

ORDINANCE NO. 446

AN ORDINANCE WITHDRAWING FROM THE CANBY RURAL FIRE PROTECTION DISTRICT THAT PART THEREOF WHICH WAS ANNEXED TO THE CITY OF CANBY.

WHEREAS, The Common Council for the City of Canby has elected to cause the withdrawal from the CANBY RURAL FIRE PROTECTION DISTRICT of that part of such district heretofore annexed to the city by Ordinance No. 444 adopted October 1, 1962; and such election was made and declared by Resolution No. XXXVII adopted by the Canby City Council on the 5th day of November, 1962; and

WHEREAS, a public hearing on the question of such withdrawal was called to be held at the Canby City Hall at Canby, Clackamas County, State of Oregon, at 8 o'clock P.M., Pacific Standard Time, on Monday, December 3, 1962, and notice of the date, time, place and purpose of such hearing was duly and regularly posted and published in the manner and for the time required by Oregon Revised Statutes 222.524; and Affidavits of the posting and publications of such notice have been duly made and filed in the office of the Canby City Recorder; and

WHEREAS, the public hearing on the question of such withdrawal was duly and regularly held at the time and place as scheduled, but no person or persons appeared at such hearing either in person or otherwise to oppose or object to the proposed withdrawal and at the conclusion of such hearing the Canby City Council, as the governing body of said City, unanimously determined that such withdrawal is for the best interest of said city; now, therefore,

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: That the following described part of the CANBY RURAL FIRE PROTECTION DISTRICT which was annexed to the City of Canby by Ordinance No. 444, adopted October 1, 1962, shall be and the same is hereby withdrawn from said Fire Protection District:

Beginning at a point in the center of the Territorial Road in Section 28, Township 3 South, Range 1 East of the Willamette Meridian, in Clackamas County, State of Oregon, which point is due North of the Northeast corner of Lot 59, Canby Gardens; running thence South to the Northeast corner of said Lot 59; thence continuing South along the East line of Lots 59, 58 and 57

Canby Gardens, to the Southeast corner of Lot 57, Canby Gardens; thence West along the South line of Lots 57 and 48 to the Southwest corner of Lot 48, Canby Gardens; thence North along the West line of said Lot 48 and along the West line of Lots 47 and 46, Canby Gardens, to the South line of Territorial Road; thence Northeasterly along the Southerly line of said Road and the Northerly line of Lot 46 to the Northerly terminus of the West line of Amrine Road; thence North to the center of the Territorial Road; thence North 78° 24' East along said centerline 20 feet more or less to an iron pipe set at the Southwest corner of that tract conveyed to Mary L. Collins et al by deed recorded September 26, 1946 in Deed Book 377 page 429, records of Clackamas County, Oregon. Thence North along the West line of said Collins tract 5893.8 feet to an angle corner on the West line of said Collins tract; thence North 8° 30' East 654 feet more or less to an iron pipe at the most Westerly corner of the tract conveyed to Crown Zellerbach Corp. by deed recorded May 23, 1946 in Book 368 page 33; thence South 45° 26' East along the South line of said Crown Zellerbach Tract to an intersection with the Southerly line of the Molalla Forest Road as said roadway is described in Deed Book 358 at page 92; thence Southeasterly and Southerly along said right of way line to an intersection of said line with the centerline of the Territorial Road; thence South 68° 45' West along the said centerline to the place of beginning.

Section 2: It being deemed by the Canby City Council that an emergency exists this Ordinance shall take effect immediately upon its final passage by the council and approval by the Mayor.

Passed on first reading at a regular meeting of the Canby City Council held on the 17th day of December, 1962; ordered posted in three public and conspicuous places in the City of Canby for a period of two full calendar weeks as provided by the Canby City Charter; and to come up for final reading and action of the Canby City Council at a regular meeting thereof to be held on Monday the 21st day of January, 1963, at the hour of 8 o'clock P.M. Pacific Standard Time, at the Canby City Hall.

/s/ Earl Oliver
EARL OLIVER - Mayor

ATTEST:
/s/ J. R. Richardson
J. R. RICHARDSON - City Recorder

Passed on final reading at a regular meeting of the Canby City Council held on the 21st day of January, 1963, by the

following vote: Yeas 6, Nays 0.

Approved by the Mayor for the City of Canby this 21st day
of January, 1963.

/s/ Fred Stefani
FRED STEFANI - Mayor

ATTEST:
/s/ J. R. Richardson
J. R. RICHARDSON - City Recorder