

A RESOLUTION PROPOSING THE ANNEXATION OF PROPERTIES LOCATED ON THE EAST SIDE OF PACIFIC BOULEVARD AND NORTH OF BETA DRIVE, AND FORWARDING THE QUESTION OF ANNEXATION TO THE VOTERS ON THE NOVEMBER 2, 2004 BALLOT.

THE CITY COUNCIL OF THE CITY OF ALBANY resolves that the findings and conclusions contained in Resolution Exhibit B (which consists of the complete staff report to the Albany City Council, including attachments, and dated July 2004; File AN-B6-04), and by this reference incorporated herein, are hereby adopted.

THE CITY COUNCIL OF THE CITY OF ALBANY FURTHER RESOLVES that this annexation, which would annex approximately 7.1 acres of property located on the east side of Pacific Boulevard and north of Beta Drive, all within Linn County, Oregon, is to be submitted to the legal voters of Albany, Oregon, for their approval or rejection pursuant to Albany City Charter Chapter 54 at an election to be held on November 2, 2004. This election will be conducted by mail-in ballot.

The ballot title of this measure and the form in which it shall be printed on the official ballot is as follows:

CAPTION: MEASURE PROPOSING ANNEXATION OF PROPERTY ON PACIFIC BOULEVARD SW

QUESTION: Shall four parcels totaling approximately 7.1 acres on the east side of Pacific Boulevard north of Beta Drive be annexed?

SUMMARY: There are three islands on south Pacific Boulevard that are proposed for annexation. This is the southernmost island. Approval of this measure would annex approximately 7.1 acres to the City of Albany. The properties to be annexed are located on the east side of Pacific Boulevard and north of Beta Drive. These properties are surrounded on all sides by the city limits of Albany. Upon annexation, the zoning would be IP (Industrial Park).

The text of the measure is as follows:

The following described real property, all located in Linn County, Oregon, shall be annexed to the City of Albany upon obtaining a favorable majority vote of the people.

*The property generally located on the east side of Pacific Boulevard and north of Beta Drive, shown on Linn County Assessor's Map No. 11S-03W-30; Tax Lot(s) 900, 1000, 1001, and 1002, as further described in the attached legal description labeled Resolution Exhibit A. The subject properties containing 7.1 acres, more or less.*

The City Clerk is authorized and directed to give notice of the submission of this question to the voters, including a true copy of the complete text and the ballot title for the measure in the form in which it shall be printed on the official ballot and any other information required by law to be published. That notice shall be published in not less than two successive and consecutive weekly issues of the *Albany Democrat-Herald*.

IN EFFECT AND DATED THIS 14 DAY OF July, 2004.

Charles McLean  
Mayor

ATTEST:

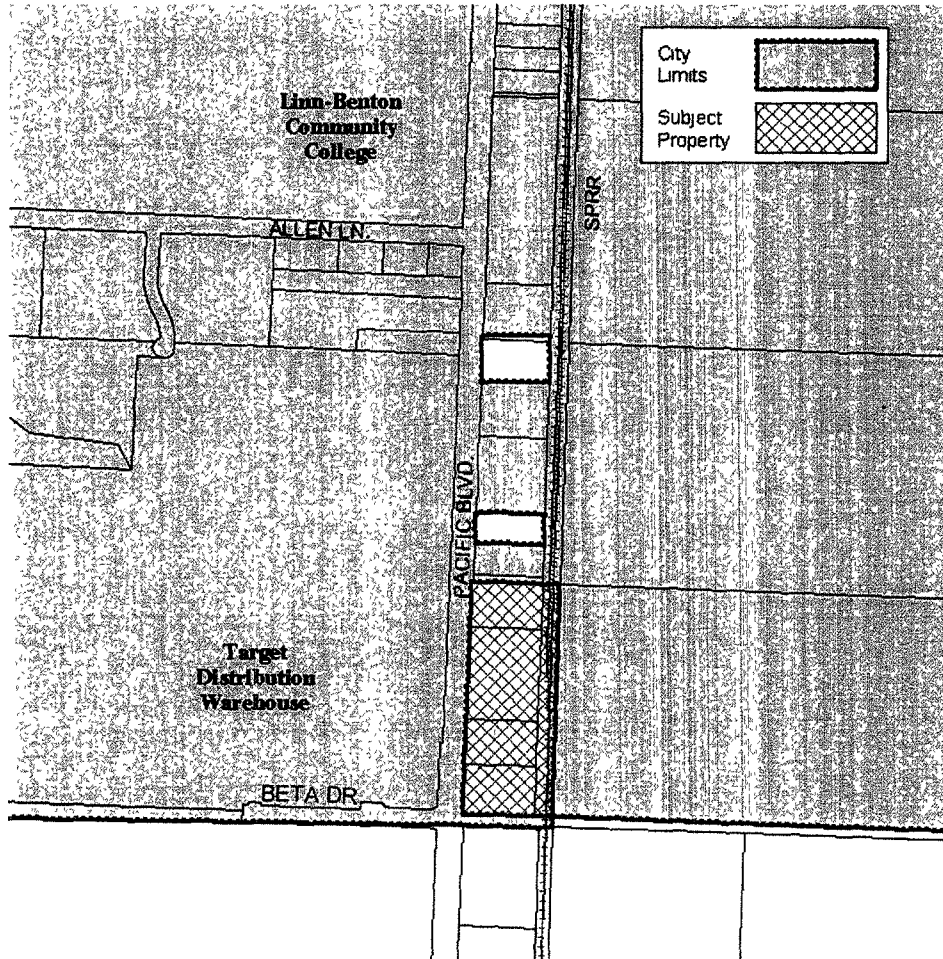
Betty Longwell  
City Clerk

**RESOLUTION EXHIBIT A**  
**LEGAL DESCRIPTION**  
**FILE AN-B6-04**

Beginning at a 1/2-inch rod on the East right-of-way line of State Highway 99 East, said point also being North 0° 31' 30" East 40.0 feet and South 89° 35' East 38.3 feet from the Southwest corner of Section 30 in Township 11 South, Range 3 West, of the Willamette Meridian in Linn County, Oregon; thence South 89° 35' East 387.07 feet, more or less, to the East right-of-way line of the Southern Pacific Railroad; thence along said East railroad right-of-way North 0° 07' East 1022.6 feet, more or less, to the Northwest corner of that tract of land conveyed to Schrock Farms, Inc. by deed recorded in Book 269, Page 22 of Linn County Deed Records; thence North 89° 35' West 380.83 feet, more or less, to a point on the East right-of-way line of said State Highway 99 East; thence along the East right-of-way line of said State Highway 99 East South 0° 32' West 1022.6 feet, more or less, to the Point of Beginning.

**Island Annexation Staff Report**  
**Resolution Exhibit B**  
 July 2004 (AN-B6-04)

***LBCC Area (Map B Island 6)***



<b>Number of Parcels - 4</b>	<b>Gross Area - 7.1 Acres</b> (Plus railroad right-of-way)
<b>Comprehensive Plan Designation -</b> Light Industrial	<b>Proposed Zoning Designation -</b> Industrial Park (IP)
<b>Current Land Uses -</b> Light Industrial Uses (2 parcels - 4.2 acres) Single-Family Houses (2 parcels - 2.9 acres)	<b>Current Infrastructure Availability -</b> Sanitary Sewer - Yes Water - Yes Storm Drainage - Yes Street (Access) - Yes