

A RESOLUTION PROCLAIMING THE ANNEXATION AND ZONING OF PROPERTY LOCATED EAST OF PACIFIC BOULEVARD SW, MORE COMMONLY KNOWN AS 34435 HIGHWAY 99 (TAX LOT 800, LINN COUNTY ASSESSOR'S MAP NO. 11-3W-30) AND CONTAINING APPROXIMATELY 1.00 ACRE (FILE NO. AN-07-96).

WHEREAS, the City Council has proposed to annex in accordance with the provisions of ORS 222.125 certain property described by attached Exhibit A and which is adjacent to the City of Albany; and

WHEREAS, provisions of state law and the Albany Development Code waive requirements for Planning Commission review and public hearings for such annexations; and

WHEREAS, the Albany Development Code provides for the application of specific zoning districts upon annexation of territory under these circumstances; and

WHEREAS, a public hearing will be held sometime in the future concerning the withdrawal of said territory from the Tangent Rural Fire Protection District under the provisions of ORS 222.520(1).

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that the territory described by attached Exhibit A is hereby proclaimed to be annexed to the City of Albany and zoned LI (Light Industrial).

BE IT FURTHER RESOLVED that the statements for this annexation be found in the staff report for Planning File No. AN-07-96.

BE IT FURTHER RESOLVED that the property described by attached Exhibit A shall be effectively annexed to the City of Albany on the date that the complete abstract of the annexation proceedings described above is filed with the Secretary of State of the State of Oregon.

DATED THIS 9TH DAY OF OCTOBER 1996.


Mayor

ATTEST:



City Recorder

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Rel. To: City of Albany - Recorder
P.O. Box 490, Albany, OR 97321

**EXHIBIT A
LEGAL DESCRIPTION
CASE FILE NO. AN-07-96**

Beginning at a 1 inch iron rod on the East right of way of the Pacific Highway which is South $0^{\circ}31'1\frac{1}{2}''$ West along the West line of Section 30, Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon, a distance of 1427.77 feet and South $89^{\circ}37'$ East 38.49 feet from the quarter Section corner of the West line of said Section 30; thence South $89^{\circ}37'$ East parallel with the South line of said Section, a distance of 319.48 feet to a 1 inch iron rod on the West right of way line of the Southern Pacific Railroad; thence South $0^{\circ}06'$ West along said railroad right of way, 136.13 feet to a 1 inch iron rod; thence North $89^{\circ}37'$ West parallel with the South line of said Section, a distance of 320.51 feet to a 1 inch iron rod on the East lines of said Highway; thence North $0^{\circ}32'$ East 136.13 feet to the place of beginning.

