

AN ORDINANCE ELECTING TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER THE PROVISIONS OF ORS SECTIONS 222.111, 222.120 AND 222.170, REGARDING THE ANNEXATION OF AN AREA AT GRAND PRAIRIE ROAD AT INTERSECTION OF COLUMBUS STREET, CONTIGUOUS TO THE CITY OF ALBANY, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, 100 per cent 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:

PARCEL I: Beginning at the Southwest corner of Lot 11, Of Jason Wheeler's Home Farm as same appears on the maps and plats thereof on file and of record in the office of the Recorder of Conveyances in and for Linn County, Oregon; and running thence Northerly, along the West boundary line of said Lot 11, 125 feet; running thence East and parallel to the North line of said Lot 11, 125 feet; running thence Southerly and parallel with the East line of said Lot 11 to the County Road which constitutes the South boundary line of said Lot 11; running thence Westerly along said County Road, which is the South line of said Lot 11, to the place of beginning, containing in all one-half acre, more or less, all located in Section 17, Township 11 South, Range 3 West of the Willamette Meridian, in Linn County, Oregon.

PARCEL II: Beginning at the Northwest corner of that tract conveyed to Robert L. Howard et ux, by deed recorded April 30, 1942 in Book 158, page 154, Deed Records, said beginning point being on the West boundary line of and Northerly 125 feet from the Southwest corner of Lot 11, Jason Wheeler's Home Farm; thence Northerly along said West boundary line 1020.10 feet to the North boundary line of said Lot 11; thence East along said North boundary line 205 feet to the West boundary line of that tract conveyed to Joseph Klein, et al, by deed recorded August 31, 1962, in Book 288, page 431, Deed Records; thence South along the West boundary of said Klein tract to the Northwest corner of that tract conveyed to Fred Hoflich, et ux, by deed recorded August 20, 1964, in Book 304, page 361, Deed Records; thence South along the West boundary of said Hoflich tract, 500 feet to the South boundary of said Lot 11, thence Northwesterly along said South boundary 150 feet to the Southeast corner of said Howard tract; thence North along the East boundary of said Howard tract 170 feet to the Northeast corner of said Howard tract; thence West along the North boundary of said Howard tract 125 feet to the point of beginning. Subject to rights of the public in roads and highways.

be dispensed with.

Section 2: HEARING

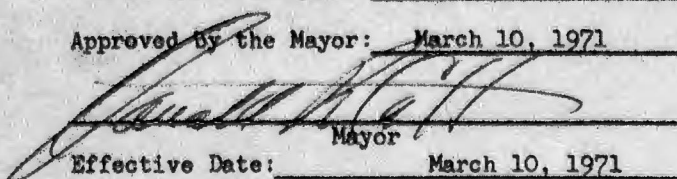
That there shall be a public hearing as to the advisability of annexing the property described in Section 1 to the City of Albany, on the 28th day of April, 1971, at 7:15 p.m. o'clock, and the City Recorder is hereby directed to give notice of said public hearing by publishing in a newspaper of general 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: March 10, 1971

Approved By the Mayor: March 10, 1971


Mayor

Effective Date: March 10, 1971

ATTEST:


City Recorder