

ORDINANCE BILL NO. 1 FOR 2010

ORDINANCE NO. 1215

AN ORDINANCE ANNEXING TERRITORY WITHIN THE URBAN GROWTH BOUNDARY AND AMENDING THE SWEET HOME COMPREHENSIVE PLAN MAP, SAID MAP BEING A PART OF ORDINANCE NO. 1151, AND THE SWEET HOME ZONING MAP, SAID MAP BEING A PART OF ORDINANCE NO. 1152 AND DECLARING A NEED FOR AN EXPEDIENCY CLAUSE.

WHEREAS, the Planning Commission of the City of Sweet Home has considered these matters in a public hearing held on January 4, 2010, as provided by law, and has recommended to the City Council that the Annexation and Zoning Map amendment be approved as hereinafter provided; and

WHEREAS, the City Council held a public hearing on this matter on January 26, 2010; and

NOW, THEREFORE, THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:

The City Council hereby finds that the proposed Annexation and Zoning Map amendment meet the decision criteria.

Section 1. The properties within the City of Sweet Home, Linn County, Oregon, known by Linn County Assessor's Map 14S-1E-6B Tax Lots 400 and 500 and the public right-of-way between the private property and the City limits are hereby Annexed into the City of Sweet Home and designated Medium Density Residential on the Sweet Home Zoning Plan Map. The following legal descriptions correspond with these Assessor's identifications:

**14S-1E-6B – 400:**

**Parcel 1:** A tract of land situated in the County of Linn and State of Oregon more particularly described as follows: Beginning at a point 214.5 feet East of the North quarter corner of Section 6, Township 14 South, Range 1 East of the Willamette Meridian, Linn County, Oregon, and running thence South 89E58" East 60.5 feet to a point; thence South 220.50 feet; thence Southwesterly 65.50 feet to a point 245.60 feet South of the point of beginning; thence North 245.60 feet to the place of beginning.

**Parcel 2:** A tract of Land situated in the County of Linn and State of Oregon more particularly described as follows: Beginning South 89E58' East 275.0 feet from the North quarter corner of Section 6, Township 14 South, Range 1 East of the Willamette Meridian, in Linn County, Oregon; thence South 89E58' East 60.5 feet to a point; thence South 189.10 feet to the Northerly right of way line of the Oregon Electric Railroad; thence Southwesterly along said railroad right of way line 68.26 feet to a point 220.5 feet South of the point of beginning; thence North 220.5 feet of beginning.

**14S-1E-6B – 500:** A tract of land situated in the County of Linn, State of Oregon, more particularly described as follows: Beginning at a point 154 feet East of the North quarter corner of Section 6, Township 14 South, Range 1 East of the Willamette Meridian, Linn County, Oregon; thence South 89E58' East 60.5 feet; thence South 245.60 feet; thence Southwesterly 62.91 feet to a point 262.85 feet South of the place of beginning; thence North 262.85 feet to the

place of beginning. Excepting therefrom a strip 4 feet of even width along the westerly side of said tract.

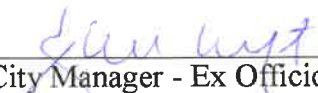
**Road Right-of-way Area:** A portion of land located in the Northwest  $\frac{1}{4}$  of Section 6, Township 14 South, Range 1 East, Willamette Meridian, Linn County, Oregon, more particularly described as follows:

Beginning at a point South 89E58' East 158.00 feet from the North Quarter Corner of Section 6, Township 14 South, Range 1 East, Willamette Meridian, in Linn County, Oregon, said point being a "PK" nail set in pavement per CS #7793, and being on the South line of the John T. Ames D.L.C. No. 46 in the City of Sweet Home, Linn County, Oregon, said D.L.C. Line also being the south City Limits of the City of Sweet Home; thence South 89E58' East 160.52 feet along said D.L.C. to a point, said point being on the south right-of-way line of Alder Street in the City of Sweet Home, also being a Point of Curvature (PC) on the South right-of-way line of Linn County Roadway No. 755, Old Holley Road per CS #19220; thence Southwesterly 161.41 feet along the arc of a 932.58 foot radius 6 degree curve to the left to a point, said curve being the south line of said Linn County Roadway, said point being the northwest corner of that property described in Deed Reference DN 2009-6632; thence North 13.89 feet to the point of beginning. Containing 740.52 square feet.

Section 2: Expediency Clause. Whereas there is a possibility of failed septic systems, it is in the best interest of the residents of the City to complete the annexation of the properties in an expedient manner. It is hereby adjudged and declared that existing conditions are such that this ordinance is needed to be immediately enforced upon its passage. Therefore, this ordinance shall take effect and be in full force and effect from and after its passage and approval of the Mayor.

PASSED by the Council and approved by the Mayor this 23rd day of February, 2010.

  
Mayor

  
City Manager - Ex Officio City Recorder