RESOLUTION NO. 797

A RESOLUTION ACCEPTING THE RESULTS OF MAY 21, 2002 ELECTION, **PROCLAIMING ANNEXATION INTO THE CITY OF 1.97 ACRES DESCRIBED AS** TAX LOTS 1200 OF TAX MAP 4-1E-04CA LOCATED ON THE SOUTHWEST CORNER OF SW 13TH AVENUE AND S FIR STREET, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS.

WHEREAS, on May 21, 2002, at an election, the voters of the City of Canby approved by a vote of 2164 to 1097 Measure No. 3-55 which called for the annexation of 1.97 acres into the City of Canby. Clackamas County Elections Department certified the above election results as accurate on June \mathcal{J}_{-} , 2002. Applicant for the property was James Harbison. The property is known as Tax Lot 1200 of Tax Map 4-1E-04CA. A complete legal description of each tax lot is attached hereto as Exhibit "A" and a map showing the location of the tax lot is attached hereto as Exhibit "B" and by this reference both are incorporated herein; and

WHEREAS, pursuant to CMC 16.84.080, the City of Canby must proclaim by resolution, the annexation of said property into the City and set the boundaries of the new property by legal description;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Canby that the Election Results as set forth in the abstract dated June 1, 2002,are official and accepted by the Council of Canby; and it is hereby

PROCLAIMED by the Council of Canby that 1.97 acres of property described in Exhibit "A" and shown on Exhibit "B" is annexed into the corporate limits of the City of Canby, Oregon. Said boundaries of the property are set by the legal description set forth in Exhibit "A".

This resolution shall take effect on June $|\mathcal{Q}|$, 2002.

ADOPTED this $\underline{)}$ \underline{G}^{th} day of June, 2002, by the Canby City Council.

Terry L Prince - Mayor

ATTEST:

Chaunee Seifried, City Recorder, Pro-Tem

Page 1. Resolution No. 797.

FROM : MICHAEL J NOVE

Exhibit "A"

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		STATE OF OREGON,
		County of
		i certify that the within instrument was received for record on the analy day
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classifier called grantor, for the consideration hereinafter	stated, to granto: paid i	by James Stanley-Harbison
douffer milled gruntes, does hereby grast, Darguin, sell		and and amplicate bains survey share and sectors
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CITY OF CANBY PRIMARY ELECTION MAY 21, 2002

MEASURE 3-55 Submitted to the legal voters of said City.

MEASURE APPROVING ANNEXATION OF 1.97 ACRES INTO CITY OF CANBY

QUESTION: Shall 1.97 acres located on SW 13th Avenue near S. Fir Street be annexed into Canby?

SUMMARY: Annexation is the legal process to bring property inside the City limits. James Harbison has filed an application asking the City to bring his property into the City limits. The legal description of the property is Tax Lot 1200 of Tax Map 4-1E-04CA. It is located on the southwest corner of S.W. 13th Avenue and S. Fir Street. Properties to the south is outside of the City, but within the Urban Growth Boundary. This application has previously been approved by the Planning Commission 5-0 and City Council 4-0 following public hearings by each body. The property is vacant. The City's Zoning Map calls for low density residential development upon annexation, and future development could result in as many as twelve additional homes on the site, although nine home are more likely given right-of-way dedication requirements. Actual development requires City review and must comply with land use laws.

MEASURE 3-56

Submitted to the legal voters of said City.

MEASURE APPROVING ANNEXATION OF 45.42 ACRES INTO CITY OF CANBY

QUESTION: Shall 45.42 acres located on SE Township Road east of S. Redwood Street be annexed into Canby?

SUMMARY: Annexation is the legal process to bring property inside the City limits. The Canby School District has filed an application asking the City to bring its property into the City limits. The legal description of the property is Tax Lots 900, 1100 and 1200 of Tax Map 4-1E-03. It is located on the south side of S.E. Township Road east of S. Redwood Street. Properties to the north and west are with the City limits. Property to the south and east are outside of the City, but within the Urban Growth Boundary. Property directly to the west is occupied by Trost Elementary School. This application has previously been approved by the Planning Commission 5-0 and City Council 4-0 following public hearings by each body. The property contains one residence, but the majority of the property is vacant. The City's Zoning Map calls for low density residential for the property upon annexation, but the applicant intends to build a middle school on the site. Actual development requires City review and must comply with land use laws.