

ORDINANCE NO. 3633

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 AREA APPROXIMATELY 200 FEET WEST OF INTERSECTION OF WAVERLY DRIVE AND EAST 20TH 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 of Albany, 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 $\frac{1}{2}$ " iron rod S 89°58' W 567.19 ft from a pt on the E line of and N 1° 39' W 906.10 feet from the SE corner of the Leander C. Burkhart D.L.C. 50 in T. 11 S, R 3W of the Will. Mer., Linn Co, O, and running th S 89° 58' W 123.60 ft to a $\frac{1}{2}$ " iron rod; th S 1° 39' E 25.0 ft; th N 89° 58' E 123.60 ft; th N 1° 39' W 25.0 ft. to the pt of beginning, and containing 0.08 acre, more or less.

Beginning S 89° 58' West 567.19 ft. fr a pt on the E line of and N 1°39' W 1258.68 ft from the SE cor of the Leander C. Burkhart D.L.C. 50 in T. 11 S. R. 3 W of the Will. Mer. in Linn Co, Or; and running th S 89° 58' W 123.60 ft; th S 1°39' E parallel with the E line of said Claim 50 a distance of 352.58 ft; th N 89° 58' E 123.60 ft; th N 1° 39' W 352.58 ft to the pob, and contaning 1.0 acres, more or less.

Beg S 89° 58' W 320' & 1° 39' W 1258.68' fr SE cor DLC 50; th S 89° 58' W 247.19'; th S 1° 39' E parallel with E DLC 11 352.58'; th N 89° 58' E 247.19'; th N 1° 39' W 352.58' to beg 11 3W 8 D 2500

Beginning at a 5/8" iron S 89° 58' W 260.0 ft from a pt on the E line of and N 1° 39' W 1258.68 ft. from the SE cor of the Leander C. Burkhart D.L.C. 50 in T. 11 S., R. 3W. of the Will. Mer., Linn County, Or, and running th S 89° 58' W 60.0 ft to a 1/2" iron rod; th S 1° 39' E 352.58 ft to a 1/2" iron rod; th S 89° 58' W 247.19 ft. to a 1/2" iron rod; th S 1° 39' E 25.0 ft; th N 89° 58' E. 307.17 ft. to a 5/8" iron rod; th N 1° 39' W 377.58 ft to the pt of beginning and containing 0.66 acre, more or less
ALSO: That portion of 19th Avenue beginning at the Westerly r/w line of Waverly Drive and extending in an easterly direction 660.79 ft. in length and 60 ft. in width.

As R-1 Residential Zone

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 24th 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: May 10, 1972

Approved by the Mayor: May 10, 1972

Effective Date: May 10, 1972



Mayor

ATTEST:



City Recorder