

RESOLUTION NO. 1197

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 4.62 ACRES DESCRIBED AS TAX LOT 31E27CO2600 LOCATED EAST SIDE OF NORTH PINE STREET IN NORTHEAST CANBY; AUTHORIZING THE CITY RECORDER TO SEND A MEASURE 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 4, 2014 ELECTION.

WHEREAS, the Canby City Council has heretofore approved an application filed by Ray Franz and Connie Vicker, the owners of tax lot 31E27CO2600, to annex 4.62 acres 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 4, 2014 in order to appear on the ballot for the November 4, 2014 election; and

WHEREAS, pursuant to the Canby Municipal Code, the Canby City Attorney has prepared a Notice of City Measure Election and a Measure Explanatory Statement 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 4, 2014 election, the Notice of City Measure. 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 Measure Explanatory Statement 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 4, 2014 election.

This Resolution shall take effect on August 20, 2014.

ADOPTED this 20th day of August, 2014, by the Canby City Council.



Brian Hodson
Mayor

ATTEST:



Kimberly Scheafer, MMC
City Recorder

Measure Explanatory Statement for County Voters' Pamphlet

Important! Please read all instructions before completing this form. This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

Filing Information

Election: Primary 20____ General 20_14 Special_____ Measure #____ - _____

Ballot Title Caption

MEASURE APPROVING ANNEXATION OF 4.62 ACRES INTO CITY OF CANBY

Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Joseph Lindsay, City Attorney

Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

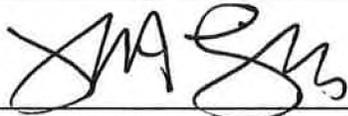
City of Canby

CONTACT INFORMATION

Phone: Cell: _____ Work: (503) 266-0754 Home: _____

E-Mail: lindsayj@ci.canby.or.us

SIGNATURE



Signature of person responsible for content of 'Explanatory Statement'

8/20/14

Date

MEASURE EXPLANATORY STATEMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

For Office Use only:

County: _____

Signed? Yes No

'Measure Explanatory Statement' attached?

Yes No

Intake Staff Initials:

Word Count (500 max):

Digital copy? Yes No

Review Staff Initials:

Measure Explanatory Statement

(Measure Approving Annexation of 4.62 Acres in the City of Canby)

This measure would approve the annexation of 4.62 acres into the city limits of the City of Canby. Annexation is the legal process to bring property into the Canby City limits. The City, following its Charter, has put the matter before the voters for approval.

Ray Franz and Connie Vicker, the owners of a parcel of real property totaling 4.47 acres and 0.15 acres of North Pine Street right-of-way, have filed an application asking the City to bring them into the City limits. The legal description of the parcels is Tax Lot 31E27CO2600. The tax lot is located on the east side of Pine Street. It is generally located in the northeast part of the City and adjacent to lots already in the City limits.

This application has been approved by the City Planning Commission following hearings on June 9 and June 23, 2014, and further approved by the Canby City Council at its meeting of July 16, 2014. The tax lot is currently zoned RRFF-5 (Rural Residential Farm Forest) by Clackamas County. If annexation into the City is approved by voters, Canby's Comprehensive Plan Map will designate this property for Low Density Residential (R-1) zoning upon annexation.

The currently proposed Development Agreement would allow development of 18 to 19 single family residences. However, annexation alone doesn't set the future uses of what is specifically built on the property. Any future development requires City review and must comply with land use laws.

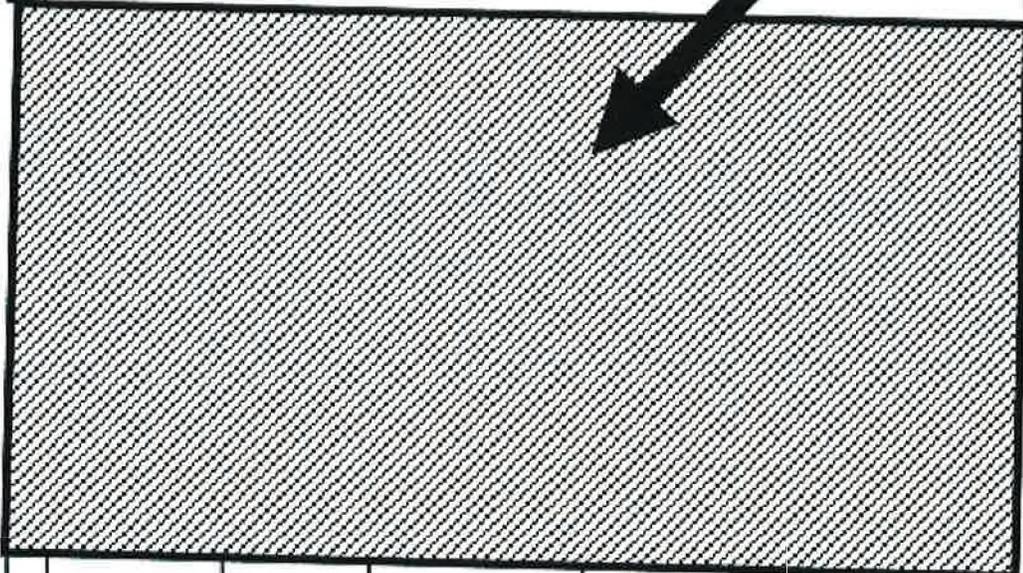
Word Count: 242

CITY OF CANBY 4.62 ACRE ANNEXATION

Proposed
Annexation

N PINE ST

N PONDEROSA ST



Logging Road Trail

N PLUM CT

NE 15TH AVE