

RESOLUTION NO. 2805

TITLE: RESOLUTION REQUESTING TERMINATION/REDESIGNATION OF THE ALBANY ENTERPRISE ZONE.

WHEREAS, the City of Albany successfully participated in the original Enterprise Zone application having achieved Enterprise Zone designation by Executive Order 86-08 dated March 11, 1986 and again as the Zone was amended to include a portion of the City of Millersburg dated October 8, 1986, having both times declared compliance with OAR 123-13-010(4)(a)(A-C), and upon redesignation will comply with (4)(a)D-F); and,

WHEREAS, the redesignated Enterprise Zone is entirely within the Economically Lagging Area of Linn County as certified on July 6, 1988; and,

WHEREAS, no Industrially Zoned lands are within areas to be withdrawn by redesignation; and,

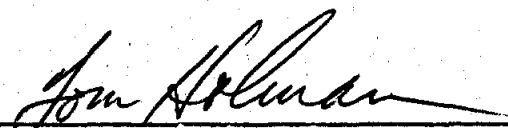
WHEREAS, all lands to be added are zoned for Industry and are within the incorporated limits of the City of Millersburg and under the acknowledged Millersburg Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED that the City of Albany requests that termination/redesignation of the Albany Enterprise Zone be accomplished in accordance with the description as in Appendix "A" and illustrated in Appendix "B", both attached hereto, creating a redesignated Albany Enterprise Zone comprising of 10.36 square miles.

BE IT FURTHER RESOLVED that the City of Albany recognizes the President of the Albany-Millersburg Economic Development Corporation to be Zone Manager for the Albany Enterprise Zone and hereby delegates authority to said Zone Manager to make factual changes in the attachments of this Resolution; and

BE IT FURTHER RESOLVED that this Resolution is to be submitted to the Governor of the State of Oregon only upon the recommendation of the Director of the Oregon Economic Development Department.

DATED THIS 24th DAY OF AUGUST, 1988.



Mayor

ATTEST:



CITY RECORDER

APPENDIX A
Redesignated Albany Enterprise Zone

The redesignated Albany Enterprise Zone as requested August 1988 is described as follows:

The entire Linn County portion of the Albany and Millersburg city limits, and an adjacent portion of industrially designated land outside the Albany city limits, but within the Linn County portion of the Albany Urban Growth Boundary, described as follows:

Beginning at a point 1,400 feet south from the northwesterly corner of the intersection of Spicer Road and Three Lakes Road and then proceeding south for a distance of 2,720 feet along Three Lakes Road and then due west for a distance of 1,480 feet to the right-of-way boundary of Interstate Highway 5 and then proceeding 2,720 feet north along the right-of-way boundary of Interstate 5 and then 1,480 feet due east, to the point of the beginning.

EXCEPTING THEREFROM A PORTION OF SOUTHWEST ALBANY the area described as follows:

Beginning at the point of intersection of the Albany city limit line and the south right-of-way line of Lakewood Drive; thence proceeding east-southeast and east along said right-of-way line to the west right-of-way line of Pacific Boulevard (Highway 99E); thence north and northeasterly to the west right-of-way line of Ellsworth Street (U.S. Highway 20); thence north to the south right-of-way line of 9th Avenue; thence west to the extension of the west right-of-way line of Broadalbin Street; thence north to the south right-of-way line of 5th Avenue; thence west to the west right-of-way line of Santiam Canal; thence north to the high water mark on the south bank of the Calapooia River; thence, west to the Albany city limit line; thence following said city limit line on a meandering course to the point of the beginning. Said area constituting .98 square miles.

AND, ADDITIONALLY EXCEPTING THEREFROM AN AREA IN SOUTHEAST ALBANY DESCRIBED AS FOLLOWS:

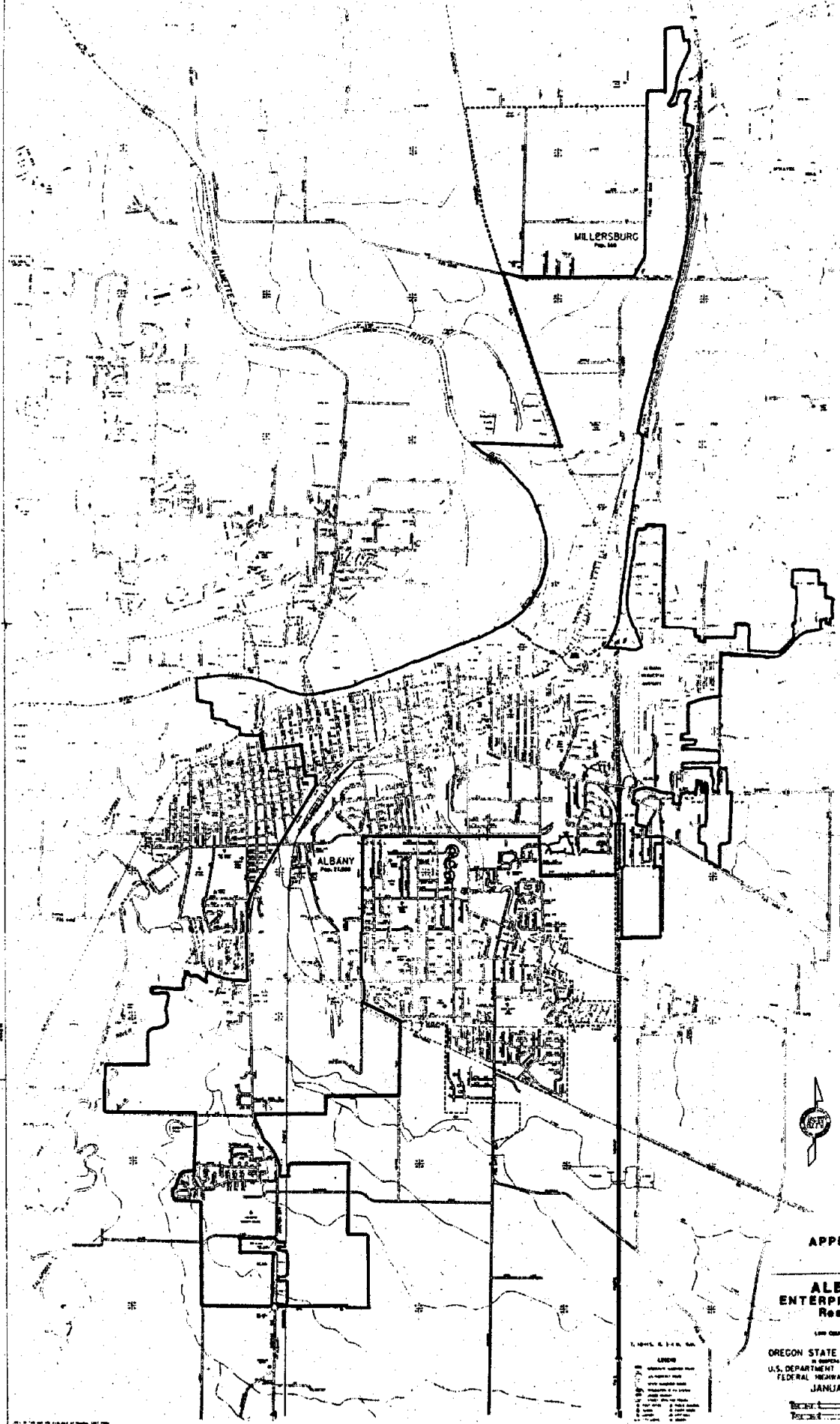
Beginning at the point of convergence of the Albany City Limit Line and the north right-of-way line of Santiam Canal, said point being 875'+ west of the intersection designation of Section No.s 10SW 17, 18, 19, and 20; thence west north west along said right-of-way to the east right-of-way line of Marion Street; thence north to the south right-of-way of Queen Avenue; thence east to the west right-of-way line of Waverly Drive; thence south to the south right-of-way line of the extension of 21st Avenue; thence east to the Albany city limit line, said point also being the west right-of-way line of Interstate Highway 5; thence south and west on a meandering line following the Albany city limit line to the point of the beginning. Said area being 2.36 square miles.

AND FURTHER EXCEPTING THEREFROM an area in Northwest Millersburg described as follows:

Beginning at the point of intersection of the Millersburg City limit line and north right of way line of Conser Road (Linn County road 34); THENCE proceeding north and east along said city limit line to the intersection of same city limit line and the west right of way line of Morningstar Road (Linn county Road 308); THENCE proceeding south along said right of way line as it becomes the west right of way line of Old Salem Road (Linn County road 387) to the point of intersection with the north right of way line of Conser Road; THENCE proceeding west to the point of the beginning.

The redesignated Albany Enterprise Zone, if approved, will constitute an area of 10.36 square miles.

This redesignation if approved will expire March 11, 1996 unless a further joint request by Albany, Millersburg and Linn County is made to redesignate or to withdraw the Albany Enterprise Zone designation.



APPENDIX B

**ALBANY
ENTERPRISE ZONE
Resignated**

LOW DENSITY, MEDIAN
 OREGON STATE HIGHWAY DIVISION
 IN COOPERATION WITH THE
 U.S. DEPARTMENT OF TRANSPORTATION,
 FEDERAL HIGHWAY ADMINISTRATION
 JANUARY 1986

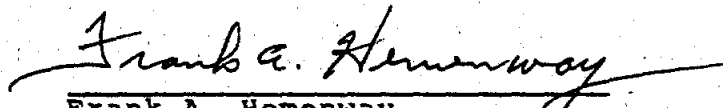


- LEGEND**
- Interstate Highway
 - State Highway
 - County Road
 - Local Road
 - Unimproved Road
 - Right-of-Way Boundary
 - Enterprise Zone Boundary
 - Millersburg River
 - Water
 - Railroad
 - Utility
 - Easement
 - Survey
 - Section Corner
 - Quarter Corner
 - Township Corner
 - Range Corner
 - Section
 - Quarter Section
 - Township
 - Range



APPENDIX C & APPENDIX D
Economic Hardship & Business Status Statement

The requested Zone alteration, all areas of which lie entirely within the Economically Lagging Area of Linn County, results in no change in the degree of economic hardship. The residential areas being deleted are within two miles of Zone boundaries. Further, the areas being deleted are currently zoned as Residential or Professional Office use and do not contain businesses which have, nor will qualify for, Department of Revenue Exemption Status.


Frank A. Hemenway
Albany Enterprise Zone Manager

HAVE
COMPLIED

WILL
COMPLY

(A) Specify whether the applicant has examined the feasibility of creating educational or training opportunities for employers and employees of business firms located in the proposed Enterprise Zone;

(B) Verify that the applicant will give priority to the use in the Enterprise Zone, if designated, of any economic development or job training funds received from the Federal Government;

(C) Commit to assist the Department in annually evaluating economic progress made in an Enterprise Zone within its jurisdiction;

(D) Upon designation, commit to appoint a local enterprise zone manager and if there is more than one sponsoring government, to jointly appoint such manager;

(E) Within six months of designation, commit to prepare a list and map of state and local government owned land and/or buildings within the proposed Enterprise Zone not used or designated for a public purpose and available for lease or purchase by qualified business firms; and

(F) Within three months of designation, commit to prepare a street index for use by eligible businesses and authorized agents of the Job Training Partnership Administration.

(b) A description of the area to be designated as an Enterprise Zone, including surface area estimated to the nearest 0.1 square mile:

(A) A map drawn to scale with a clear representation of the proposed boundary of the zone [must be attached to the application].

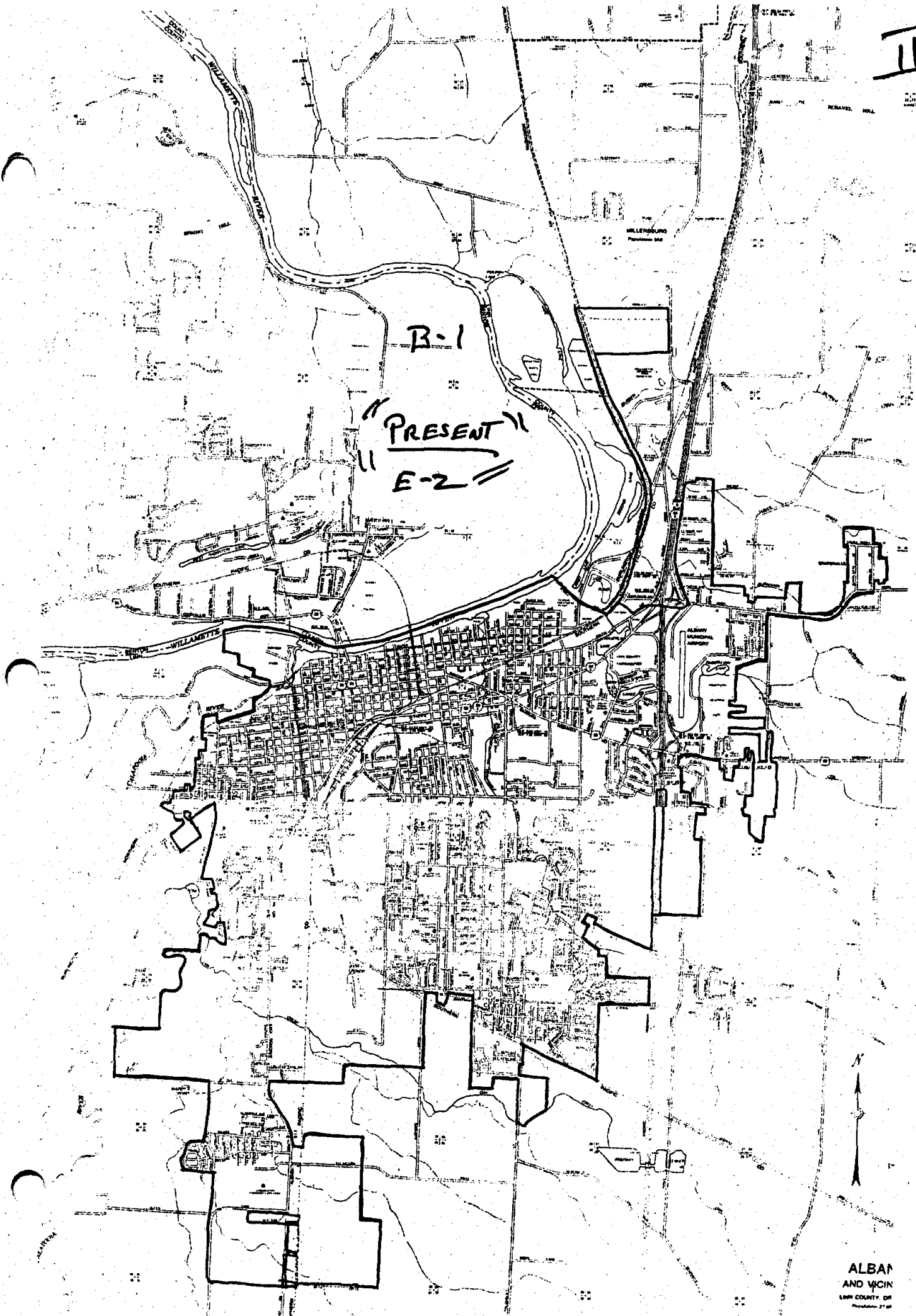
(B) [Either a listing of contiguous census tracts, block numbering areas, block groups, and enumeration districts, or a] A metes and bounds description of the area within the zone is [sufficient] required to describe a nonurban zone. Where an Enterprise Zone boundary follows a portion of the city limit, urban growth boundary, or county line between two points, a statement that it does so may be used in lieu of a [precise legal] metes and bounds description of that portion of the boundary.

(C) A listing of contiguous census tracts, block numbering areas, block groups or enumeration districts is sufficient to describe an Enterprise Zone.

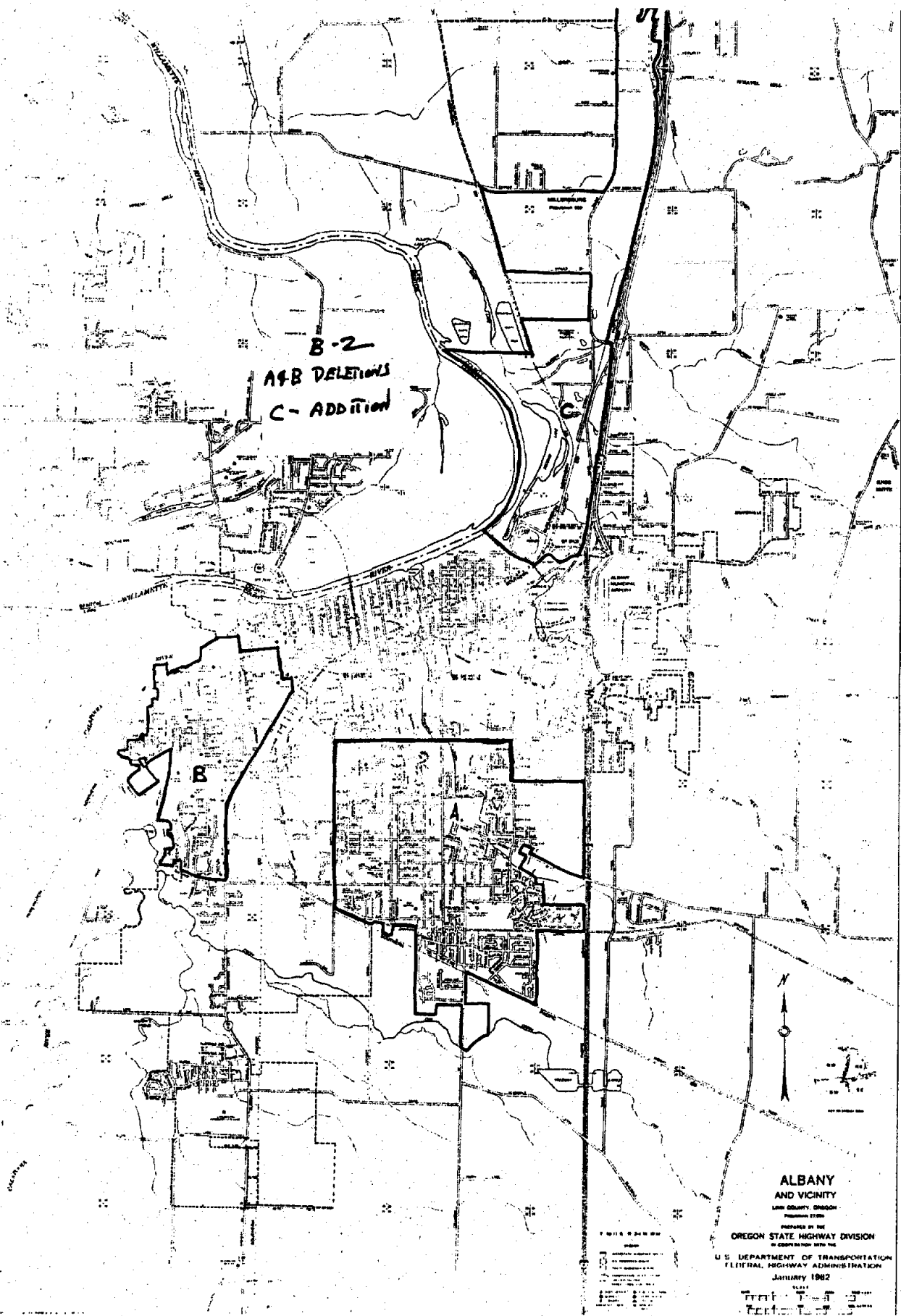
(D) When a zone consists of an entire city or of two or more contiguous cities totalling less than 12 square miles, only a statement that the zone is so comprised need be offered, in lieu of requirements in paragraph[s] (B) and (C) above.

(E) When a zone lies entirely within 12 or fewer cadastral sections, verification that it does so may be submitted in lieu of the estimate of surface area required by this subsection.

H



ALBANY
AND VICIN
LOW COUNTY, OR
PREPARED BY S



B-2
A+B DELETIONS
C- ADDITION

ALBANY
AND VICINITY
LAW COUNTY, OREGON

PREPARED BY THE
OREGON STATE HIGHWAY DIVISION
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION
JANUARY 1962

1 inch = 1/4 mile