



ORDINANCE NO. 5920

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT LOCATED AT 5188 COLUMBUS STREET SE (LINN COUNTY ASSESSOR'S MAP NO. 11S-03W-20, TAX LOT 1302) CONTAINING APPROXIMATELY 8.41 ACRES AND DECLARING AN EMERGENCY

WHEREAS, the Albany City Council on August 8, 2018, proclaimed the annexation of territory by adoption of Ordinance No. 5914; and

WHEREAS, on August 8, 2018, the Albany City Council set a date for a public hearing concerning the withdrawal of said territory from the Albany Rural Fire Protection District (ARFPD) under the provisions of ORS 222.524; and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and on November 7, 2018, 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 ARFPD 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 real property, to wit (see attached legal description, Exhibit A, and map, Exhibit B), is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.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, State of Oregon Department of Revenue, and the Albany Rural Fire Protection District.

Section 3: In as much as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the City of Albany, Oregon, or to facilitate the prompt and timely completion of important City business, an emergency is hereby declared to exist; and this ordinance shall take effect and be in full force and effect when signed by the Mayor.

Passed by the Council: November 7, 2018

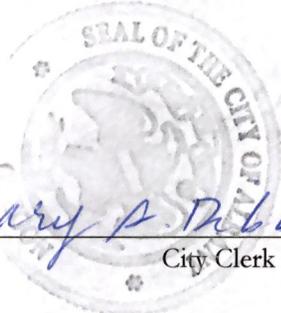
Approved by the Mayor: November 7, 2018

Effective Date: November 7, 2018



Mayor

ATTEST:




City Clerk

K & D ENGINEERING, Inc.

Engineers • Planners • Surveyors

Legal Description

Property to be Annexed into the City of Albany, Oregon
Tax Lot 1302 of Assessor Map 11S-03W-20

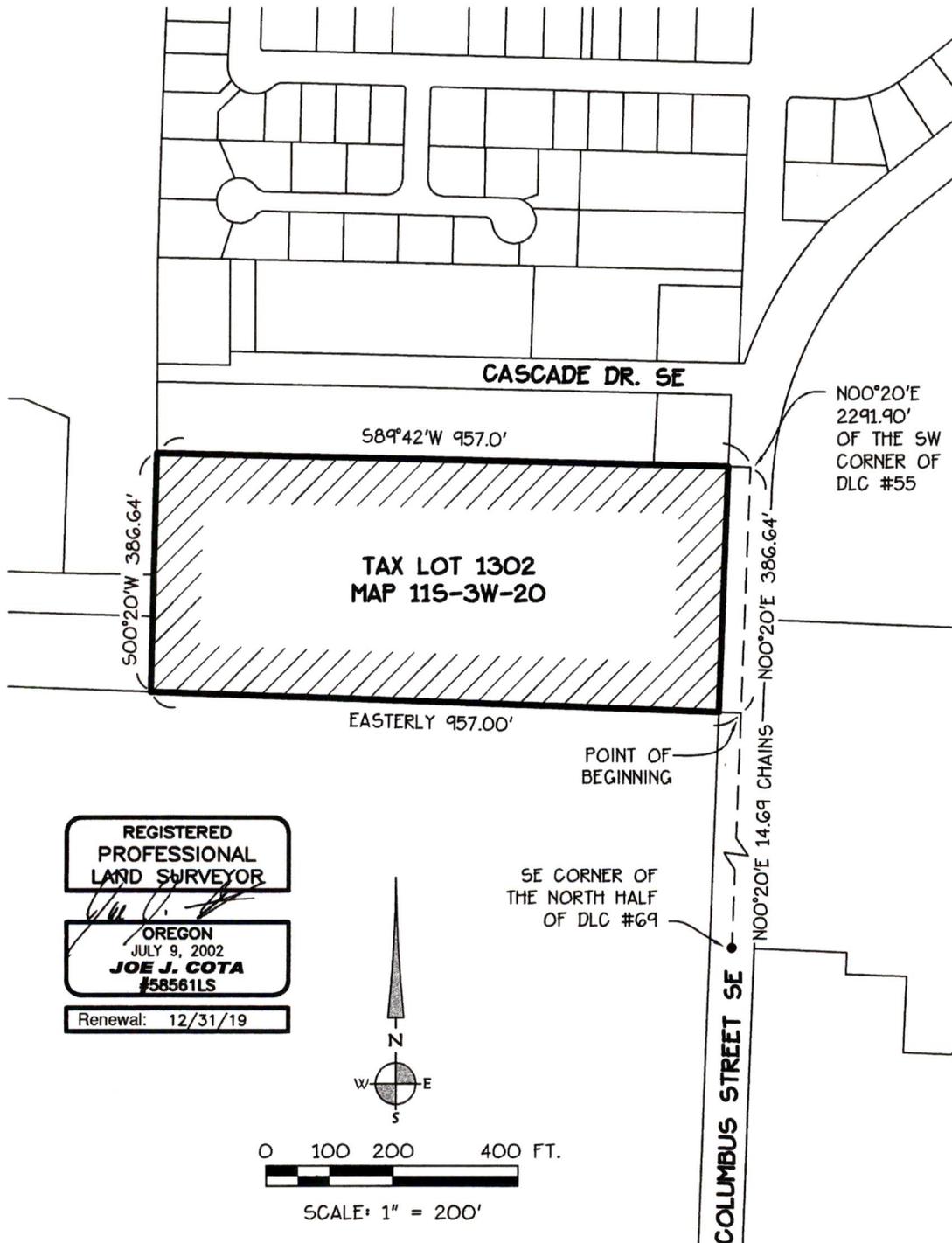
Beginning at a point on the east line of and North 0°20' East 14.69 chains from the southeast corner of the north half of the Robert Pentland Donation Land Claim 69 in Township 11 South, Range 3 West of the Willamette Meridian in Linn County, Oregon; thence North 0°20' East, along the east line of said Claim 69, a distance of 386.64 feet to a point that is North 0°20' East 2291.40 feet from the southwest corner of the Jordan S. Robinson Donation Land Claim 55; thence South 89°42' West 957.0 feet; thence South 0°20' West, parallel to the east line of said Claim 69, a distance of 386.64 feet, more or less, to a point that is 14.69 chains north of the south line of the north half of said Claim 69; thence Easterly 957.00 feet to the Point of Beginning.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

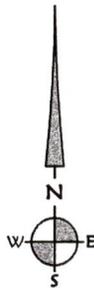
Joe J. Cota
OREGON
JULY 9, 2002
JOE J. COTA
58561

RENEWS: 12/31/17

EXHIBIT MAP
PROPERTY TO BE ANNEXED INTO
CITY OF ALBANY
 LOCATED IN THE
SW 1/4 OF SECTION 20, T. 11 S., R. 03 W., W.M.
 IN
LINN COUNTY, OREGON
SEPTEMBER 13, 2018



**REGISTERED
 PROFESSIONAL
 LAND SURVEYOR**
Joe J. Cota
OREGON
 JULY 9, 2002
JOE J. COTA
#58561LS
 Renewal: 12/31/19



0 100 200 400 FT.
 SCALE: 1" = 200'

Date: 8/30/2018 Time: 9:24
 Scale: 1=300(P5)
 File: dwg\2016\16-158\16-158-ann.dwg (George)

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