

ORDINANCE NO. 3181

*Repealed 3-24-65
710. 3183*

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF SECTION 222.110, 222.120 AND 222.170 ORS, REGARDING THE ANNEXATION OF AN AREA ON SOUTH MARION STREET ON EAST SIDE FROM APPROXIMATELY 32ND TO 36TH AVENUES, CONTIGUOUS TO THE CITY OF ALBANY, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, more than two-thirds of the owners of the property and more than two-thirds of the total area which is the subject matter of this annexation have petitioned and requested the City of Albany to annex the area hereinafter described to the City and the same being contiguous and in all respects qualifying under present statutes for annexation, and

WHEREAS, it is in the best interest of the City of Albany that a public hearing be held at the earliest possible date to consider objections to the annexation of the property herein described.

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

Section 1: DESCRIPTION OF PROPERTY

That an election within the City of Albany regarding the annexation of the following described property to-wit:

Beginning at a point on the West line of Mation Street which is N.88°58'E. 20.83 ch. and S. 1°30'E. 8.772 ch. from the Southwest corner of D.L.C.53, T.11S, R.3W, W.M. and running th S.88°42'E 706.50 ft. to a point which is S.88°42'W 10.25 ch. and S.1°30'E 8.772 ch. from the Northeast corner of D.L.C.54 in said township and range; th S.1°30'E. 8.988 ch. to the North line of the Albany-Santiam canal right-of-way; th Southeasterly following along said North line of the Albany-Santiam canal right-of-way to the Southwest corner of Rodgersdale Addition, said point being on the East line of D.L.C. 54; th N.1°30'W. along the East line of D.L.C.54 and continuing on the same course along the East line of D.L.C.53 to a point which is N.1°30'W. 9.59 ch. from the Southeast corner of D.L.C.53, said point being the Northeast corner of Viereck's South Albany Addition; th S. 88°30'W along the North line of said Viereck's South Albany Addition to the intersection of said North line with the East line of Marion St.; th S.1°30'E. 9.59 ch along the East line of Marion St. to the South line of said Viereck's South Albany Addition, said South line also being the centerline of 34th Avenue if extended Easterly; th S.88°56'E. 30 ft. to a point which is N.88°56'W 20.5 ch. from the Northeast corner of D.L.C. 54; th S.1°30'E. along the East line of Marion St. 445.0 ft.; th Westerly to a point on the West line of Marion St. which is N.88°58'E. 20.83 ch. and S. 1°30'E 445.0 ft. from the Southwest corner of D.L.C.53; th S.1°30'E. 134 ft., more or less, to the place of beginning. All to be zoned R-5 with following exceptions:

To be zoned R-6: Beginning at a point on the East line of D.L.C.54, T.11S., R.3 W., W.M. which is Southerly along said D.L.C. line 350 ft. from the Northeast corner thereof and running thence S. 88°42'W. 10.25 ch.; th S.1°30'E to the North line of the Albany-Santiam Canal right-of-way; thence Southeasterly along the North line of said canal right-of-way to the East line of D.L.C. 54, which point is the Southwest corner of Rodgersdale Addition; thence Northerly along the East line of said D.L.C. to place of beginning.

To be zoned C-2:

Beginning at the intersection of the East line of Marion St. and the center line of 34th Ave and running th Northerly along the East line of Marion St. 150 ft.; th Easterly at right angles to the East line of Marion St. 150 ft.; th Southerly parallel to the East line of Marion St. 150 ft.; th Westerly to the place of beginning.

be dispensed with.

Section 2: HEARING

That there shall be a public hearing as to the advisability of annexing property described in Section 1, to the City of Albany, on the 14th day of April, 1965, at 7:15 p.m. o'clock, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of general circulation, published in the said City once a week for two (2) consecutive and successive weeks and by posting in four (4) public places, a notice setting forth the time and place of said hearing and the description of the property to be considered for annexation and the purpose for which the hearing is held.

Section 3: EMERGENCY CLAUSE

WHEREAS, it is in the betterment of the public health, interest, safety and general welfare of the citizens of the City of Albany that this matter of annexation of the property described herein be disposed of at the earliest possible moment, and, should the same be annexed, that the City facilities be made available to this property, therefore, an emergency is hereby declared to exist and this ordinance shall become effective immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council: March 10, 1965

Approved by the Mayor: March 10, 1965

Russell W. Driff
Mayor

Effective Date: March 10, 1965

ATTEST:

Ernest W. Deham
City Recorder