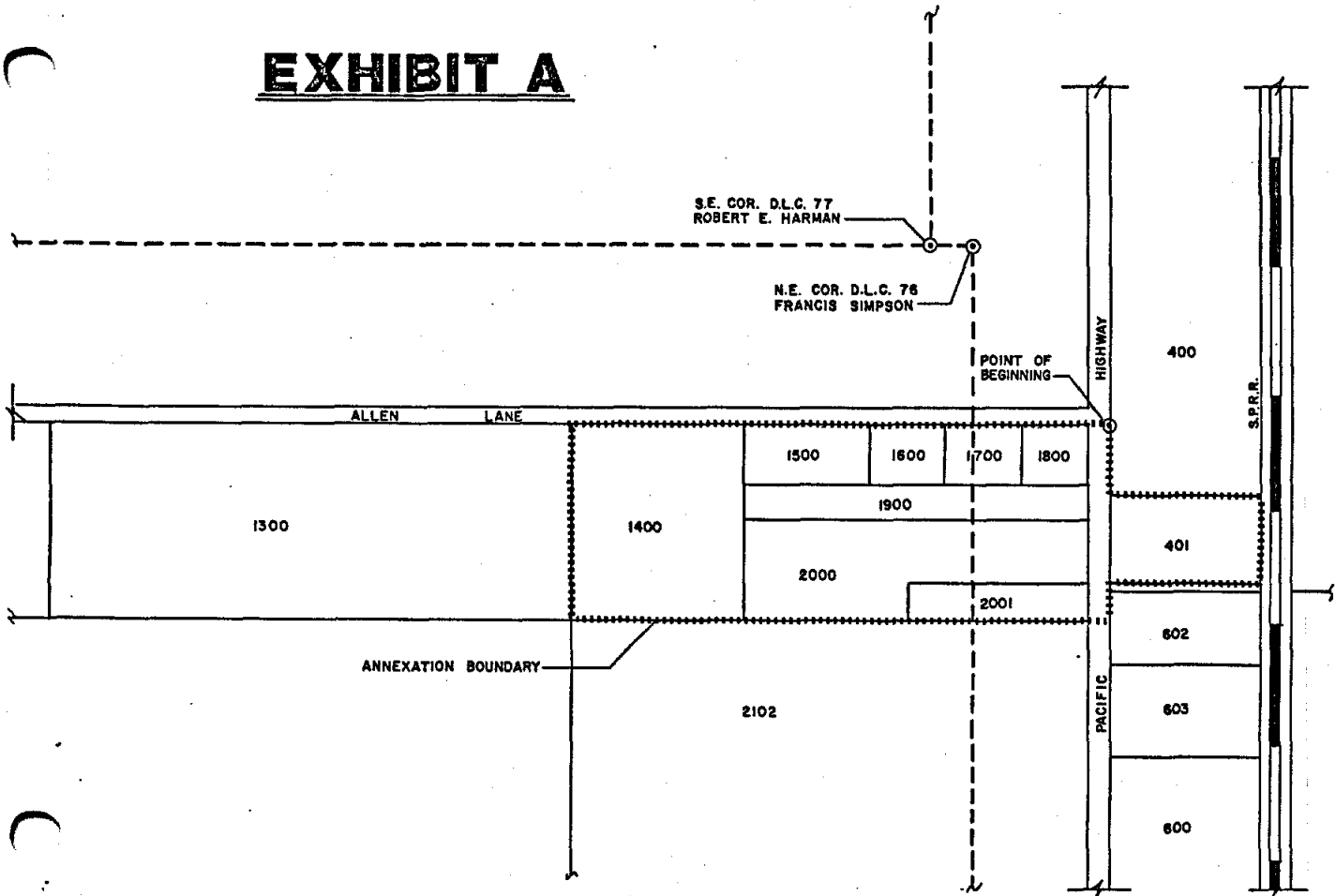
ATTEST:



City Recorder

resolution.annex.100
12/1/87

EXHIBIT A



Beginning at a point, said point being $N.89^{\circ}36' W.$, 290.31 feet and $S.0^{\circ}32' W.$, 1320.00 feet from the northeast corner of the Francis Simpson DLC 76, Section 25, Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon; thence $N.89^{\circ}36' W.$, on the south right-of-way line of Allen Lane, 1276.35 feet; thence $S.0^{\circ}32' W.$, 495.00 feet to the southwest corner of that parcel conveyed to Jesse E. and Frieda M. Barnes, Book 160, Page 213, Linn County Deed Records; thence $S.89^{\circ}36' E.$, parallel to the south right-of-way line of Allen Lane, 1276.35 feet to the east right-of-way line of Pacific Highway; thence $N.0^{\circ}32' E.$, on the east right-of-way line of Pacific Highway, 93.06+ feet; thence $S.89^{\circ}35' E.$, on the south property line of that parcel conveyed to Donald H. and Mary A. Martin, MF-404-84, Linn County Deed Records, 386.76 feet; thence $N.0^{\circ}07' E.$, on the east property line of said parcel, 224.12 feet; thence $N.89^{\circ}35' W.$, on the north property line of said parcel, 385.13 feet to the east right-of-way line of Pacific Highway; thence $N.0^{\circ}32' E.$, on the east right-of-way line of Pacific Highway, 177.82+ feet to the point of beginning containing 16.489 acres, more or less.

EXHIBIT 'B'

FINDINGS FOR ANNEXATION (FILE NO. AN-03-87)

1. Annexation of the subject property will make a more logical and efficient city boundary in that the subject property is currently surrounded by the corporate limits.
2. The subject property is within the Urban Growth Boundary and will provide for coordinated planning efforts for extension of streets and utilities.
3. The majority of the property has been committed to urban development.
4. The Albany Development Code Annexation Zoning Matrix [Section 3.030(2)] provides for application of the R-1 (Single Family Residential) and RP (Residential Professional) zoning designation for properties with an Intensive Development Sector and Light Commercial Comprehensive Plan designation upon annexation by this method.
5. Annexation and zoning of the subject property is in conformance with the acknowledged Albany Comprehensive Plan.
6. The conflicts between the City and County application of development standards and requirements for this area will be eliminated through annexation.
7. Sanitary sewer service has been extended south along Pacific Boulevard SW to Allen Lane SW.
8. The proposed annexation will facilitate the functional and economic provision of services within the Urban Growth Boundary without seriously impairing city services to the existing portion of the city for the reason that the soon to be improved Pacific Boulevard is adjacent to the properties and all other public services are either adjacent to the properties or can be extended without adversity to other properties in the city.

EXHIBIT C

