

A RESOLUTION ORDERING THE WITH-) RESOLUTION NO. 48
DRAWAL OF TERRITORY AND FIXING A) For 1991
PLACE AND TIME FOR A FINAL HEARING)
ON THE WITHDRAWAL OF TERRITORY.)

WHEREAS, the City Council of the City of Lebanon has previously considered a request of Beloyed J. Schwegman and Marcheta M. Schwegman to withdraw certain territory from the city limits of the City of Lebanon, such property described in Exhibit "A" attached hereto and incorporated herein by reference; and the City Council having previously considered Resolution No. 46 for 1991, and having determined that it is in the best interests of the citizens of the City of Lebanon to withdraw the territory described in Exhibit "A"; and

WHEREAS, appropriate notice has been sent to Linn County, adjacent property owners, to the applicant herein, and such notice has been posted on the subject property described in Exhibit "A", informing all interested persons of a public hearing; and

WHEREAS, the City Council has required a public hearing on the 23rd day of October, 1991, pursuant to ORS 222.460; and after receiving and considering the testimony at such public hearing;

NOW, THEREFORE, be it resolved by the City Council of the City of Lebanon as follows:

1. The City Council finds that it is in the best interests of the citizens of the City of Lebanon to allow the withdrawal of territory pursuant to Resolution No. 48 for 1991, and that the City Council still favors the withdrawal of such territory.

2. The description and boundary of the area to be withdrawn are described more fully by Exhibit "A" which is incorporated herein by reference.

3. It is further ordered that a final hearing on Resolution No. 48 for 1991 shall be conducted by the Lebanon City Council at the Lebanon School District Administrative Offices Boardroom, 485 S. Fifth St., Lebanon, Linn County, Oregon, on the 13th day of November, 1991, a time not less than 20 and no more than 50 days after the date of this order.

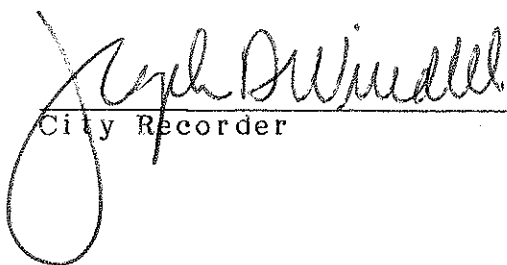
4. It is hereby declared that if written requests for an election are not filed at or before the public hearing by not less than 15 percent of the electors or 100 electors, whichever is the lesser number registered in the territory proposed to be withdrawn from the City, the City Council of the City of Lebanon, at the time of the final hearing, will adopt an Ordinance detaching and withdrawing the described territory from the City of Lebanon.

Passed by the Council of the City of Lebanon by a vote of 3 for and 2 against, and approved by the Mayor this 23rd day of October, 1991.



MAYOR

ATTEST:



City Recorder