

Planning B₂

ORDINANCE NO. 3906

AN ORDINANCE ANNEXING AN AREA LOCATED SOUTH OF QUEEN AVENUE AND WEST OF WAVERLY DRIVE AS R-1(6) AND DECLARING AN EMERGENCY.

WHEREAS, on the 25th day of February, 1976, at a regular Council meeting, the Council of the City of Albany, Oregon, did duly pass Ordinance No. 3901, wherein it was provided that a public hearing would be held on the 10th day of March, 1976, concerning the advisability of annexing

an area located south of Queen Avenue and west of Waverly Drive as R-1(6)

WHEREAS, the hearing was duly held on the 10th day of March 1976, and at that time the Council determined that the Notices of Hearing had been given as provided in the said Ordinance, and pursuant to the terms of ORS 222.111, 222.120 and 222.170, and

WHEREAS, the Council after said hearing determined that the area described herein as an area located south of Queen Avenue and west of Waverly Drive should be annexed as R-1(6).

WHEREAS, the following findings of fact are to be included in this ordinance:

1. The request conforms to the Comprehensive Land Use Plan and Goal Statements from the standpoint of the property being designated as future Urban Residential Development (Elementary Schools are an allowable use by Conditional Use Permit approval).
2. The property is immediately adjacent to the existing city limit boundary and utilities are readily available to serve the property and proposed use.
3. There is a serious need for a new elementary school and the City (ARA), by prior action, has purchased required land to fulfill that need.
4. The property size and location is ideal from the standpoint of traffic control, removal from arterial streets, utility systems sized to serve the proposed use, developing residential neighborhood area and coordinated recreational activities and joint use of adjoining 10-acre community park.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That the following described property be and is hereby annexed to the City of Albany, to-wit:

(SEE ATTACHED)

340
3906

B2

Section 2: That a copy of this ordinance shall be filed in the office of the City Recorder and the number of the ordinance shall be noted on the official zoning map of the City of Albany.

Section 3: 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 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, 1976


Approved by the Mayor: March 10, 1976

Effective Date: March 10, 1976



Mayor

ATTEST:



City Recorder

EXHIBIT "A"

The Westerly 644.15 feet of that parcel of land described in Volume 173, page 211, more particularly described as follows:

Beginning at a point which is South 89° 52' 20" East 862.34 feet and North 1° 50' 20" West 516.31 feet from the initial point of the Supplemental Plat to Meadowview Addition in Sec. 8, Tp 11 South, R 3 West of the Willamette Meridian, Linn County, Oregon, thence North 1° 50' 20" West 365.27 feet; thence North 89° 59' East 644.15 feet; thence South 1° 50' 20" East 365.16 feet; thence South 89° 57' 59" West 644.15 feet more or less to the point of beginning.

11-3W-8D The westerly 5.4 acres of T12 3100