

ORDINANCE NO. 123

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY; DESPENDING WITH CITY ELECTION ON THE QUESTION; FIXING A DAY FOR PUBLIC HEARING; AND DIRECTING THAT NOTICE BE PUBLISHED AND POSTED. DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF TROUTDALE DO ORDAIN:

Whereas, there has been submitted to the City of Troutdale a written proposal for annexation to the City by more than two-thirds of the landowners who also own more than two-thirds of the land in the contiguous territory described below which real property therein represents more than two-thirds of the assessed value of all real property in the contiguous territory to be annexed; and

Whereas, the City charter does not expressly prohibit the City from dispensing with submitting the question of annexation to the registered voters of the City; now therefore,

Section 1. Annexation Area. It appears to be in the best interest of the City of Troutdale that the following described contiguous territory be annexed:

Section 2. ANNEXATION WITHOUT ELECTION. The Common Council of the City of Troutdale does hereby elect to dispense with submitting the question of annexation to an election by the registered voters of the City of Troutdale as authorized by ORS 222.120.

Section 3. PUBLIC HEARING. That a public hearing on the question of annexation shall be held at the City Hall of the City of Troutdale on Tuesday, December 17th, 1968 at 7:00 o'clock P.M. at which time the registered voters of the City of Troutdale may appear and be heard on the question of annexation.

Section 4. NOTICE OF HEARING. The City Recorder shall give notice of the hearing by publication once each week for two successive weeks prior to the day of said hearing in the Gresham Outlook, a newspaper of general circulation with in the City. The City Recorder shall further cause notice of this hearing to be posted in four public places within the City for a like period of time.

Section 5. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the people of the City of Troutdale in the judgment of the Common Council, now, therefore, an emergency is hereby declared to exist and this Ordinance shall be in force and effect from and after its passage by the Common Council of the City of Troutdale and its signing by the Mayor.

PASSED BY THE COMMON COUNCIL of the City of Troutdale this 22nd day of November, 1968.

YEAS: 5

NAYS: 0

Signed by the Mayor this 22nd day of November, 1968.

/s/ Glenn E. Otto
Mayor

ATTEST:

Recorder: /s/ Truly V. Wright

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Section 3. PUBLIC HEARING. That a public hearing on the question of annexation shall be held at the City Hall of the City of Troutdale on TUESDAY December 17, 1968 at 7:00 o'clock P.M. at which time the registered voters of the City of Troutdale may appear and be heard on the question of annexation.

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Section 5. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the people of the City of Troutdale in the judgment of the Common Council, now, therefore, an emergency is hereby declared to exist and this Ordinance shall be in force and effect from and after its passage by the Common Council of the City of Troutdale and its signing by the Mayor.

PASSED BY THE COMMON COUNCIL of the City of Troutdale this 22 day of November, 1968.

YEAS: 5

NAYS: 0

Signed by the Mayor this 22 day of November, 1968.



Mayor

ATTEST:

Recorder: Inuly W. Wright

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LEGAL DESCRIPTION FOR ANNEXATION TO CITY OF TROUTDALE Page 18

iron pipe set in an old pile of stone, which point is N.1°30'E. 639 feet from the northeast corner of the J. Douglass D.L.C.; thence S.2°20'E. 16 feet; thence N.59°15'W. 240 feet; thence N.46°10'W. 50.48 feet to a point in the south line of the City of Troutdale; thence East along the south boundary of the City of Troutdale to a point in the east line of that certain tract conveyed to the Willamette Valley Adventist Christian Conference by deed recorded July 23, 1926 in Book 1064, page 304; thence Southerly along said east line to the southeast corner thereof and a point in the north line of that certain tract conveyed to George J. Perkins, et ux, by deed recorded in Book 626, page 370, July 25, 1941; thence Southeasterly along the north line of said Perkins tract to the most easterly corner thereof; thence Southwesterly along the southeasterly line at said Perkins tract and the southerly extension thereof to the westerly boundary of the land deeded by W. P. Pelton and wife to A.J. Hoyt et al by deed recorded in Book 125 at page 394 of Deed Records of Multnomah County, Oregon; thence S.48°45'E. 435.60 feet along said westerly boundary line to the section lines between Sections 25 and 36, Township 1 North, Range 3 East of the Willamette Meridian; thence continuing along said course along the said westerly boundary line 64.02 feet; thence S.25°E. along said westerly boundary line 264.94 feet; thence S.27°E. 1188.88 feet to the south line of Government Lot 1, Section 36, Township 1 North, Range 3 East of the Willamette Meridian; thence continuing S.27°E. 314.16 feet to the most southerly point of the land conveyed to said A.J. Hoyt and others by W.P. Pelton et ux, as aforesaid, said point being on the west bank of the Sandy River; thence along the west bank of the Sandy River S.36°W. 555.72 feet; thence S.20°W. 96 feet; thence S.23°E. 224.4 feet to the half Section line of said Section 36; thence East along said one half Section line to the northeast corner of that certain tract conveyed to Robert O. Alegre et ux by deed recorded July 22, 1926 in Book 31, page 50; thence along the easterly line of said Alegre tract 16.44 feet; thence S.27°56'30"E. along said easterly line 594.17 feet; thence S.50°58' along said easterly line 177.4 feet to a point which bears N.0°18' 1835.75 feet and N.50°58'W. 200 feet from the southeast corner of Section 36, Township 1 North, Range 3 East of the Willamette Meridian; thence S.69°42'20"W. 241.22 feet; thence S.0°45'30"W. 302.03 feet; thence S.21°27'30"E. 185.88 feet; thence S.22°04'50"E. 114.39 feet; thence S.6°42'20"W. 96.20 feet; thence S.89°42'00"E. 282.51 feet to a point in the east line of said Section 36, which bears N.0°18'E. 1200.00 feet from the southeast corner thereof; thence S.0°18'W. 1200.00 feet to said southeast corner; thence N.89°55'W. along the south line of said Section 36, a distance of 1660.13 feet; thence N.0°05'E. 1125.86 feet; thence N.89°46'W. 390.20 feet; thence N.0°05'E. 1522 feet more or less to the south line of the J. Douglass D.L.C.; thence Westerly along said south line 516.3 feet, more or less to the center line of Beaver Creek; thence Southwesterly tracing

the center line of said Beaver Creek to the center line of Troutdale Road No. 533; thence Southerly tracing the center line of said Troutdale Road to the south line of Section 36, Township 1 North, Range 3 East, Willamette Meridian; thence continuing Southerly along the center line of said Troutdale Road 170 rods more or less to the north line of the William B. Jones D.L.C.; thence Westerly along said north line to the northwest corner thereof; thence Northerly along the east line of the William M. Taylor D.L.C. and its northerly extension, a distance of 170 rods more or less to the center line of S.E. Stark Street; thence Westerly tracing the centerline of S.E. Stark Street to a point which is 13.08 chains east of the southwest corner of Section 35, Township 1 North, Range 3 East, Willamette Meridian; thence North parallel with the center line of Cherry Park Road No. 571 (a 40 foot County Road) a distance of 1419.00 feet; thence East 413.82 feet; thence North to a point in the north line of the W.C. Mitchell D.L.C. which is 13.60 chains East of the northwest corner thereof; thence East on said north line to the southwest corner of Government Lot 3 in said Section 35; thence North along the west line of said Government Lot 3 to a point which is 40 rods South of the southeast corner of the A.E. Dunbar D.L.C.; thence West parallel with the center line of Cherry Park Road No. 571 to the center line of Cherry Park Drive (N.E. 242nd Drive); thence North along said center line and the center line of N.E. 238th Drive to its intersection with the west line of said Section 35; thence North along said west line to the northwest corner of said Section 35; thence North along the west line of Section 26, Township 1 North, Range 3 East of the Willamette Meridian, a distance of 1290.3 feet to a stone monument; thence East along the south line of the City of Wood Village 551.1 feet to a stone monument; thence North along the east line of the City of Wood Village and the northerly extension thereof to a point in a line midway between the east and west bound lanes of the Columbia River dike, thence Northerly along said midway line to the point of beginning.

EXCEPT THEREFROM the following described parcels of land:

Parcel 1:

Beginning at the one quarter Section corner between Sections 26 and 35, Township 1 North, Range 3 East of the Willamette Meridian, County of Multnomah and State of Oregon; thence North along the north and south center line of said Section 26, a distance of 396.0 feet; thence East parallel with the south line of said Section 26, a distance of 300.00 feet; thence South parallel with the north and south center line of said Section 26, a distance of 396.0 feet to a point in the south line of said Section 26; thence East along said south line 822 feet to a point in the center line of County Road No. 571; thence South along said center line 16 feet; thence West parallel to the south line of said Section 26, a distance of 1122 feet to a point in the north and

south center line of said Section 35; thence North 16 feet to the point of beginning.

Parcel 2:

Beginning at the southwest corner of the northwest one quarter of the northeast one quarter of Section 35, Township 1 North, Range 3 East of the Willamette Meridian, County of Multnomah and State of Oregon; thence North along the west line of said legal subdivision 914.1 feet; thence East 1132.56 feet; thence South 267.96 feet; thence S.65°W. to a point 192.38 feet due East of the west line of the northwest one quarter of the northeast one quarter of said Section 35; thence South to the south line of said legal subdivision; thence West 192.38 feet to the point of beginning.

Parcel 3:

Beginning at the southeast corner of the northeast one quarter of Section 35, Township 1 North, Range 3 East of the Willamette Meridian, County of Multnomah and State of Oregon; thence N.89°51'W. along the south line of said legal subdivision 613.41 feet to the true point of beginning of the tract herein to be described; thence N.0°02'E. 665.75 feet; thence S.89°55'E. 613.41 feet to a point in the center line of Hensley Road; thence South along said center line to the southwest corner of the north one half of the south one half of Government lot 9 in Section 36, Township 1 North, Range 3 East of the Willamette Meridian; thence East along the south line of the north one half of the south one half of said Government lot 9 to a point in the west line of the J. Douglass D.L.C.; thence North along said west line to the northeast corner of Lot 22, Troutdale Park; thence West along the north line of said Lot 22 and the north line of Lot 21 of said Troutdale Park to the northwest corner of said Lot 21; thence South along the west line of said Lot 21 to the southeast corner of Lot 20 of Troutdale Park; thence West along the south line of said Lot 20 to a point which is 1320.57 feet East of the north and south center line of said Section 35; thence S.0°02'30"E. 1329.88 feet to a point in the center line of Hensley Road; thence East along the center line of said Hensley Road to the true point of beginning.

Parcel 4:

Beginning at the intersection of the south line of the J. Douglass D.L.C. with the center line of Troutdale Road No. 533-50, in Section 36, Township 1 North, Range 3 East of the Willamette Meridian, County of Multnomah and State of Oregon; thence North along the center line of said Troutdale Road to a point in the center line of said D.L.C., said point being the true point of beginning of the tract herein to be described; thence East tracing the center line of said Richardson tract and parallel with the south line of said Douglass D.L.C., a distance of 1862.6 feet to a point in the west line of said D.L.C.; thence North tracing said east line 1862.6 feet; thence West parallel with the south line of said Dou, lot 20, 1862.6 feet, or more or less to a point in the center line of said Troutdale Road; thence South along said center line 594 feet to the true point of beginning.