

AN ORDINANCE WITHDRAWING CERTAIN REAL PROPERTY HERETOFORE ANNEXED TO THE CITY OF ALBANY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT, AND DECLARING AN EMERGENCY.

RECITALS: Whereas, certain real property in the territory described below was annexed to the City of Albany by Ord. No. 3977, 3993 ; and

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

WHEREAS, pursuant to Ordinance No. 4000 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within the boundaries of the Albany Rural Fire Protection District shall be, upon the effective date of this ordinance, withdrawn from the Albany Rural Fire Protection district,

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The City hereby elects to assume obligations of the withdrawn territory and be liable to the district for the amount of taxes which would be extended by the district each year against the property in the part withdrawn if the withdrawal had not taken place.

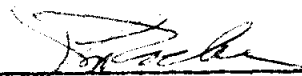
Section 3: EMERGENCY CLAUSE

Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon passage by the Council and approval by the Mayor.

Passed by the Council: April 13, 1977

Approved by the Mayor: April 13, 1977

Effective Date: April 13, 1977



Mayor

ATTEST:



City Recorder

66
Taylor + Ruff
4010

LEGAL DESCRIPTION

CONSENT TO ANNEXATION

DEERFIELD SUBDIVISION ANNEXATION

Beginning at the point of intersection of the west right-of-way line of Columbus Street and at the north line of the Santiam Canal; thence,

S89°48'30"E 1,621.92 ft. along the north line of said Canal; thence,

S89°44'26"E 1,084.23 ft. along the north line of said Canal to the east boundary line of Section 20; thence,

S0°24'35"E 2,766.97 ft. along the east boundary line of Section 20 the north right-of-way line of the Southern Pacific Transportation Company; thence,

N65°28'50"W 2,958.40 ft. along the north right-of-way line of the S.P.T.C. to the west right-of-way line of Columbus Street; thence,

North 1,550 ft., more or less, along the west right-of-way line of Columbus Street to the point of beginning.

(SEE ATTACHED LEGAL DESCRIPTIONS AND MAP FOR THE ZONED AREAS WITHIN THE 127 ACRES)

Tax Lot 600 Acct. # 106318

Beginning at the northwest corner of the RUPP SUBDIVISION in Sec. 8, T. 11 S., R. 3 W., W.M., Linn Co., Oregon.

Thence, N 1° 39' W 334.29 feet. Thence S 89° 05' E 731.44 feet, to the west right of way line of Waverly Drive, thence

N 1° 28' W along the west right-of-way line of Waverly Drive 276.49 feet more or less to the center line of 14th Avenue, thence

S 89° 05' E 80 feet to the east right-of-way line of Waverly Drive. Thence,

S 1° 28' E parallel to the west right-of-way line of Waverly Drive 440.64 feet, thence

- West 222.80 feet. Thence,
- South 170.15 feet. Thence,
- West 593.74 feet to P.O.B.