

ORDINANCE BILL NO. 18 for 1963

ORDINANCE NO. 428

ORDINANCE PROVIDING FOR THE ANNEXATION TO THE CITY OF SWEET HOME OF CONTIGUOUS NEW TERRITORY SOUTH OF SAID CITY: DIRECTING THE CITY MANAGER TO SUBMIT REQUIRED INFORMATION TO THE SECRETARY OF STATE: AND DECLARING AN EMERGENCY.

WHEREAS, the City Council has been petitioned by two-thirds of the land-owners who also own at least two-thirds of the land in an area contiguous to the city, and of real estate in such area representing at least two-thirds of the assessed value therein, which petition consents to annexation and has been filed with the City, thereby eliminating the necessity for an election in the contiguous area prior to annexation, as set out in ORS 222.170; and

WHEREAS, pursuant to the provisions of ORS 222.120, the City Council has elected to dispense with submitting the question of annexation to the registered voters of the City of Sweet Home, as to whether the boundaries of the City of Sweet Home shall be altered and the contiguous new territory hereinafter described included therein; and

WHEREAS, the City Council has adopted Ordinance No. 415, stating its election to dispense with the election by the voters inside the City, setting the date of June 11, 1963, as the date for a public hearing on this matter at the regular City Council meeting in the Council chambers at the City Hall, and directing the City Manager to have published a notice of such hearing for two successive weeks prior to the hearing; and

WHEREAS, such notices have been published, and said public hearing has been held;

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

Section 1. Pursuant to the provisions of ORS 222.170, the City Council hereby proclaims the annexation to the City of Sweet Home of the following described new contiguous territory, to wit:

Beginning at a point on the North Line of Section 5, T. 14 S. R 1 E. W.M.; said point being S89° 58'E, 300.00 feet from the Northwest corner of Section 5, T. 14 S., R 1 W.M.. in Linn County, Oregon; thence S0°30'E. 330.00 feet to the Southwest corner of that certain tract deeded in Linn County deed records Volume 214, page 189; thence S89° 58' E. parallel to the North line of said Section 5, 391.00 feet; thence S. 0°30'E., 120.00 feet; thence S. 89° 58' E., 226.00 feet; thence S. 0°30'E., 20.00 feet; thence S. 89° 58' E., parallel to the North line of said section, 400.83 feet more or less to the East Line of the Northwest quarter of the Northwest quarter (NW ¼, NW ¼) of said section; thence North along said East line of the NW ¼, NW ¼ of said section, 470.00 feet to the North line of said Section 5; thence N89°56' W., along said North line of Section 5, 1025.35 feet more or less to the point of beginning. Containing 9.645 acres more or less.

Section 2. The City Manager is hereby directed to file with the Secretary of State the following, in conformance with ORS 222.170;

- a. A copy of this ordinance, proclaiming the annexation;
- b. A copy of the landowners written consent to annexation; and,
- c. A copy of Ordinance #415, stating the City Council's decision to dispense with submitting the question of annexation to the registered voters of the City of Sweet Home and setting the date and place of the public hearing.

Section 3. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the public peace, health, and safety, and that an emergency is hereby declared to exist and this ordinance shall take effect and be in full force and effect from and after its approval.

PASSED by the Council and approved by the Mayor this 13 day of August, 1963.

William J. Perry
Mayor

ATTEST:

Robert G. White
City Recorder