

ORDINANCE NO. 3421

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF SECTIONS 222.111, 222.120 AND 222.170 ORS, REGARDING THE ANNEXATION OF AN AREA SOUTH OF SANTIAM CANAL ADJACENT TO THE SOUTHERLY EXTENSION OF GEARY STREET, CONTIGUOUS TO THE CITY OF ALBANY, SETTING A TIME FOR PUBLIC HEARING, AND DECLARING AN EMERGENCY

WHEREAS, 100 percent of the owners of the property 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:

That part of the Robert Pentland DLC No. 69, T 11 S, R 3W of the Wm, Linn County, Oregon, lying within the tracts of land described as follows; Beginning at the Northwest corner of the Robert Pentland DLC No. 69, T 11 S, R 3W of the Willamette Meridian, thence South along the East line of said DLC No. 69, a distance of 23.76 chains to the center of the track of the Southern Pacific Co. railroad; thence N 65°30' W along the center of said railroad track a distance of 15.75 chains, more or less, to the west boundary line of a tract of land set a part to Selena E. Burkhart by decree of Court (entered at page 1, of volume 8, circuit Court Journal of Linn County, Oregon); thence north a distance of 17.23 chains to the center of the Albany & Santiam canal; thence S 89° E along the center of said canal, 14.46 chains to the point of beginning. ALSO: all the following described tract lying north of the center line of the Southern Pacific Railroad; beginning at a point in the center of the Albany-Santiam Canal, said point being west a distance of 14.52 chains and north a distance of 28 links from the Northeast corner of the Robert Pentland DLC No. 69, in T 11 S, R 3 W of the Willamette Meridian; thence South a distance of 47.57 chains; thence West a distance of 12.32 chains; thence north a distance of 48.70 chains to the center of said canal, thence Easterly along the center of said canal to the point of beginning.

as a Planned Development

be dispensed with,

Section 2: HEARING

That there shall be a public hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, on the 9th day of July, 1969, 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) successive and consecutive 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 immediately effective upon its passage by the Council and approval by the Mayor.

Passed by the Council: June 11, 1969

Approved by the Mayor: June 11, 1969

Effective Date: June 11, 1969

Russell W. Dripp
Mayor

ATTEST:

Ernestine L. Ham
City Recorder