

ORDINANCE NO. 1086

AN ORDINANCE AMENDING THE BOUNDARIES OF THE CANBY URBAN RENEWAL DISTRICT.

WHEREAS, the Canby Urban Renewal Agency Board has recommended that the Canby City Council amend the boundaries of the Canby Urban Renewal District by removing approximately 23.63 acres on the west side of Canby's commercial area as well as approximately 82.34 acres planned for industrial use on the east side of Canby's Urban Growth Boundary; and

WHEREAS, the Council has the authority to make this amendment under state law and under Canby's Urban Renewal Plan; and

WHEREAS, the Canby City Council finds that this boundary change is appropriate;

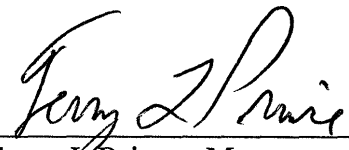
NOW, THEREFORE, THE CITY OF CANBY ORDAINS AS FOLLOWS:

- (1) The Canby Urban Renewal District Boundary is amended to eliminate approximately 105.97 acres, as more particularly described in Exhibit "A," attached; and
- (2) The City Administrator is hereby directed to provide notice to the County Tax Assessor of the District's new boundaries on the effective date of this ordinance.

SUBMITTED to the Council and read the first time at a regular meeting thereof on December 5, 2001, ordered posted in three (3) public and conspicuous places in the City for a period of five (5) days, as authorized by the Canby City Charter; and to come up for final reading and action by the Canby City Council at a regular meeting thereof on December 19, 2001, commencing after the hour of 7:30 p.m., at the Council's regular meeting chambers at the Canby City Hall in Canby, Oregon.

ENACTED on the second and final reading by the Canby City Council at a regular meeting thereof on December 19, 2001 by the following vote:

YEAS 3 NAYS 1


Terry E Prince, Mayor

ATTEST:


Chauncey F. Seifried, City Recorder Pro Tem

CITY OF CANBY

DESCRIPTION OF URBAN RENEWAL DISTRICT BOUNDARY

~~August 1999~~ - Revised November 2001

~~Beginning at the centerline of Pacific Highway U.S. 99E and the eastern bank of the Molalla River in Section 5, Township 4 South, Range 1 East, Willamette Meridian; thence northwesterly along the eastern bank of the Molalla River approximately 460 feet to the northwest corner of that tract of land conveyed to Cutsforth Enterprises, Inc. as recorded under instrument number 96-75802, Clackamas County deed records; thence east approximately 275 feet along the northern boundary of the said property; thence northwesterly along the western boundary to the westernmost corner of that tract of land conveyed to Cutsforth Enterprises, Inc. as recorded under instrument number 96-75802, Clackamas County deed records; thence easterly approximately 2350 feet along the southern boundary of that tract of land conveyed to Adrian Fisher in instrument number 97-46300, Clackamas County deed records to the projection of the western right-of-way boundary of North Cedar Street; thence northwesterly approximately 70 feet along the western right-of-way boundary of North Cedar Street; Beginning at the intersection of the northern boundary of the Union Pacific Railroad Right-of-way and the western right-of-way boundary of North Cedar Street in Section 33, Township 4 South, Range 1 East, Willamette Meridian; thence southwesterly approximately 2360 feet along the northern right-of-way boundary of the Union Pacific Railroad to the western line of Donation Land Claim No. 48; thence north approximately 650 feet along the western line of Donation Land Claim~~

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No. 48 to the southern right-of-way boundary of Northwest 3rd Avenue; thence northeasterly approximately 2050 feet along the aforementioned right-of-way boundary to the western right-of-way boundary of North Cedar Street; thence southeasterly 270 feet along the said right-of-way boundary
20 to the projection of the southern right-of-way boundary of Northwest 2nd Avenue; thence northeasterly approximately 420 feet along the said boundary to the eastern right-of-way boundary of North Douglas Street; thence northwesterly approximately 660 feet along the aforementioned right-of-way line to the southern right-of-way boundary of Northwest 4th Avenue; thence southwesterly approximately 420 feet along the said right-of-way boundary to the western right-of-
25 way line of North Cedar Street; thence northwesterly approximately 1000 feet to a line parallel to and 15 feet south of the northern boundary of that tract of land conveyed to Robert D. Owens under instrument number 91-34264, Clackamas County deed records; thence southwesterly approximately 150 feet to the eastern boundary of that tract of land conveyed to the Canby Utility Board under instrument number 73-21808; thence southwesterly approximately 235 feet along the boundary of
30 the said property; thence southwesterly approximately 150 feet along the boundary of the said property; thence northwesterly approximately 250 feet along the boundary of the said property; thence northeasterly along the property line approximately 360 feet to the eastern right-of-way boundary of North Cedar Street; thence southeasterly approximately 935 feet to the northern right-of-way boundary of Northwest 4th Avenue; thence northeasterly approximately 3025 feet along the
35 aforementioned right-of-way boundary to the projection of the eastern boundary of North Knott Street; thence southeasterly approximately 375 feet to southern right-of-way boundary of Northeast 3rd Avenue; thence northeasterly approximately 130 feet to the westernmost property corner of that

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tract of land conveyed to Larry R. Beck under instrument number 92-35987, Clackamas County deed records; thence southeasterly approximately 290 feet along the western property line of the said
40 property to the centerline of the right-of-way for Northeast 2nd Avenue; thence southwesterly approximately 150 feet along the aforementioned right-of-way line; thence south approximately 240 feet along the western property line, and to the southwest corner of that tract of land conveyed to Cutsforth Enterprises, Inc. under instrument number 93-95751, Clackamas County deed records; thence northeasterly approximately 145 feet along the southern boundary, and to the easternmost
45 corner of said property; thence southeasterly approximately 100 feet along the western boundary of that tract of land conveyed to Larry R. Beck under instrument number 92-35987, Clackamas County deed records, to the northern boundary of the Union Pacific right-of-way; thence northeasterly approximately 3060 feet to the eastern right-of-way boundary of the Molalla Forest Road; thence south approximately 225 feet along the projection of the aforementioned right-of-way boundary to
50 the southern right-of-way line of Pacific Highway U.S. 99E; thence northeasterly approximately 5700-4800 feet along the aforementioned right-of-way line and following the southern right-of-way boundary of Haines Road (Southeast 1st Avenue) to the ~~western right-of-way boundary of Mulino Road; thence southerly approximately 4200 feet~~ eastern right-of-way boundary of South Walnut Street; thence approximately 2680 feet south along said boundary to the northern boundary of that
55 tract of land conveyed to Jean M. Rover under instrument number 98-73646, Clackamas County deed records; thence northeasterly approximately 410 feet to the northernmost point of said tract; thence south approximately 1300 feet along the projection of the eastern right-of-way boundary of said tract to the southern right-of-way boundary of Township Road; thence westerly approximately

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2500 2000 feet along the said right-of-way boundary to the western right-of-way boundary of the
60 Molalla Forest Road; thence northwesterly approximately 3800 feet along the said right-of-way
boundary to the southern right-of-way boundary of Pacific Highway U.S. 99E; thence southwesterly
approximately 1150 feet along the aforementioned right-of-way line to the westernmost corner of
that tract of land conveyed to George Ray Hellhake under instrument number 93-22323, Clackamas
County deed records; thence southeasterly approximately 150 feet along the western boundary of
65 said property to the southern right-of-way boundary of that tract of land conveyed to the City of
Canby under instrument number 69-10296-7; thence southwesterly approximately 700 feet along that
property line to the westernmost corner of that tract of land conveyed to Albert A. & Maxine C.
Seida under instrument number 73-27889, Clackamas County deed records; thence southeasterly
approximately 150 feet along the western boundary of said property to the southern right-of-way
70 boundary of Southeast 2nd Avenue; thence southwesterly approximately 1170 feet along the
aforementioned right-of-way boundary to the westernmost corner of that tract of land conveyed to
Carl O. Shipley under instrument number 90-55-042, Clackamas County deed records; thence
southeasterly approximately 265 feet along the western boundary of said property to the
northernmost corner of that tract of land conveyed to James M. & Clarice M. Murphy under
75 instrument number 92-51952, Clackamas County deed records; thence southwesterly approximately
400 feet along the northern boundary of the aforementioned property to the westernmost corner of
that tract of land conveyed to Douglas B. Harbord under instrument number 90-01561, Clackamas
County deed records; thence southeasterly approximately 140 feet along the western boundary of
said property to the southern right-of-way boundary of Southeast 3rd Avenue; thence southwesterly

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80 approximately 175 feet along the aforementioned right-of-way line to the western right-of-way
boundary of South Ivy Street; thence northwesterly approximately 35 feet along the aforementioned
right-of-way boundary to the northern right-of-way boundary of Southwest 3rd Avenue; thence
southwesterly approximately 100 feet along said right-of-way boundary to the easternmost corner
of that tract of land conveyed to the Zoar Evangelical Lutheran Church of Canby under instrument
85 number 365-522, Clackamas County deed records; thence northwesterly approximately 95 feet along
the eastern boundary of said property; thence southwesterly approximately 490 feet along the
northern boundary line of the aforementioned property; thence southeasterly approximately 130 feet
along the western boundary of that tract of land conveyed to Vena P. Berg under instrument number
357-305, Clackamas County deed records, to the southern right-of-way boundary of Southwest 3rd
90 Avenue; thence southwesterly approximately 100 feet along the aforementioned right-of-way
boundary to the projection of the eastern right-of-way boundary of South Grant Street; thence
northwesterly approximately 225 feet along said right-of-way line to the southern right-of-way
boundary of Southwest 2nd Avenue; thence southwesterly approximately 750 feet along the
aforementioned right-of-way boundary to the eastern right-of-way boundary of South Elm Street;
95 thence southeasterly approximately 470 feet along said right-of-way boundary to the southern right-
of-way boundary of Southwest 4th Avenue; thence southwesterly approximately 1600 feet along the
aforementioned right-of-way boundary to the western right-of-way boundary of South Aspen Street;
thence southerly approximately ~~1000~~ 170 feet along said right-of-way to the southern right-of-way
boundary of Southwest 5th Avenue; thence westerly along said boundary and continuing along the
100 southern right-of-way boundary of Pacific Highway US 99E approximately 700 feet to the eastern

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right-of-way boundary of South Berg Parkway; and continuing along the more-or-less aligned property line to the southwest corner of that tract of land conveyed to Western Seven Trees Investors 90.3% under instrument number 98-14641, Clackamas County deed records; thence westerly approximately 255 feet along the southern boundary of the aforementioned property to the southeast corner of that tract of land conveyed to Charles B. Boyce (Trustee 1/2) under instrument number 94-71906, Clackamas County deed records; thence northerly approximately 340 feet along the eastern boundary to the northeast corner of said property; thence westerly approximately 410 feet along the northern boundary to the northwest corner of said property; thence southerly approximately 400 800 feet along the eastern right-of-way boundary of South Berg Street Parkway to the northern tip of that tract of land conveyed to the City of Canby under instrument number 675-570, Clackamas County deed records; thence southeasterly approximately 850 feet along the northeast boundary of said property and continuing along the northern boundary of that adjoining tract of land conveyed to Fred A. & Nancy M. Kahut under instrument number 78-26233, Clackamas County deed records; thence southerly approximately 425 feet along the eastern boundary of said property and continuing southeasterly along the eastern boundary of that adjoining tract of land conveyed to the City of Canby under instrument number 675-570, Clackamas County deed records; thence westerly 265 feet along the southern boundary of said property to the northeast corner of that tract of land conveyed to the City of Canby under instrument number 508-343, Clackamas County deed records; thence southerly approximately 580 feet along the eastern boundary of said property; thence westerly approximately 500 feet along the southern boundary; thence northwesterly approximately 235 feet northwesterly along the western boundary of said property and continuing northerly along the

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western right-of-way boundary of South Berg Street Parkway to the ~~centerline of the~~ northern right-of-way boundary of Pacific Highway U.S. 99E; thence ~~southwesterly along the aforementioned right-of-way approximately 875 feet to the point of beginning.~~ northeasterly approximately 1500 feet to
125 the extension of the western right-of-way boundary of North Cedar Street; thence northwesterly approximately 280 feet along said boundary to the point of beginning.

INCLUSIONS:

1. The Molalla Forest Road right-of-way from the northern right-of-way boundary of Pacific
130 Highway U.S. 99E to the southern right-of-way boundary of Northeast Territorial Road.
2. The Township Road right-of-way from the projection of the centerline of the right-of-way of South Redwood Street to the western right-of-way boundary of the Molalla Forest Road.
3. That tract of land conveyed to Portland General Electric under instrument number 76-08517, Clackamas County deed records.
- 135 4. The Molalla Forest Road right-of-way from the southern boundary of the right-of-way of Township Road to the northern boundary of the right-of-way of Southeast 13th Avenue.
5. The future Sequoia Parkway right-of-way described by the centerline of a 74 foot wide right-of-way beginning at an intersection of the centerline of Township Road and a projection of the eastern right-of-way boundary of South Walnut Street offset 37 feet to the west; thence
140 continuing southerly 113.34 feet to a point of curvature with a curve length of 314.16 feet, a radius of 400.00 feet, and a long chord of length 306.15 feet at a bearing of S22°30'51"E; thence continuing southeasterly at a bearing of S45°00'51"E for a distance of 618.85 feet to

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145 a point of curvature with a curve length of 314.16 feet, a radius of 400.00 feet, and a long
chord of length 306.15 feet at a bearing of S22°30'51"E; thence continuing south at a bearing
of S0°00'51"E for 307.82 feet; thence westerly at a bearing of S89°59'09" for 25.86 feet to
a point of curvature with a curve length of 275.47 feet, a radius of 400.00 feet, and a long
chord length of 270.06 feet at a bearing of S70°15'24"W; thence continuing southwesterly
at a bearing of S50°31'39"W for a distance of 251.07' to a point of curvature with curve
length of 352.85 feet, a radius of 400.00 feet, and a long chord length of 341.52 feet at a
150 bearing of S25°15'24"W; thence continuing south at a bearing of S0°00'51"E for a distance
of 672.59 feet and ending at the northern right-of-way boundary of Southeast 13th Avenue.

EXCLUSIONS:

1. Beginning at the southwest corner of that tract of land conveyed to the City of Canby under
155 instrument number 239-313, Clackamas County deed records; thence northerly
approximately 910 feet along the bearing of the western property boundary of said property
to the northwest corner of that tract of land conveyed to the City of Canby under instrument
number 238-600, Clackamas County deed records; thence northeasterly approximately 775
feet along the northern boundary of said property to a line parallel to and offset 44 feet from
160 the western right-of-way boundary of South Walnut Street; thence southerly approximately
1080 feet following the aforementioned offset boundary line to the northern right-of-way
boundary line of Township Road; thence westerly approximately 750 feet along said right-of-
way boundary line to the point of beginning.

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- 165 2. ~~A future 60 foot wide right-of-way aligning with South Berg Parkway from the northern right-of-way boundary of Pacific Highway U.S. 99E to the northern boundary of the Union Pacific Railroad right-of-way.~~