

ORDINANCE NO. 599

AN ORDINANCE AMENDING SECTION 13 OF ZONING ORDINANCE NO. 583;  
AND DECLARING AN EMERGENCY.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: Section 13 entitled "STREET WIDENING" of the  
City of Canby Zoning Ordinance No. 583 enacted September 8, 1975,  
is hereby amended to provide as follows:

" Section 13. Street Widening. In order to permit or  
afford better light, air and vision on more heavily traveled  
streets and on streets of substandard width; to protect  
arterial streets; and to permit the eventual widening and  
extension of important streets, street rights of way shall  
be as set forth in this section. Where a street does not  
conform to the standards listed below, no building permit  
will be issued for a new structure on property abutting or  
falling within the proposed alignment of such street unless  
the setback of the structure conforms to the Development  
Regulations of Section 9 of this Ordinance and the setback  
is measured from the alignment of the street for a width  
as specified below. Street alignments shall be established  
by the City staff, and any decision of the staff may be  
appealed to the Planning Commission for its ruling.

Street Name

40-Foot Right-of-Way to Remain

N. Locust Street between N.E. 10th Avenue and Territorial Road  
N. Juniper Court  
N.W. 6th Avenue  
N.W. 7th Avenue between N. Grant Street and N. Holly Street  
N. Ash Street  
N. Aspen Street  
N. Birch Street between N.W. 6th Avenue and N.W. 7th Avenue  
N.W. 7th Avenue between N. Birch Street and N.W. Dahlia Place  
N.W. Dahlia Place between N.W. 7th Avenue and N. Cedar Street  
S.W. Second Avenue between S. Elm Street and S. Ivy Street  
S.W. Third Avenue between S. Elm Street and S. Ivy Street  
S. Birch Street  
S.W. 5th Avenue between Hwy. 99E and S. Birch Street  
S.W. 7th Avenue  
S. Knott Street between S.E. 2nd Avenue and S.E. Township Road  
S. Fir Street between S.W. 2nd Avenue and S.W. 3rd Avenue

50-Foot Right-of-Way to Remain

N.E. 9th Place

40-Foot Right-of-Way to be 80-Foot Right-of-Way

N.W. Territorial between N. Birch Street and N. Holly Street  
S.W. and S.E. 13th Avenue  
S. Berg Parkway

Proposed Arterials to Become 80-Foot Right-of-Way

N. Holly Street from Willamette River to Territorial Road  
Territorial Road and proposed Knights Bridge Road Connection  
from Pacific Hwy. to 2000 feet west of Molalla River  
Proposed extension from Arndt Road across the Molalla River  
south on Berg Parkway connection to S.W. 13th Avenue to  
S. Ivy Street  
S. Ivy Street from Hwy. 99E to the Molalla River  
N.W. 3rd Avenue from Arndt Road Extension to N. Cedar Street

All other streets not mentioned shall have a 60-foot right-  
of way. "

Section 2: Inasmuch as there is questionable validity to  
the provisions of Section 13 with regards to the denial of building  
permits on substandard streets and inasmuch as this Ordinance is  
necessary for the health, peace and safety of the citizens of Canby,  
an emergency is therefore hereby declared to exist, and this Ordinance  
shall take effect immediately upon its final reading and enactment  
by the Canby City Council.


Passed on first reading of the Canby City Council at a regular  
meeting thereof on the 15th day of December, 1975; ordered posted  
in three (3) public and conspicuous places in the City of Canby for  
a period of two (2) full calendar weeks as provided by the Canby  
City Charter, and to come for final reading and action of the Council  
at a regular meeting thereof on Monday, January 5, 1976, at the hour  
of 8:00 o'clock p.m., Pacific Standard Time, at the Canby City Hall.

ATTEST:


Harold A. Wyman  
HAROLD A. WYMAN City Recorder

Paul N. Roth  
PAUL N. ROTH - Mayor

Passed on second and final reading by the Canby City Council  
at a regular meeting thereof on the 5th day of January, 1976, by  
the following vote: Yeas 5. Nays 1.

  
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PAUL N. ROTH - Mayor

ATTEST:

  
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HAROLD A. WYMAN - City Recorder