

ORDINANCE NO. 5020

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT WHICH IS LOCATED NORTH OF 13TH AVENUE SW, WEST OF HOP STREET SW AND CONTAINING 4.04 ACRES MORE OR LESS (File No. AN-04-92).

WHEREAS, on December 16, 1992, the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 3219 and described in Exhibit A, attached hereto; and

WHEREAS, on December 16, 1992, the Albany City Council adopted Resolution No. 3219 setting a date for a public hearing concerning the withdrawal of said territory from the Albany Rural Fire Protection District; and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and on January 13, 1993, the Albany City Council did hold a public hearing during which time interested persons were given an opportunity to be heard on this matter; and

WHEREAS, the City Council following said public hearing determined that the withdrawal of territory from the District is in the best interests of the citizens of Albany.

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


Section 1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

Section 2: The City Recorder shall, within 10 days of the effective date of this ordinance, file a copy of the ordinance with the County Assessor of Linn County, Secretary of State of the State of Oregon, the State of Oregon Department of Revenue, and the Albany Rural Fire Protection District.

Passed by the Council: January 13, 1993

Approved by the Mayor: January 13, 1993

Effective Date: February 13, 1993



Mayor

ATTEST:



City Recorder

**EXHIBIT A
LEGAL DESCRIPTION
CASE NO. AN-04-92**

Beginning at the Northwest corner Block 16 of Hazelwood Addition to Albany in Section 12, Township 11 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, said point also being on the Easterly right-of-way line of Hop Street and running thence West 30.0 ft. to a point on the Westerly right-of-way line of Hop Street; thence North along said Westerly right-of-way line 4.0 ft. to the Southerly right-of-way line of a 30 ft. roadway; thence West along said Southerly right-of-way line 364.50 ft. to a point; thence North 30.0 ft. to a 3/4" iron pipe on the Northerly right-of-way line of said 30.0 ft. roadway, said pipe also being the Southwest corner of Lot 44 Hazelwood Addition to Albany; thence North along the West line of said Lot 44, 252.0 ft. to a point; thence North 39°00'53" East 243.12 ft. to a point on the North line of said Lot 44 of Hazelwood Addition; thence East along the North line of said Lot 44, 84.0 ft. to a point; thence North 58°15'00" East along the North line said Lot 44, 70.5 ft. to a point; thence continuing along the North line of Lot 44, East 97.5 ft. to a 1/2" iron pipe at its intersection with the Easterly right-of-way line of Hop Street, thence South along the Easterly right-of-way line of Hop Street, 512.0 ft. to the point of beginning.

Area of Annexation
Area of Subdivision

