

ORDINANCE NO. 3669

TITLE: AN ORDINANCE WITHDRAWING CERTAIN REAL PROPERTY HERETOFORE ANNEXED TO THE CITY OF ALBANY FROM THE ALBANY RURAL FIRE DISTRICT.

RECITALS: Certain real property in the territory described below was annexed to the City of Albany by Ordinance No. 3646; and Resolutions 1405, 1411, 1412, 1413, and 1418, and

Whereas, the territory described below is located within the boundaries of the Albany Rural Fire district; and

Whereas, pursuant to Ordinance No. 3656, the City Council of the city of Albany held a public hearing for the purpose of hearing any objections to the withdrawal of the property mentioned from the public service district mentioned; now, therefore,

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

Section 1: WITHDRAWAL

The City Council of the city of Albany determines that the following described territory within the boundaries of the Albany Rural Fire district shall be, upon the effective date of this Ordinance, withdrawn from the Albany Rural Fire district.

(Description of territory attached)

Section 2: ASSUMPTION OF OBLIGATION

The city hereby elects to assume obligations of the withdrawn territory and be liable to the district for the amount of taxes which would be extended by the district each year against the property in the part withdrawn if the withdrawal had not taken place.

Passed by the Council: October 25, 1972

Approved by the Mayor: October 25, 1972

Effective Date: November 24, 1972


COUNCIL PRESIDENT

ATTEST:

City Recorder

RESOLUTION NO. 1405

Surrounded Property Description - 31st Avenue to 36th Avenue Davidson to Waverly Extension

Beginning at the Northeast corner of Block 2, 4th Addition to Vista Homes; thence Southerly along the East line of said Block 2 to the Southeast corner of said Block 2; thence Westerly along the South line of Block 2 to the intersection of the Northerly extension of the East line of property described in Book 295, page 82, Linn County Deed Records; thence Southerly along the extended East property line and East property line to the North line of property deeded to Union High School District #U-8 by Deed 321, page 322, Linn County Deed Records; thence Easterly along the North line of said school property to its intersection with the West line of property described in Book 303, page 79, Linn County Deed Records; thence Northerly along the West line of said property as described in Book 303, page 79 and the West line of property described in MF 13-106 and property described in Book 303, page 79, to the Southeast corner of property described in Book 193, page 23; thence Westerly along the South line of said property as described in Book 193, page 23 and the Westerly extension of the said South line of Book 193, page 23 to its intersection with the Southeast corner of Block 1, Westpark Subdivision; thence Southerly 1 foot to the North line of 31st Avenue right of way; thence Westerly along the 31st Avenue right of way 304.51 feet, more or less, to the present City Limits; thence Southerly and following the present City Limits, to the North line of Block 2, 4th Addition to Vista Homes; thence Easterly along the North line of Block 2, said addition, to the point of beginning.

As R-1 Residential Zone (8)

RESOLUTION NO. 1411

Boundary: Area between Shortridge Lane (Street) and Waverly Drive adjacent North and South of Santiam Highway and South along Shortridge Lane to West line Lehigh Acres Subdivision.

ANNEXATION B

Beginning at the intersection of the West line of Waverly Drive right of way and the North right of way line of Santiam Highway; thence Northerly along the West line of Waverly Drive to the Northeast corner of Block 12, Motley's Addition; thence Northeasterly to the Southwest corner of Block 14, Freeway Addition; thence Northeasterly along the Southerly line of said Block 14 to its intersection with the Southerly right of way of Locust Avenue (Place); thence Easterly along the Southerly line of Locust Avenue (place) to the Northwesterly corner of Lot 8, Block 1, Glendora Addition; thence S 19° 47' W along the Westerly lines of Lots 8, 6, 4 and 2 to the Southwesterly corner of the Northerly 30 feet of the Westerly 100 feet of Lot 2; thence Southeasterly 100 feet to a point 30 feet Southwesterly of the Northerly line of Lot 2; thence Northeasterly 250 feet to a point 100 feet Northwesterly of the Northeasterly corner of Lot 4, said Block 1; thence Southeasterly along said Northerly line of Lot 4 and its extension thereof to the Easterly line of Anne Street right of way; thence Southwesterly along the Anne Street right of way to the North right of way line of Santiam Highway; thence Southeasterly along the North right of way line of Santiam Highway to the Southwesterly corner of Deed 246, page 435; thence Northeasterly along the Westerly corner of Deed 246, page 435; thence Southeasterly to the Northeasterly corner of Deed 246, page 435; thence Northeasterly to the Northwesterly corner of Deed 327, page 427; thence Southeasterly along the Northerly line of Deed 327, page 427, to the Northeasterly corner thereof;

thence Southeasterly along the Easterly property line and the Southwesterly extension of said line of Deed 327, page 427, to the South right of way line of Santiam Highway; thence Northwesterly along the South right of way line of Santiam Highway to its intersection with the East right of way line of Shortridge Lane (Street); thence Southerly along the East right of way line of Shortridge to the Southwest corner of Deed 300, page 747; thence along the South line of Deed 300, page 747, to the West boundary line of Lehigh Acres Subdivision; thence following the West boundary of Lehigh Acres (also being the boundary of the City limits) to the most Easterly Southeast corner of Book 263, page 34; thence Southwesterly and Westerly along the Southerly line of Book 263, page 34 to the East right of way line of Shortridge; thence Southerly along the East right of way of Shortridge to its terminus; thence Northwesterly 58.76 feet to the West right of way line of Shortridge; thence Northerly along the West right of way line of Shortridge to the South right of way line of Santiam Highway; thence Northwesterly along the South right of way line said highway to the North-east corner of Deed 336, page 456, thence Southerly 466.18 feet; thence S 70° 17' W to the Northwest corner of Deed 221, page 119; thence Southerly 79.36 feet to the Southeast corner of Deed 336, page 456; thence N 70° 17' W 331.245 feet; thence Northerly along the West property line of Book 336, page 456 to the Southeast corner of MF 11-232; thence Northwesterly along the South line of MF 11-232 and the Westerly extension of said South line to the West right of way line of Waverly Drive; thence Northerly to the South right of way line of Santiam Highway; thence Northeasterly to the point of beginning.

RESOLUTION NO. 1412

Boundary: Queen Avenue on the North, Present City Limits on the West, 27th Avenue on the South and Present City Limits and Cooley Property on East

ANNEXATION AREA "C"

Beginning at the intersection of the South right of way line of Queen Avenue and the East right of way line of Geary Street (also being the Northwest corner of Lot 1, Meadowview Addition); thence Southerly along the East line of Geary Street right of way to its intersection with the Northwest corner of Lot 20, Meadowview Addition; thence Easterly along the North line of said Lot 20 to the Northeast corner thereof; thence Southerly along the East line of said addition to the Southeast corner Lot 29, said addition; thence West along the South line of said Lot 29 to the Southwest corner of said lot (said corner intersecting with the East right of way line of Geary Street right of way); thence Southerly along the East line of Geary Street to its intersection with the North right of way line of Grand Prairie Road; thence Southeasterly along the North right of way line of Grand Prairie road to its intersection with the Northerly extension of the Easterly boundary line of property described in Book 330, page 293, Linn County Deed Records; thence Southerly along the Northerly extension and the Easterly boundary line of Deed 330, page 293, to the Southeast corner of said described property; thence Northwesterly along the Southerly boundary line of Deed 330, page 293, to the East right of way line of Geary Street; thence Southerly along the East right of way line of Geary Street to its intersection with the Northwesterly corner of property described in Deed 245, page 28, Linn County Deed Records; thence Southwesterly to the Southeast corner of Lot 1, Rodgers Acres; thence Westerly along the South line of said Lot 1, to the Southwest corner of said Lot 1; thence Northerly along the West line of said Lot 1 to the South line of Tract 16, Bowman and Daly Addition to Morningside Tracts; thence Easterly along the South line of said addition to the Southeast corner of said

addition; thence Northerly along the East line of said addition to the Northeast corner property described in Book 269, page 249, Linn County Deed Records; thence Westerly along the North line of said described property and its extension and also the North line of the South 75 feet of Tract 12, Bowman and Daly Addition to Morningside Tracts to the Northwest corner of the South 75 feet of Tract 12, said addition; thence Northerly along the West line of the North 95 feet, Tract 12 and Tracts 13 and 14, said addition, and the northerly extension of the west line of Tract 14, said addition to the North right of way line of 24th Avenue; thence Southeasterly along the Northerly right of way line of 24th Avenue to the Southeasterly corner of property described in Book 312, page 343, Linn County Deed Records; thence Northerly along the East line of said property to the Northeast corner of said property; thence West along the North line of said property to the East boundary line of Morningside Tracts; thence Northerly along the East line of said addition and the East property line of property described in Book 343, page 206 and Book 221, page 644, Linn County Deed Records, to the Southerly right of way line of a County Road; thence Northwesterly along the Southerly right of way line of said County Road to its intersection with the South right of way line of Queen Avenue; thence Northerly to the Southeast corner Lot 5, Block 3, Amended Plat to Oak Groves (said point also being on the North right of way line of Queen Avenue; thence Easterly on an Easterly extension of the North right of way line of Queen Avenue to its intersection with the East right of way line of Geary Street (said point also being the Southwest corner of Block 9, Fairdale Addition); thence Southerly to the point of beginning.

RESOLUTION NO. 1413

boundary: 2000 Block of Santiam Highway bounded on the North by Santiam Highway, West by St. James Park Subdivision, East by Rubenstein's property and South by Zerr Property

ANNEXATION E

Beginning at the Southeast corner of St. James Park Addition, said point being S 89° 46' E 530.64 feet from the Northwest corner of the South half of DLC 50; thence N 1° 10' W 498.42 feet; thence S 67° 40' E 219.99 feet; thence S 61° 18' E 70.6 feet; thence S 1° 10' E 426.7 feet; thence S° 72 39' W 273.8 feet; thence N 1° 10' W 129 feet to beginning excepting part in highway.

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As C-2 Local Commercial Zone

RESOLUTION NO. 1418

Boundary: Adjacent to the North and South lines of Queen Avenue between Geary St. and Waverly Drive

ANNEXATION D

Beginning at the intersection of the East right of way line of Geary Street and the North right of way line of 15th Avenue, Fair Dale Addition; and running thence North along the East line of Geary to its intersection with the North property line of property described

III Book 342, page 274; thence Westerly along the extended North property line of Book 342, page 274, and the North property line of said property to the Northwest corner of said property; thence Southerly along the West line of said property described in Book 342, page 274; Book 301, page 717; MF 11-992; the West boundary line of East 15th Avenue; Book 327, page 760; Book 297, page 735; Book 331, page 850 to the Southwest corner of property described in Book 331, page 850; thence Easterly along the South line of Book 331, page 850 to its intersection with the West right of way line of Geary Street; thence Southerly along the West right of way line of Geary Street to the Westerly extension of the North line of Queen Avenue right of way; thence Easterly to the Southwest corner of Block 9, Fair Dale Addition; thence Southerly to the Northwest corner of Lot 1, Meadowview Addition (said point being on the South right of way line of Queen Avenue;) thence Easterly along the South right of way line of Queen Avenue to its intersection with the Pacific Power and Light Co. property as described in Deed 253, page 493; thence Southerly along the West line of said PP & L property to the Southwest corner thereof; thence Easterly along the South line of said PP & L property to the Southeast corner of said property (said point being on the West line of property described in Book 208, page 536; thence Southerly along the West property line of Book 208, page 536 to the Southwest corner of said Book 208, page 536; thence Easterly along the South line of Book 208, page 536; Book 315, page 52; Book 278, page 578 (easement to public) MF 2-827; Book 284, page 117; Book 276, page 30 and Book 274, page 290 and the Easterly extension of the South line of Book 274, page 290 to the East right of way line of Waverly Drive; thence Northerly along the East right of way line of Waverly to the Easterly extension of the North property line of Deed Book 219, page 7; thence Westerly along the Easterly extension of said North property line and the North line of said Book 219, page 7, to the Northwest corner of said Book 219, page 7; thence Southerly to the Southwest corner of Book 219, page 7; thence Southerly to the Southwest corner of Book 219, page 7; thence Westerly to the Northwest corner of Book 272, page 49; thence Southerly along the West line of Book 272, page 49 and Book 290, page 810 to the North right of way line of Queen Avenue; thence Westerly along the North line of Queen Avenue to the South east corner of Block 12, Fair Dale Addition; thence Northerly along the East Boundary line of said addition to the Northeast corner of a 30 foot right of way as shown in said addition and stipulated at 15th Avenue; thence Westerly along said 15th Avenue North right of way line to the point of beginning.

As R-1 (6) Residential Zone

ORDINANCE NO. 3646

Beginning South $1^{\circ}03'$ East 82.62 feet from the Southwest corner of Block 9, Supplemental Plat of Burkhart Addition to Albany, Linn County, Oregon; and running thence South $76^{\circ}35'$ East, parallel to the Southerly line of said Block 9 a distance of 170.00 feet; thence South $1^{\circ}34'$ East 155.18 feet; thence South $88^{\circ}26'$ West 164.22 feet; thence North $1^{\circ}34'$ West 199.13 feet to the place of beginning.

CEPTING THEREFROM that part conveyed to the State of Oregon for highway purposes, and recorded in Book 275, Page 105, of Linn County Deed Records.

SUBJECT TO: Necessary slope easement as set out by deed recorded February 20, 1961, in Deed Book 275, Page 105, to the State of Oregon, said easement being between lines which are parallel to and 40 feet southwesterly and 45 feet southwesterly of the center line of the relocated Santiam Highway.

Rights of the public in and to that portion of a 30-foot roadway lying on the west of the herein described tract to the extent that said roadway extends through the herein described tract

11 3W 8AC TL 201

As C-2 Local Commercial Zone.