

## **RESOLUTION NO. 1922**

### **A RESOLUTION APPROVING THE ANNEXATION OF APPROXIMATELY 16 ACRES OF REAL PROPERTY (LAND USE FILE NO. 07-126 SINGER/SUMMERS ANNEXATION) AND ADOPTING FINDINGS**

#### **THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:**

1. The affected territory is specifically described as Tax Lots 800 and 900 on Multnomah County Tax Assessor's Map 1S3E01C totaling 640,208 square feet, more or less, and includes the abutting right-of-way of SE Troutdale Road totaling 70,867 square feet more or less, as specifically described in attached Exhibit A "Legal Description for an Annexation to the City of Troutdale" prepared by All County Surveyors & Planners, Inc. The affected territory is mapped in attached Exhibit B, also prepared by all County Surveyors & Planners, Inc.
2. Pursuant to Troutdale Development Code 6.010 Annexation Criteria, the proposal for annexation of the affected territory to the City of Troutdale was conducted as a Type IV Quasi-Judicial procedure:
  - a. The Director determined that the affected territory is eligible for annexation, as it is entirely within the Urban Growth Boundary.
  - b. A public hearing was held before the Troutdale Planning Commission on February 20, 2008, to consider annexation of the affected territory into the City of Troutdale, and the Planning Commission recommends approval of annexation of the Affected Territory.
  - c. A public hearing on the annexation application was held before the Troutdale City Council on March 11, 2008.
3. Pursuant to Troutdale Development Code 6.030 Designation of Annexed Property, the current land use Plan map designation of Low Density Residential and zoning district map designation of R-10 Single Family Residential was adopted by Multnomah County through an IGA with the City of Troutdale, and no map changes are necessary.
4. Pursuant to Troutdale Development Code 16.030 Notice of Hearing and Metro Code 3.09.030 Uniform Notice Requirements; notices were provided for the February 20, 2008 Planning Commission hearing and the March 11, 2008 City Council hearing.

5. Pursuant to Troutdale Development Code 6.010(A), the proposed annexation conforms to the City of Troutdale Comprehensive Land Use Plan goals and policies.
6. Pursuant to Troutdale Development Code 6.010(B), inclusion of the affected territory within the City of Troutdale is consistent with the purpose served by the City of Troutdale as expressed in Troutdale Comprehensive Land Use Plan Goal 14 Urbanization:
  - a. The annexation provides for the orderly and efficient use of the land.
  - b. Annex those areas within the City's planning area when services are requested. The applicant has expressed a desire to develop the Affected Territory.
  - c. The Affected Territory is within the Troutdale Planning Area as identified in its Urban Planning Area Agreement with Multnomah County.
7. Pursuant to Metro Code §3.09.050(d), the annexation is consistent with the City-County Urban Planning Area Agreement of 1998; is consistent with the City's Comprehensive Land Use Plan; is consistent with the Metro Regional Framework and Functional Plans; will promote the timely, orderly and economic provisions of public facilities and services; and is consistent with other applicable criteria for annexation under state and local laws. Upon annexation, the City of Troutdale Public Works, City of Troutdale Police Department, Gresham Fire and Emergency Services, and the Gresham-Barlow School District will provide urban services to the affected territory.
8. The affected territory lies within Multnomah County R.F.P.D. #10, but obtains fire service from Gresham Fire and Emergency Services via a contract with the Fire District. Upon annexation, the affected territory will be withdrawn from R.F.P.D. #10. Gresham Fire and Emergency Services will continue to provide fire service to the affected territory under its contract with the City of Troutdale.
9. Upon annexation, the affected territory will be de-annexed from the Multnomah County Sheriff's service area.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE**

**Section 1:** Annexation. Based on these findings, the affected territory consisting of 640,208 square feet, inclusive of the abutting right-of-way of South Troutdale Road, specifically described in Exhibit A 'Legal Description of


Affected Territory' and as mapped in Exhibit B 'Map of Affected Territory,' is hereby annexed into the corporate limits of the City of Troutdale.

**Section 2:** Withdrawal from Rural Fire Protection District No. 10. The property is also hereby withdrawn from Multnomah County R.F.P.D. #10 on the effective date of the annexation.

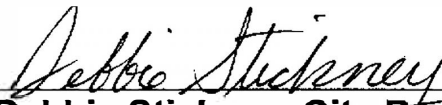
**Section 3:** Withdrawal from Multnomah County Sherriff's District. The property is also hereby withdrawn from the Multnomah County Sherriff's District on the effective date of the annexation.

**Section 4:** Effective Date: This resolution shall be effective immediately.

**YEAS: 7  
NAYS: 0  
ABSTAINED: 0**

  
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**Paul Thathofer, Mayor**

**Dated:** March 12, 2008

  
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**Debbie Stickney, City Recorder**

**Adopted: March 11, 2008**

**EXHIBIT A**  
**File 07-126 Singer /Summers Annexation**

**LEGAL DESCRIPTION FOR AN  
ANNEXATION TO THE  
City of Troutdale**

**January 7, 2008**

A tract of land located in the Southwest 1/4 of Section 1, Township 1 South, Range 3 East, Willamette Meridian, Multnomah County, Oregon, described as follows:

Commencing at the Northwest corner of the W.B. Jones D.L.C. No 50 and running South 00°01'41" West along the west line thereof, 1627.73 feet to the **True Point of Beginning #1**, a 1-inch iron pipe marking the Northeast corner of the "Cascade Glen" subdivision; Thence North 89°58'19" West along the North line of said subdivision, 330.00 feet to a point being the Southeast corner of "Cascade Glen No. 2"; Thence North 00°01'41" East along the East line of said subdivision, 528.43 feet more or less to a point on the south line of the property described in Book 2402, Page 1158, recorded on November 26, 1991, Deed Records Multnomah County; Thence North 89°03'26" East along the South line of said deed a distance of 1227.53 feet more or less to the West right-of-way line of Troutdale Road (CR 1570); Thence South 10°39'00" East along the West right-of-way line, 213.85 feet more or less to a point of curvature; Thence along said right-of-way line along a 598.00 foot radius curve to the left through a central angle of 10°15'00", an arc distance of 106.98 feet, (chord bears South 15°46'30" East 106.84 feet); Thence continuing along said right-of-way line South 20°54'00" East, 185.14 feet to a point on the easterly extension of the North line of Parcel 1, Partition Plat No. 1993-24; Thence leaving said right-of-way South 89°06'27" West, following along the North line of Parcel 1 Partition Plat No. 1993-24 a distance of 1032.34 feet to the Northwest corner of said Partition Plat No. 1993-24; Thence South 00°01'41" West, 46.77 feet along the West line of said Partition Plat No. 1993-24 to the **True Point of Beginning # 1**, containing 640,208 square feet, more or less.

**INCLUDING** a portion of the right-of-way of Troutdale Road (CR 1570), being more particularly described as follows: Beginning at the centerline intersection of Troutdale Road and Sweetbriar Road (CR 484), (**Point of Beginning #2**); Thence South 54°14'54" East, 50.53 feet to the point of intersection of the East right-of-way line of Troutdale Road and the South right-of-way line of Sweetbriar Road; Thence along the East right-of-way line of Troutdale Road, along a 434.30 foot radius, nontangent curve to the right through a central angle of 11°00'19", an arc distance of 83.42 feet, (chord bears South 16°09'09" East 83.29 feet); Thence continuing along the East right-of-way line of said road, South 10°39'00" East, 786.34 feet to a point of curvature; Thence along said right-of-way line along a 548.00 foot radius curve to the left through a central angle of 10°15'00", an arc distance of 98.04 feet, (chord bears South 15°46'30" East 97.90 feet); Thence continuing along the East right-of-way line of said road, South 20°54'00" East, 411.50 feet to the intersection of the South right-of-way line of Strebin

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**EXHIBIT A, page 2**  
**File 07-126 Singer /Summers Annexation**

*All County Surveyors & Planners, Inc.*

Road (CR 638); Thence leaving said right-of-way North 89°05'30" West 59.24 feet to a point on the West right-of-way line of Troutdale Road; Thence along said Westerly right-of-way line the following courses; North 20°54'00" West, 206.17 feet; Thence North 89°06'27" East, 5.32 feet; Thence North 20°54'00" West, 185.14 feet to a point of curvature; Thence along a 598.00 foot radius curve to the right through a central angle of 10°15'00", an arc distance of 106.98 feet, (chord bears North 15°46'30" West 106.84 feet); Thence North 10°39'00" West, 786.34 feet to a point of curvature; Thence along a 384.30 foot radius to the left through a central angle of 15°02'13", an arc distance of 100.86 feet, (chord bears North 18°10'07" West 100.57 feet); Thence leaving said right-of-way line, North 35°06'05" East, 28.37 feet to the **Point of Beginning #2**, containing 70,867 square feet, more or less.

**EXCLUDING** that part of the right-of-way of said Troutdale Road which is within the City of Troutdale.

Basis of Bearing is from the County Road Survey of Troutdale Road CR 1570.

In case of conflicts Exhibit "B" (the Map) shall prevail over this exhibit "A".



