

## **RESOLUTION NO. 739**

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY RECORDER TO CERTIFY TO THE CLACKAMAS COUNTY CLERK A MEASURE REFERRING TO THE ELECTORATE A PROPOSED ANNEXATION OF 1.7 ACRES DESCRIBED AS TAX LOTS 200 AND 300 OF TAX MAP 3-1E-28DB LOCATED ON THE SOUTH SIDE OF NE 22<sup>nd</sup> AVENUE, BETWEEN N. LOCUST STREET AND N. MAPLE STREET TO THE CITY OF CANBY; AUTHORIZING THE CITY RECORDER TO SEND AN EXPLANATORY STATEMENT FOR THE VOTER'S PAMPHLET; AND DOING ALL OTHER NECESSARY ACTS TO PLACE THE MATTER BEFORE THE VOTERS OF THE CITY OF CANBY FOR THE NOVEMBER 7, 2000 GENERAL ELECTION.**

**WHEREAS**, the Canby City Council has heretofore approved an application filed by Elroy Knutson and NW Floriculture to annex approximately 1.7 acres of land into the City of Canby; and

**WHEREAS**, pursuant to the provisions of the Canby City Charter, the approval of the proposed annexation must be referred to the electorate of the City of Canby for an election; and

**WHEREAS**, ORS 250.035 requires a Notice of Measure be prepared by the City and submitted to the Clackamas County Elections Department by September 7, 2000 in order to appear on the ballot for the November 7, 2000 general election; and

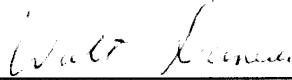
**WHEREAS**, pursuant to the Canby Municipal Code, the Canby City Attorney has prepared a Notice of City Measure Election and Summary for Voter's Pamphlet to be submitted to the Elections Department;

**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby, as follows:

1. The City Recorder of the City of Canby is hereby authorized and directed to certify to the Clackamas County Clerk for submission to the voters at the November 7, 2000 general election, the Notice of City Measure Election. Such Notice of City Measure Election is attached to this Resolution in proper form and adopted by the City.
2. The City Recorder of the City of Canby is further authorized and directed to submit a Summary of the Measure to be placed in the voter's pamphlet explaining in clear and concise language the affect of such ballot measure. Such summary is attached to this Resolution in proper form and adopted by the City.

3. The City Recorder, the City Administrator and the City Attorney are hereby authorized to do all other necessary and proper acts to place the ballot measure before the voters at the November 7, 2000 general election.

ADOPTED this 16<sup>th</sup> day of August, 2000, by the Canby City Council.



Walt Daniels - Council President

ATTEST:



Chaunee Seifried,  
City Recorder, Pro-Tem

## NOTICE OF CITY MEASURE ELECTION

### CITY OF CANBY

Notice is hereby given that on Tuesday, November 7, 2000, an election will be held in the City of Canby, Clackamas County, Oregon. The following shall be the ballot title for the measure submitted to the City's voters on this date:

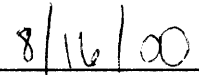
**CAPTION: MEASURE APPROVING ANNEXATION OF 1.7 ACRES INTO CITY OF CANBY**

**QUESTION:** SHALL 1.7 ACRES LOCATED SOUTH OF NE 22<sup>nd</sup> AVENUE AND WEST OF N MAPLE STREET BE ANNEXED INTO CANBY?

**SUMMARY:** Annexation is the legal process to bring property inside the City limits. Elroy Knutson and NW Floriculture, as owners of 1.7 acres (two tax lots), have filed an application asking the City to bring their properties into the City limits. The legal description of the property is Tax Lot 200 of Tax Map 3-1E-28DB, located at 597 NE 22<sup>nd</sup> Avenue and Tax Lot 300 of Tax Map 3-1E-28DB, located at 591 NE 22<sup>nd</sup> Avenue. Properties surrounding these two tax lots on the west, south and east are all within the City limits. Properties to the north are outside the City's Urban Growth Boundary. This application has previously been approved by the Planning Commission and City Council. Both properties contain residences and outbuildings. The City's Zoning Map calls for low density residential for both Tax Lots upon annexation. Although no development is proposed at this time, future development would allow up to 8 new units. Any further development requires City review and must comply with land use laws.

The following authorized local government official hereby certifies that the above ballot title is true and complete.

  
\_\_\_\_\_  
Chaunee Seifried,  
Canby City Recorder

  
\_\_\_\_\_  
Date

EXPLANATORY STATEMENT FOR VOTER'S PAMPHLET

MEASURE APPROVING ANNEXATION OF 1.7 ACRES  
INTO THE CITY OF CANBY

Measure No. \_\_\_\_\_

Word Total 327 (500 max)

This measure would approve the annexation of two adjoining tax lots into the city limits of the City of Canby. The properties which would be included within the City boundaries are known as Tax Lot 200 and Tax Lot 300 of Tax Map 3-1E-28DB and are located generally in the northeast part of the City. Tax Lot 200 is located at 597 NE 22<sup>nd</sup> Avenue and Tax Lot 300 is located at 591 NE 22<sup>nd</sup> Avenue. Tax lots 200 and 300 are currently zoned RRFF-5 (Rural Residential, Farm and Forest). If annexation into the City is approved by the voters, both Tax Lots would be rezoned Low Density Residential as required under the City's Comprehensive Land Use Plan (Comp Plan).

Tax Lots 200 and 300 are owned by Elroy Knutson and NW Floriculture. Both owners have applied jointly to the City of Canby for approval of annexation as allowed by Oregon law. The City, following its Charter, has put this matter before the voters for approval.

Both lots are surrounded on the west, south and east by properties within the City limits. Properties to the north are outside the City's Urban Growth Boundary. Both lots presently contain single family residences and outbuildings. Although no development is proposed at this time by the owners, future development would allow up to eight units to be built. However, annexation alone does not set the future uses to be built on the property. Any further development would have to comply with state and local land use laws and would be subject to public review.

The Canby Comp Plan also designates properties for annexation as Priority "A", "B" or "C". Priority "A" properties shall generally be annexed prior to those areas shown as Priority "B" which, in turn, shall generally be annexed prior to those areas shown as Priority "C". These two lots are designated Priority "A" property. Both the Canby Planning Commission the City Council approved this annexation application.

CITY OF CANBY

*Chaunee F. Seifried*

Chaunee Seifried,  
Canby City Recorder - Pro tem

*8/16/00*  
Date