

ORDINANCE NO. 3627

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 ORS, REGARDING THE ANNEXATION OF ERMINE PARK SUBDIVISION LOCATED ON THE WEST SIDE OF WAVERLY DRIVE AT 22ND AVENUE, 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 a point on the East boundary line of the Leander C. Burkhardt Donation Land Claim No. 50 in Township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon, which is North 1°35' West 5.40 chains from the Southeast corner of said Claim No. 50, and running thence North 1°35' West along the East boundary line of said claim 2.44 chains; thence West 24.66 chains to the West line of the property of the grantor; thence South 2°08' East 2.44 chains to the Southwest corner of the property of the grantor; thence East 24.64 chains to the place of beginning.

PARCEL II: Beginning on the East boundary line of the Donation Land Claim of Leander C. Burkhardt and wife No. 50 in Township 11 South, Range 3 West, of the Willamette Meridian, Linn County, Oregon, at a point North 1°35' West 2.60 chains distant from the Southeast corner of said claim, and running thence West 15.34 chains to the East boundary line of a small tract of land heretofore deeded to R. L. Burkhardt; thence North 2°08' East 2.78 chains; thence East 15.39 chains to the East boundary line of said claim; thence South 1°35' East on said East line to the place of beginning- - - - -

As Residential Zone, exact classification of zoning to be decided at a later date by the Planning and Zoning Commission

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 10th day of May, 1972, 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: April 12, 1972

Approved by the Mayor: April 12, 1972

Effective Date: April 12, 1972



Mayor

ATTEST:



City Recorder