

ORDINANCE NO. 681

AN ORDINANCE ANNEXING TAX LOT 501, TOWNSHIP 1N, RANGE 3E, SECTION 23CA, WILLAMETTE MERIDIAN, TO THE CITY OF TROUTDALE AND AMENDING THE CITY'S COMPREHENSIVE PLAN MAP TO ASSIGN THE INDUSTRIAL DESIGNATION AND AMENDING THE CITY'S ZONING DISTRICT MAP TO ASSIGN THE GENERAL INDUSTRIAL ZONING DESIGNATION TO THE PROPERTY UPON ANNEXATION.

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. The property being annexed lies within the City's Urban Planning Area boundary.
2. The proposed City Comprehensive Plan map designation and Zoning District map designation are consistent with Resolution 1430, whereby the city council recommended to the Multnomah County Board of Commissioners specific zoning and land use designations for land within the northern portion of Troutdale's Urban Planning Area.
3. The Planning Commission held a public hearing on November 17, 1999 on the requested annexation and Comprehensive Plan map and Zoning District map designations and has forwarded to the City Council a recommendation for approval.
4. The City Council held public hearings on December 14, 1999 and January 11, 2000 to provide opportunity for public comment.
5. As noted in the staff report prepared for the Planning Commission, the City obtains fire protection via a contract with the City of Gresham while the territory to be annexed lies within Multnomah County R.F.P.D. # 10. ORS 222.111 (4) and 222.120 (5) provide that the City may withdraw the territory from the District as a part of the annexation action.
6. The City Council is now satisfied that this matter has been adequately considered.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TROUTDALE:

Section 1: In addition to the findings and conclusions listed below, the findings of fact contained in the Planning Commission Recommendation are adopted by reference herein.

- a. The Metro Code at 3.09.050 (d) (4) calls for consistency between the Council decision and any "specific directly applicable standards or criteria for boundary changes contained in . . . Regional Framework Plan or any functional plan . . . "

There are no directly applicable criteria in Metro's only adopted functional plan, the Urban Growth Management Functional Plan.

All other elements of the Regional Framework Plan were examined and found not to contain any directly applicable standards and criteria for boundary changes.

- b. The Metro Code at 3.09.050 (d) (3) calls for consistency between the Council decision and any "specific directly applicable standards or criteria for boundary changes contained in comprehensive land use plans and public facilities plans . . ." The Council has reviewed the applicable comprehensive plan which is the County Comprehensive Plan and finds approval of this annexation to be consistent with the plan.

While the Troutdale Comaprehensive Plan does not cover areas outside of the existing City, Goal #14 of the City's Plan has some relevance to the annexation. A Policy of that goal is to "Annex those areas within the City's planning area when services are requested. The applicants are requesting City services in this instance and the Council therefore finds the annexation to be consistent with the City's Plan in this regard.

- c. The Metro Code calls for consideration of any directly applicable standards or criteria to be found in urban planning area agreements. This area is covered by an urban planning area agreement between the City and Multnomah County. The Urban Planning Area Agreement was reviewed and found not to contain any provisions directly applicable to annexations. Thus the Council concludes there are no directly applicable criteria or standards which apply to this proposed boundary change to be found within the applicable agreement.
- d. The Metro Code also requires that these conclusions address consistency between this decision and any urban service

agreements under ORS 195. As noted in the staff report there are no ORS 195 agreements in place in this area. Therefore the Council addresses this criteria by finding that there are no agreements and that its decision is not out of compliance with any such agreements.

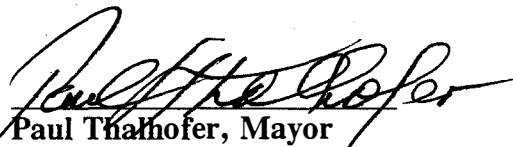
- e. Metro Code 3.09.050 (d) (5) states that another criteria to be addressed is "Whether the proposed change will promote or not interfere with the timely, orderly and economic provisions of public facilities and services." The Council finds that the City can provide the majority of necessary urban services to this site and that the annexation will enhance the ability of the property owner to acquire these services in an efficient and economical manner.

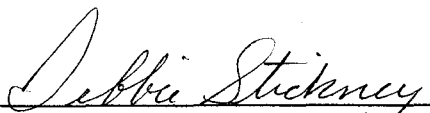
Section 2: Annexation. Based on these findings, the property identified as Tax Lot 501 on Multnomah County Tax Assessors's Map 1N3E23CA, W. M., is hereby annexed into the corporate limits of the City of Troutdale. The property is also hereby withdrawn from Multnomah County R.F.P.D. # 10 on the effective date of the annexation.

Section 3: Amendment to the City of Troutdale Comprehensive Plan Map. Based on these findings, the Troutdale Comprehensive Plan Map is hereby amended to designate the property identified as Tax Lot 501 on Multnomah County Tax Assessors's Map 1N3E23CA, W. M., as Industrial.

Section 4: Amendment to the City of Troutdale Zoning District Map. Based on these findings, the Troutdale Zoning District Map is hereby amended to designate the property identified*as Tax Lot 501 on Multnomah County Tax Assessors's Map 1N3E23CA, W. M., as General Industrial.

YEA: 7
NAY: 0
ABSTAIN: 0


Paul Thalhofer, Mayor
Dated: January 12, 2000


Debbie Stickney, City Recorder
Adopted: 1-11-00

RECEIVED
2/1/0005
RECORDER'S OFFICE
CITY OF TROUTDALE

Final Documents

For

Annexation to the City of Troutdale

MU0799
DOR 26-639-2000
Ordinance #681

SIGNATURE: Susan C. Lora

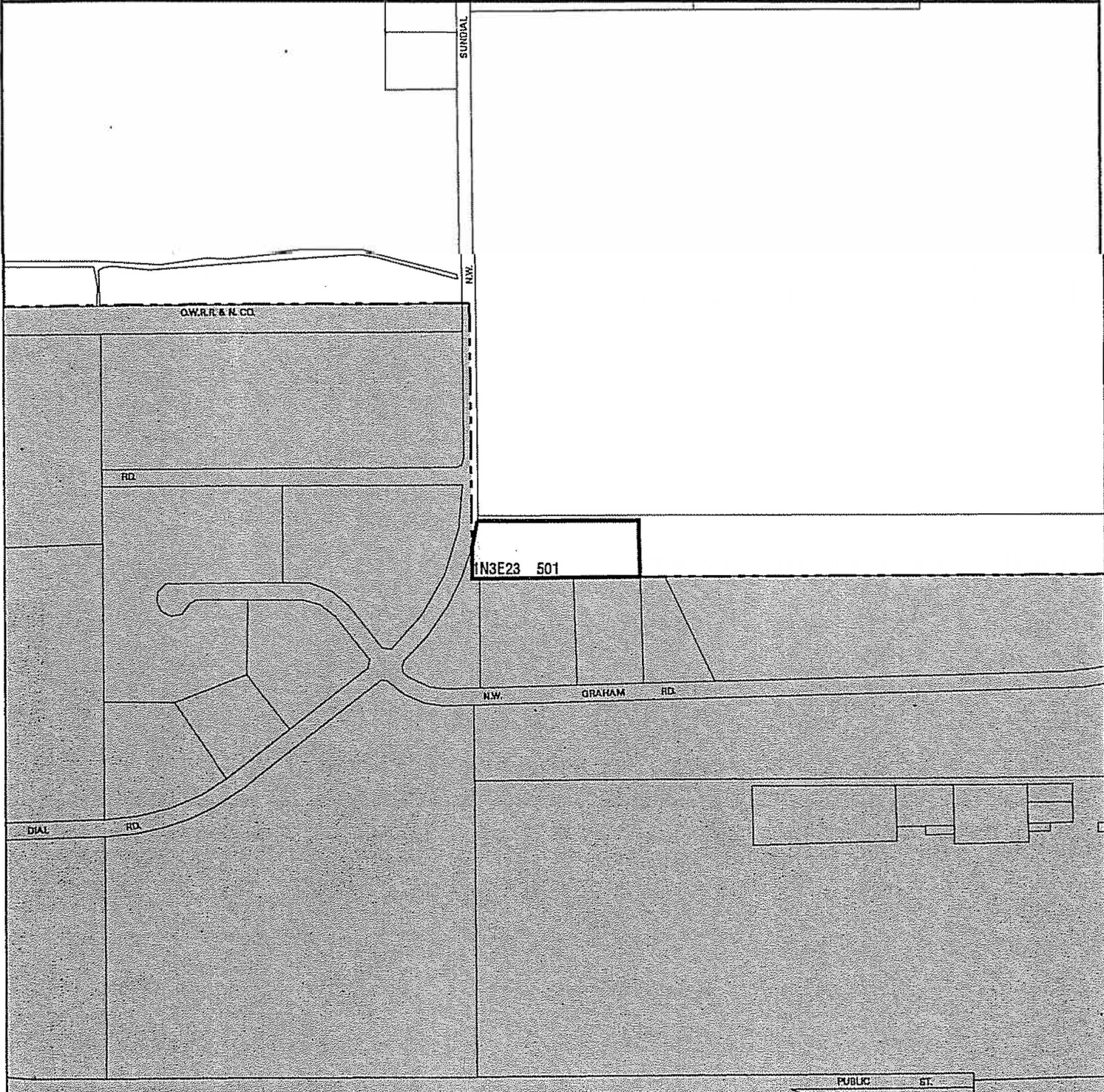
DATE OF MAILING: January 31, 2000

Proposal No. AN-01-99


IN3E23

Annexation to the City of Troutdale

Multnomah Co.






R L I S
REGIONAL LAND INFORMATION SYSTEM



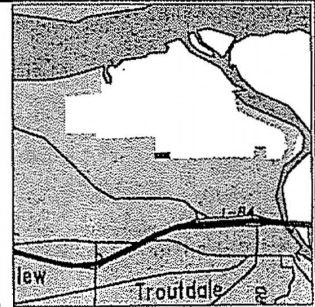
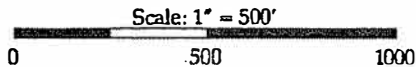
600 NE Grand Ave.
Portland, OR 97232-2736
Voice 503 797-1742
FAX 503 797-1909
Email dra@metro-region.org

METRO

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-  Incorporated city
-  City boundary
-  Annexation boundary

PROPOSAL NO. AN-01-99
TROUTDALE
Figure 1



Notice to Taxing Districts

ORS 308.225



Cartographic Unit
955 Center St. NE
Salem, OR 97310
(503) 945-8297, fax 945-8737

City of Troutdale
Finance Director
104 SE Kibling St.
Troutdale, OR 97060

Description and Map Approved
January 25, 2000
As Per ORS 308.225

Description Map received from: METRO
On: 1/21/00

This is to notify you that your boundary change in Multnomah County for

ANNEX TO THE CITY OF TROUTDALE & WITHDRAWAL FROM MULTNOMAH COUNTY RFPD #10

ORD. #681

has been: Approved 1/25/00
 Disapproved

Notes:

Department of Revenue File Number: 26-639-2000

Prepared by: Jennifer Dudley, 503-945-8666

Boundary: Change Proposed Change
The change is for:

- Formation of a new district
- Annexation of a territory to a district
- Withdrawal of a territory from a district
- Dissolution of a district
- Transfer
- Merge

See Annexation

File #00-16-1-1

**AGENDA ITEM – STAFF REPORT
TROUTDALE CITY COUNCIL MEETING**

SUBJECT: File No. 99-073 -- Annexation of Tax Lot 501, Section 23CA, T1N, R3E, Willamette Meridian, to the City; Comprehensive Plan Map and Zoning Map Amendments in Conjunction with the Annexed Property

AGENDA DATE: December 14, 1999

DEPARTMENT: Community Development

STAFF CONTACT: Rich Faith, Community Development Director

EXHIBITS:

- A – Planning Commission Staff Report of November 17, 1999
- B – Planning Commission's Findings of Fact and Recommendation

PROCEEDING

An ordinance annexing certain property to the City of Troutdale and amending the City's Comprehensive Land Use Plan map and Zoning District map to apply City plan and zoning designations to the property upon annexation to the City.

BACKGROUND

William and Mary Walsh, owners of Walsh Trucking Company, are requesting annexation of a 2.48 acre parcel into the city limits of Troutdale. The vacant property lies immediately north of their trucking facility at 1650 N.W. Sundial Road. They seek this annexation in order to bring the entirety of their property ownership within one jurisdiction. They intend to expand their trucking business onto this vacant parcel by paving the property for additional truck parking and to install a truck fuel island.

The requested annexation is being processed under new procedures established since the Portland Metropolitan Area Local Government Boundary Commission was abolished effective January 1, 1999. Previously, annexation requests were handled by the Boundary Commission. With the Boundary Commission no longer in existence, local governments must approve or deny annexation proposals in accordance with statutory procedures and Chapter 3.09 of the Metro Code.

In conjunction with the requested annexation, the ordinance also assigns a Comprehensive Plan map designation of Industrial and a Zoning District map designation of General Industrial to the property. These designations are consistent with the

resolution adopted by the council in March 1999 recommending to the Multnomah County Board of Commissioners specific zoning and land use designations for land within the northern portion of Troutdale's Urban Planning Area.

A detailed discussion of the annexation proposal and the accompanying Comprehensive Plan map and zoning district map amendments is provided in the staff report to the Planning Commission attached as Exhibit A.

RECOMMENDATION

The Planning Commission conducted a hearing on November 17, 1999 and has forwarded to the City Council a recommendation for approval of the requested annexation and for approval of a Comprehensive Plan map designation of Industrial and a Zoning District map designation of General Industrial.