

ORDINANCE NO. 836

AN ORDINANCE TO WITHDRAW THOSE PROPERTIES WITHIN THE CITY LIMITS LYING EAST OF THE SANDY RIVER FROM MULTNOMAH COUNTY RURAL FIRE PROTECTION DISTRICT 14 AND DECLARING AN EMERGENCY.

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

1. Multnomah County Rural Fire Protection District 14 (District 14) is a rural fire protection district established under ORS Chapter 478.
2. Troutdale provides fire and ambulance service within the city limits, and also provides mutual aid and assistance with surrounding fire districts, including District 14.
2. District 14 provides fire and ambulance service to all properties east of the Sandy River, and also provides mutual aid and assistance with surrounding fire districts and services, including to Troutdale.
3. There is overlapping jurisdiction for fire and ambulance services for those properties within the city limits lying east of the Sandy River, which are served both by Troutdale and District 14, and the City Council desires to clarify the jurisdictional boundary for city fire and ambulance service.
4. The City Council has coordinated with District 14 to set the jurisdictional boundary for fire and ambulance service at the city limits pursuant to ORS 222.520(1), without regard to the location of some portions of the city east of the Sandy River.
5. Troutdale has authority to withdraw areas within the city limits from District 14 pursuant to ORS 222.524(3).
6. The City Council held public hearings on March 8, 2016 and March 15, 2016 and issued notice of same in accordance with the procedure for withdrawal of part of a district in ORS 222.524(1) and (2).
7. The City Council has carefully considered the testimony at the public hearings and has determined that withdrawal of the areas within the city limits lying east of the Sandy River from District 14 is in the best interest of the City of Troutdale.
8. Boundary changes to effect assessment and taxation require filing with both the Multnomah County Assessor and Oregon State Department of Revenue by March 31, 2016. In accordance with Section 30 of the Troutdale Charter, it is necessary that this ordinance be considered for immediate adoption. Copies of this ordinance have been

distributed to the Council and made available for public inspection at least twenty-four (24) hours before its adoption.

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

Section 1. The City of Troutdale declares that the portion of the City lying east of the Sandy River, and more particularly described on Exhibit A and depicted on Exhibit B, is hereby withdrawn from Multnomah County Rural Fire Protection District 14 (District 14) effective July 1, 2016.

Section 2. Designates the City Manager, or a designee, (each a "City Official") to act on behalf of the City, and without further action by the City Council. The City Official is hereby authorized, empowered and directed to the necessary actions to implement the withdrawal from District 14 on behalf of the City.

Section 3. Further, consistent with intent of the above findings, and in the best interest of the City, the City Official is authorized to determine, execute, acknowledge and deliver any documents necessary to implement this ordinance, and the execution thereof by any such City Official shall be conclusive as to such determination.

Section 4. For the reasons set forth in the findings above, the City Council hereby declares an emergency. In accordance with CHAPTER VIII. ORDINANCES Section 30 C of the Troutdale Charter, this ordinance shall take effect immediately upon its adoption.

YEAS: 5

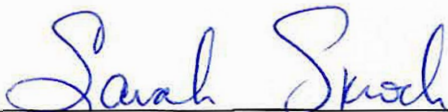
NAYS: 0

ABSTAINED: 0



Doug Daoust, Mayor

Date 3/18/16



Sarah Skroch, City Recorder

Adopted: March 15, 2016

EXHIBIT A

Legal Description

A tract of land within FIRE DISTRICT 14 located in Sections 25 and 36, Township 1 North, Range 3 East AND Sections 30 and 31, Township 1 North, Range 4 East, Willamette Meridian, City of Troutdale, Multnomah County, Oregon, more particularly described as follows:

Beginning at the southwest corner of Section 30, Township 1 North, Range 4 East, said corner being the POINT OF BEGINNING;

thence along the west line of said Section 30 NORTH 923.39 feet more or less to the easterly high water line of the Sand River;

thence along the easterly high water line of the Sandy River northwesterly 1,380 feet more or less to the north right-of-way line of E Historic Columbia River Hwy;

thence along the north right-of-way line of E Historic Columbia River Hwy southeasterly 1,310 feet more or less to the west line of Section 30, Township 1 North, Range 4 East;

thence along the west line of said Section 30 NORTH 210 feet more or less to the west 1/16 corner of the southwest quarter of said Section 30;

thence EAST 510 feet more or less to a point that bears WEST 808.5 feet from the center 1/16 corner of the southwest quarter of said Section 30;

thence southeasterly 1,434.18 feet to a point on the north boundary of the "Thompson Villa Tracts" subdivision plat, recorded under Book 622 Page 73, Multnomah County Survey Records, that bears S89°55'W 247.5 feet from the north 1/16 corner of the northwest quarter of Section 31, Township 1 North, Range 4 East;

thence along the north boundary of said "Thompson Villa Tracts" N89°55'E 100.1 feet more or less to a point that bears S89°55'W 147.4 feet from the north 1/16 corner of the northwest quarter of said Section 31;

thence S16°03'E 532.95 feet to a point on the easterly boundary of said "Thompson Villa Tracts" that bears SOUTH 512.31 feet from the north 1/16 corner of the northwest quarter of said Section 31;

thence along the easterly boundary of said "Thompson Villa Tracts" and the southerly projection thereof SOUTH 2,127.69 feet more or less to a point that bears WEST 1,524 feet from the center of said Section 31;

thence WEST 217.7 feet more or less to the centerline of SE Woodard Rd;

thence along the centerline of SE Woodard Rd N05°40'W 348.8 feet more or less;

thence N89°04'W 198.14 feet more or less to the southerly boundary of the "Thompson Villa Tracts" subdivision plat, recorded under Book 622 Page 73, Multnomah County Survey Records;

thence along the southerly boundary of said "Thompson Villa Tracts" S20°18'W 41.6 feet;

thence S03°13'E 79.8 feet;

thence S77°51'W 99.6 feet;

thence S30°02'W 587.8 feet;

thence S10°02'E 232 feet;

thence S48°14'W 101.2 feet to a point in the right-of way of E Historic Columbia River Hwy;

thence N82°55'W 95 feet more or less to the easterly high water line of the Sandy River;

thence along the easterly high water line of the Sandy River NORTH 3,610 feet more or less to a point on the south line of Section 30, Township 1 North, Range 4 East that bears N89°55'E 133 feet more or less from the southwest corner of said Section 30;

thence along the south line of said Section 30 S89°55'W 133 feet more or less to the southwest corner of said Section 30 and the POINT OF BEGINNING.

The above described tract of land is for a boundary change of FIRE DISTRICT 14 and contains 102.6 acres, more or less.

EXHIBIT B
Map of Legal Description

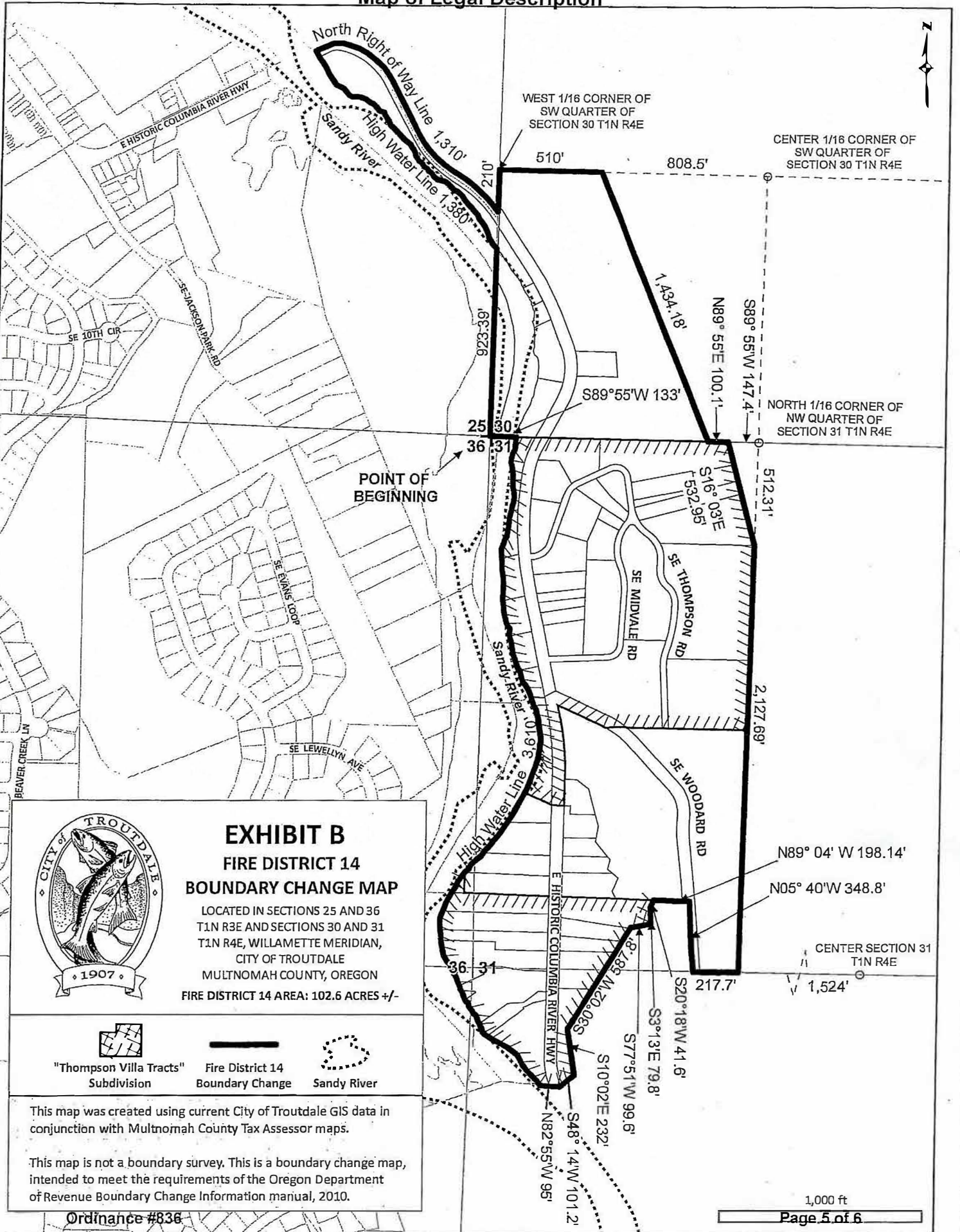


EXHIBIT B
FIRE DISTRICT 14
BOUNDARY CHANGE MAP

LOCATED IN SECTIONS 25 AND 36
T1N R3E AND SECTIONS 30 AND 31
T1N R4E, WILLAMETTE MERIDIAN,
CITY OF TROUTDALE
MULTNOMAH COUNTY, OREGON
FIRE DISTRICT 14 AREA: 102.6 ACRES +/-



"Thompson Villa Tracts"
Subdivision



Fire District 14
Boundary Change



Sandy River

This map was created using current City of Troutdale GIS data in conjunction with Multnomah County Tax Assessor maps.

This map is not a boundary survey. This is a boundary change map, intended to meet the requirements of the Oregon Department of Revenue Boundary Change Information manual, 2010.

Ordinance #836

J. 35-

Know All Men By THESE PRESENTS That J.C. Thompson, unmarried, does hereby make and declare the annexed map of Thompson Villa Tracts above and correct map and plat thereof, all tracts being of the dimensions shown on said map and all roads and highways of the widths therein set forth, and said J.C. Thompson does hereby dedicate to the use of the public as public ways forever all roads and highways shown on said map.

In Witness Whereof, I, the said J.C. Thompson, have hereunto set my hand and seal this 25th day of September, 1917.

Executed in the presence of us as witnesses:

M. Medford
M. P. Ford

J.C. Thompson

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STATE OF OREGON }
 COUNTY OF MULTNOMAH }

Be It Remembered that on this 25th day of September, 1917, before me, the undersigned, a Notary Public in and for said State and County, personally appeared J.C. Thompson, unmarried, to me known to be the individual named and described in, and who executed the foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily.

In Testimony Whereof I have hereunto set my hand and affixed my official seal the day and year first in this my certificate written.

My commission expires Nov. 30, 1920 Notary Public for State of Oregon.

I, W.S. Fortner, being first duly sworn, depose and say that I have correctly surveyed and marked with proper monuments the lands represented on the annexed map of Thompson Villa Tracts; that at the initial point of said survey I drove a galvanized iron pipe 2 inches in diameter and 3 feet long, 6 inches below the surface of the ground, said initial point being situated on the north line of Section 31, T.11N.R.4E, M.M., 509.55 W 2407.71 feet from the 4 Section Corner on the north side of said Section 31; the property platted is bounded and described as follows, to-wit: Beginning at the initial point aforesaid; thence 589.55 W along the north line of Section 31 aforesaid, 825 feet to low water mark in the Sandy River; thence up stream along low water mark of the Sandy River as follows: S 28° 44' W 573.73 feet; South 88° feet; S 31° 42' E 308 feet; S 4° 54' E 702 feet; S 6° 38' W 1007 feet; S 11° 33' W 1278 feet; S 37° 17' W 1927 feet; S 2° 34' E 1780 feet; S 16° 44' E 1724 feet; S 18° 58' E 176.88 feet; S 24° 16' E 146.44 feet; S 22° 27' W 109.8 feet; S 22° 27' W 109.8 feet; thence S 23° 54' E 243 feet to the center of the Columbia Highway; thence N 07° 25' W along the center of the Columbia Highway 1827 feet; thence on a curve to the left with radius of 1550 feet and central angle of 12° 50' and tangent to the last mentioned course, 947.8 feet; thence N 13° 18' W 1311 feet; thence S 33° 01' E along County Road 345.52 feet to an iron pipe; thence East 600.28 feet; thence North 1427.81 feet to an iron pipe at the northeast corner of lot 1, Section 31, T.11N.R.4E, M.M.; thence S 89° 55' W along the north line of said Section 31, 1022.67 feet to the place of beginning. Also beginning at feet 51° 04' E from the 4 Section Corner on the west side of Section 31, T.11N.R.4E, M.M.; thence downstream along low water mark of the Sandy River as follows: N 32° 22' W 59.18 feet; N 20° 34' W 105.09 feet; N 14° 22' W 303.65 feet; N 22° 02' E 139.50 feet to a point in the west line of said Section 31; thence S 70° 42' E along the west line of said Section 31, 122 feet to an iron pipe which is 370 feet northward from the 4 Section Corner on the west side of said Section 31; thence S 89° 04' E 895.07 feet to an iron pipe; thence S 23° 22' E 232 feet; thence S 45° 14' W 102 feet; thence N 02° 55' W 683 feet to low water mark of the Sandy River; thence downstream along low water mark of the Sandy River as follows: N 49° 07' W 141.00 feet; N 37° 04' W 176.20 feet; N 32° 22' W 315.86 feet to the place of beginning.

Subscribed and sworn to before me this 25th day of September, 1917.

W.S. Fortner
 Notary Public for State of Oregon
 My commission expires Nov. 30, 1920

All taxes from 1907 to 1916 inclusive are paid

J.W. Kinsland
 Sheriff
 By *M. Kinsland* Deputy

Approved Sept. 26th 1917
Rufus O. Harbison

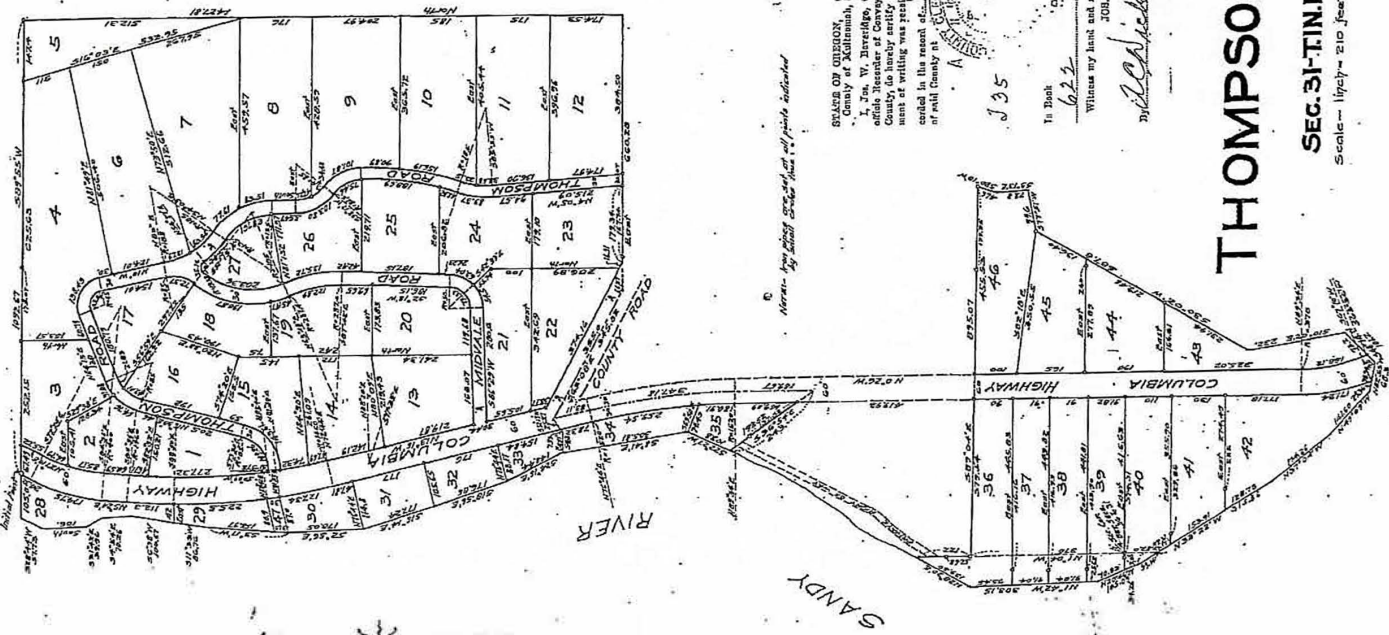
P. A. Meech
 County Commissioners

O. A. Meech
 County Commissioners

Attest: *J. J. B. ...* County Clerk
 By *J. J. B. ...* Deputy

Approved Sept. 25th 1917
A. C. Bessell County Surveyor

Approved Sept. 25, 1917
Henry E. Reed Assessor



SEAL OF OREGON
 I, J. W. Bessell, County Clerk and ex-officio Assessor of Conveyances, in and for said County do hereby certify that the within instrument is a true and correct copy of the original as the same is filed in this record.

J. W. Bessell
 County Clerk

In Book 622 517
 Witness my hand and seal of office at Salem, Oregon, this 25th day of September, 1917.
J. W. Bessell
 County Clerk

M. Kinsland Deputy

MAP OF
THOMPSON VILLA TRACTS
 SITUATED IN,
SEC. 31-T.11N.R.4E. AND SEC. 36-T.11N.R.3E, W.M.
 Scale-- 1 inch = 20 feet.