

ORDINANCE NO. 5151

AN ORDINANCE LEVYING A CHARGE UNDER THE PROVISIONS OF CHAPTER 10.16 OF THE ALBANY MUNICIPAL CODE FOR AN IN-LIEU-OF ASSESSMENT FOR COLLECTOR SEWERS FOR SAID PROPERTY BEING DESCRIBED AS TAX LOT #1800, OF PARCEL 10-04W-36BC, AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: A charge is hereby levied against the following described property:

Victor G. Horvath	Desc: 10-04W-36BC-01800	\$3,498.40
2517 Gibson Hill Rd NW	Acct#: SSCCN09281*	
Albany, OR 97321	Site Address: not issued/land only	

Said charge is for the purpose of receiving additional benefit from the existing sewer in the North Albany Sanitary Sewer Basin as required under Chapter 10.16 of the Albany Municipal Code (AMC). The original property, 10-04W-36BC, Tax Lot 700, was assessed April 14, 1993 for a sanitary sewer line to serve the property as part of the North Albany Sanitary Sewer Local Improvement District (SS-90-07), Ordinance 5041. This assessment has been paid in full as of August 30, 1994. A request to partition Tax Lot 700 into two parcels, (PA-05-94), has been approved, therefore eliminating Tax Lot 700 and creating two new Tax Lots 1700 and 1800. The charge made by this ordinance is an In-Lieu-Of Assessment for Collector Sewers, properties inside the original sewer district that divide, creating additional parcels within 150 feet of an existing sanitary sewer, AMC 10.16.220 (Ordinance 5048).

Section 2: The total cost for service from the sanitary sewer line serving the property described in Section 1 is as follows:

\$3,498.40 (Collector Rate) x 1 additional lot = \$3,498.40

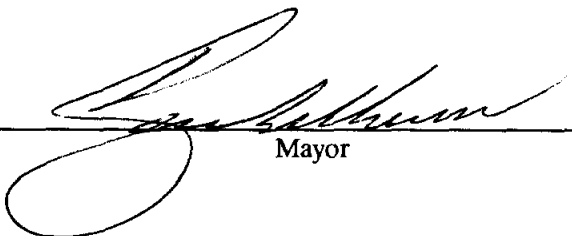
Note: The collector rate for properties inside the sewer district, \$3,498.40, was established by Resolution 3252. The assessment shall be levied to the parcel created from the partitioning as defined by AMC 10.16.230.

Section 3: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of the City of Albany, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.


Passed by Council: September 28, 1994

Approved by Mayor: September 28, 1994

Effective Date: September 28, 1994

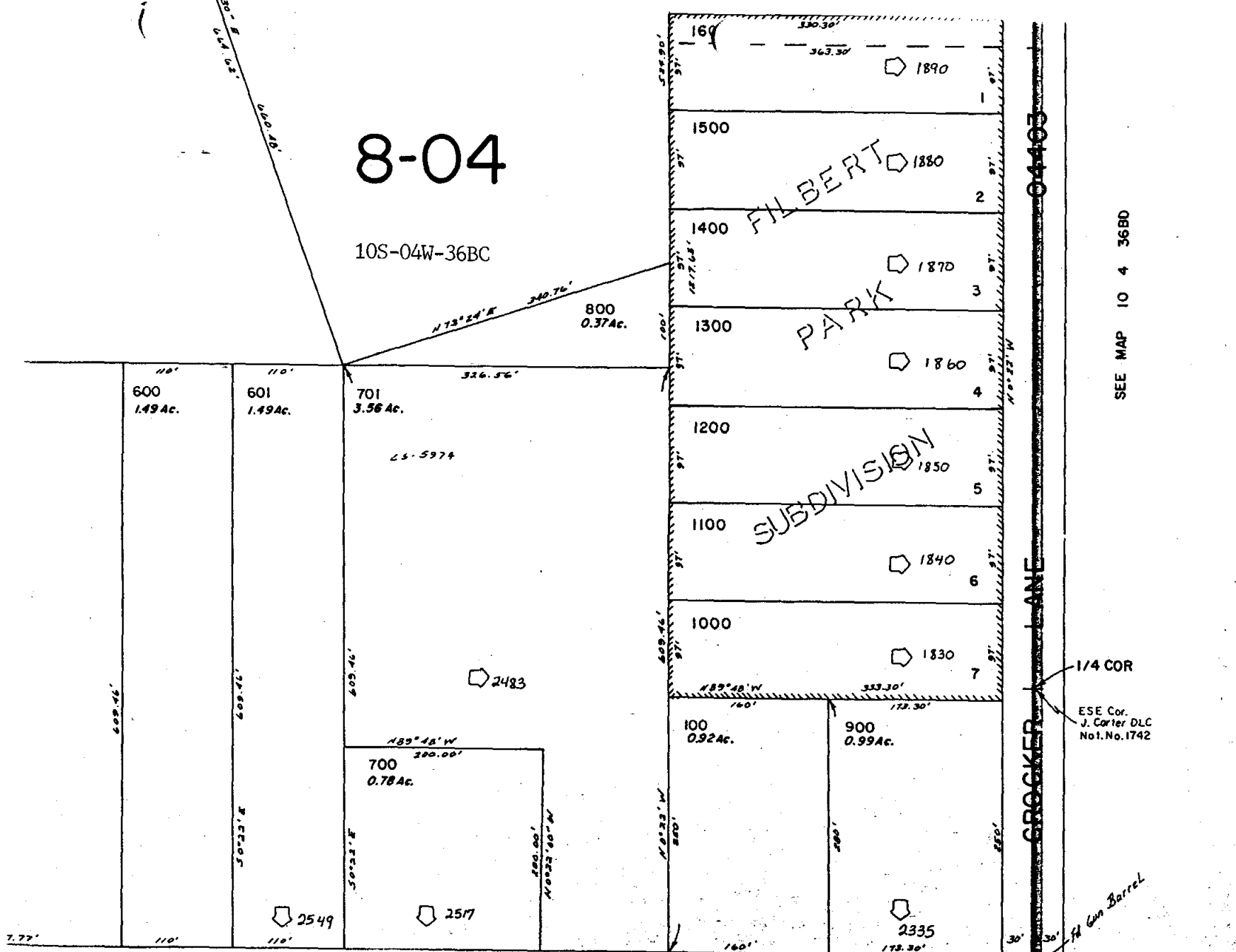
  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Deputy City Recorder

# 8-04

10S-04W-36BC

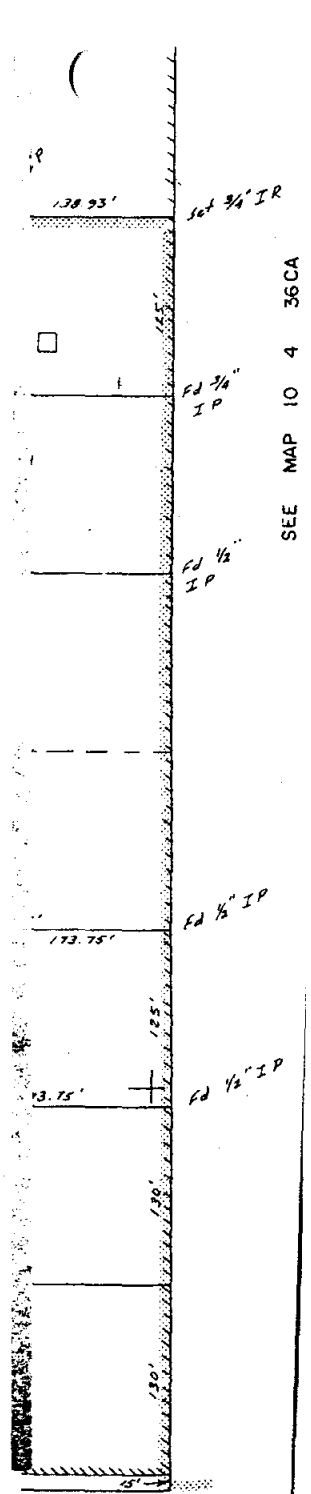


CROCKER LANE 04103

SEE MAP 10 4 36BD

1/4 COR  
ESE Cor.  
J. Carter DLC  
No. 1, No. 1742

1/4 Gun Barrel



SEE MAP 10 4 36CA

HILL DRIVE 04910

SEE MAP 10 4 36CB

10-4-36BC

SEP 12 1991

0.19 Ac.

LEGEND:

- MONUMENT FOUND AS NOTED
- MONUMENT SET 5/8" X 30" IRON ROD WITH YELLOW PLASTIC CAP  
STAMPED: JIM UDELL RLS 1366
- DONATION LAND CLAIM (D.L.C.) LINE
- Fd FOUND
- CS COUNTY SURVEY
- ( ) DATA OF RECORD
- REFERENCE SURVEYS: C.S. 5974, C.S. 7654

PURSUANT TO O.R.S. 92.050(9), THERE ARE GEODETIC CONTROL MONUMENTS WITHIN THE STATUTORY 0.5 MILES, AND ARE AS SHOWN.

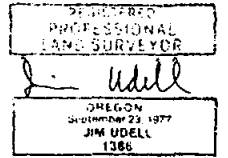
NARRATIVE:

PURPOSE OF THIS SURVEY WAS TO CREATE TWO PARCELS FROM THE PARENT PARCEL, TAX LOT 700 10-4W-36BC. THE NORTHEAST AND NORTHWEST CORNERS OF PARENT PARCEL WERE ESTABLISHED IN C.S. 5974 AND WERE USED. THE EXISTING SOUTHEAST CORNER, PER C.S. 5974, WAS USED TO ESTABLISH THE EAST LINE ONLY AS IT WAS NOT AT 30.00 FT. FROM CLAIM LINE, SAID CLAIM LINE ALSO BEING THE CENTERLINE OF GIBSON HILL ROAD PER C.S. 7654. THE SOUTHWEST CORNER WAS SET AT 40.00 FT. FROM CENTERLINE AND 200.00 FT. DISTANT FROM NEW SOUTHEAST CORNER WHICH WAS SET AT 40.00 FT. FROM CENTERLINE ALSO. A 6" THEODOLITE AND ELECTRONIC DISTANCE METER WERE USED TO PERFORM THIS SURVEY.

SURVEYOR'S CERTIFICATE

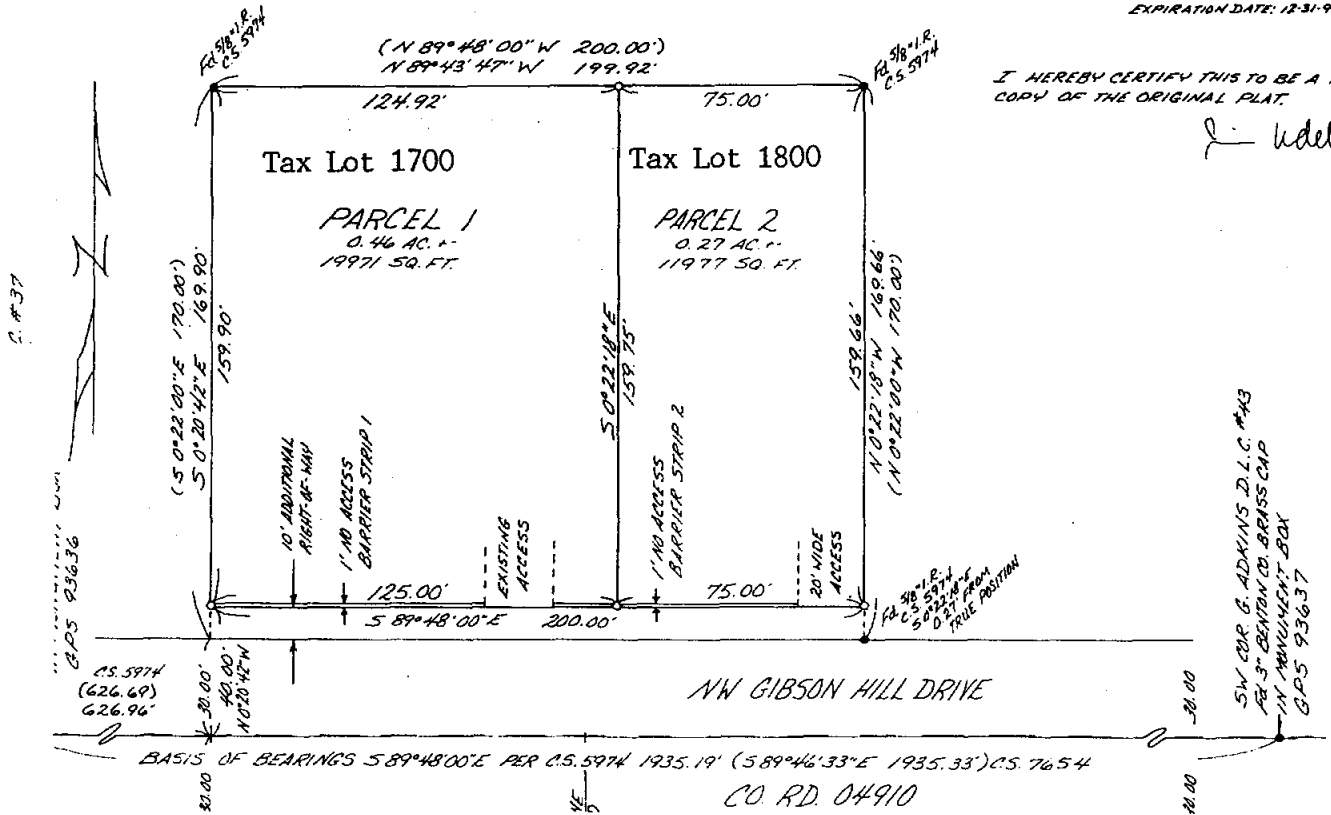
I, JIM UDELL, BEING FIRST DULY SWORN DEPOSE AND SAY I HAVE CORRECTLY SURVEYED AND MARKED WITH PROPER MONUMENTS T LANDS REPRESENTED HEREON, THE EXTERIOR BOUNDARY OF WHICH I DESCRIBED AS FOLLOWS:  
BEGINNING AT A 5/8" IRON ROD WHICH IS SOUTH 89°48'00" 626.96 FT. (626.69 FT. BY PRIOR RECORD) AND NORTH 0°20'42" 40.00 FT. FROM THE NORTHWEST CORNER OF THE J. Q. THORNTON #37 IN SECTION 36, TOWNSHIP 10 SOUTH, RANGE 4 WEST OF THE WILLAMETTE MERIDIAN IN BENTON COUNTY, OREGON AND RUNNING T SOUTH 89°48'00" EAST 200.00 FT. TO A 5/8" IRON ROD; THENCE 0°22'18" WEST 159.66 FT. (NORTH 0°22'00" WEST 170.00 FT. B RECORD) TO A 5/8" IRON ROD; THENCE NORTH 89°43'47" WEST 19 FT. (NORTH 89°48'00" WEST 200.00 FT. BY PRIOR RECORD) TO A IRON ROD; THENCE SOUTH 0°20'42" EAST 159.90 FT. (SOUTH 0°2 EAST 170.00 FT. BY PRIOR RECORD) TO THE POINT OF BEGINNING

JAMES F. UDELL  
ENGINEERING & SURVEYING  
3238B BERLIN ROAD  
LEBANON, OR 97355  
(503) 451-5125



I HEREBY CERTIFY THIS TO BE A TRUE COPY OF THE ORIGINAL PLAT.

J Udell



SW COR. G. ADKINS D.L.C. #43  
PER 5" BENTON CO. BRASS CAP  
1" MONUMENT BOX  
GPS 93637

Name/Address	Description	
HORVATH, VICTOR G	ACREAGE	10-04W-36BC-01800
HORVATH, HILDEGARD M	09/28/94 0000000	PA-05-94, SELLING,
2517 GIBSON HILL RD NW	3.498.40	07682
ALBANY OR 97321	SSCCN09281*	

Report total... 3,498.40