

A BILL FOR AN ORDINANCE FIXING A DAY
FOR PUBLIC HEARING UPON THE QUESTION
OF DISPENSING WITH AN ELECTION WITHIN
THE CITY FOR ANNEXATION OF CERTAIN
TERRITORY, AND DECLARING AN EMERGENCY.)

ORDINANCE BILL NO. 4
for 1973
ORDINANCE NO. 1468

WHEREAS there has been filed with the City of Lebanon written petitions for the annexation of the area described below; and

WHEREAS the City Charter of the City of Lebanon does not expressly prohibit the City from dispensing with submitting the question of annexation to the registered voters of the City; and

WHEREAS, pursuant to the provisions of ORS 222.120, the City Council has elected to dispense with submitting the question to the registered voters, and in lieu thereof to declare the territory annexed by Ordinance following the public hearing on the question.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. A public hearing shall be held at 8:00 o'clock P.M. on the 6th day of March, 1973, in the Council Chambers of the City Hall in the City of Lebanon, County of Linn, State of Oregon, before the Common Council of said City, at which time and place the registered voters of the City of Lebanon may appear and be heard on the question of the annexation of the following described area, to-wit:

① A strip of land 20.00 feet in width being 10.00 feet on each side of (when measured at right angles to) the center line described as follows:

BEGINNING at a point which is S.0°03' W. (along the East line of D.L.C. No. 43) a distance of 1870.65 feet and N. 87° 26.8' W. 420.00 feet from the Northwest corner of the Morgan Kees Donation Land Claim No. 43 in T. 12, S. R. 2 W. of the Willamette Meridian in Linn County, Oregon; and running thence N. 87° 26.8' W 1150.98' feet more or less to the present city limits boundary

② A parcel of land situated in the Morgan Kees Donation Land Claim No. 43 in Township 12 South, Range 2 West of the W.M., Linn County, Oregon, more particularly described as follows, to-wit:

Beginning at a point which is the Southeast corner of that certain tract of land as conveyed to a predecessor of the Grantor by deed dated April 16, 1906, recorded in Volume 80 at page 633, Deed Records of Linn County, Oregon, and now owned by the Grantor which lies in Section 2 and Section 11, Township 12, South, Range 2 West of W. M., Linn County, Oregon said point being the intersection of the South boundary of the Grantor's property and the West boundary of a 40 foot wide county road right of way, said point of intersection being South 1,914 feet and west 20 feet from the Northeast corner of said Morgan Kees Donation Land Claim No. 43; thence from said point of beginning tracing the South boundary of the Grantor's property west a distance of 400 feet to a point; thence North a distance of 600 feet to a point; thence East a distance of 400 feet to a point on the East boundary line of Grantor's property, which line is also the West boundary of said 40 foot wide county road right of way; thence tracing said common boundary line South a distance of 600 feet to the point of beginning, and containing 5.51 acres, more or less.

③ Beginning at a point on the north line of and west 62.08 chains from the Northeast corner of the north projection of the William M. Smith D. L. C. Nos. 54 and 82 in Township 12, S. R. 1 and 2 West of the Willamette Meridian in Linn County, Oregon, said beginning point being 209.0 feet West of the Westerly right of way line of Market Road # 24, and running thence South 208.7 feet; thence West parallel to the North line of said D.L.C. 82.0 feet; thence South 3°44' west parallel to said road line 525.0 feet; thence East parallel to the North line of said D.L.C. 291.0 feet to the aforesaid road line; thence South 3°44' West along said road line 690.5 feet, more or less to the South line of the land of the Grantor; thence West along said line to the West line of D.L.C. #82; thence North along said D.L.C. line 21.54 chains to the Northwest corner of said D.L.C. thence East 13.22 chains, more or less, to the place of beginning, containing 29.5 acres more or less.

TRACT 2.

Beginning at the Northwest corner of the William M. Smith D.L.C. 82 in T.12 S. R. 2W of the W. M. Linn County, Oregon; and running thence South along the West line of said Claim 1427.59 feet to a 1" iron pipe; thence West 525 feet, more or less, to the East bank of the South Santiam River; thence Northerly along said East bank to a point due West of the place of beginning; thence East 900 feet, more or less, to the place of beginning, and containing 26.9 acres, more or less.

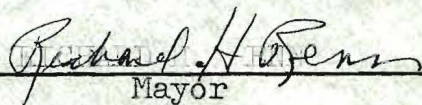
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and whether or not the Common Council shall dispense with submitting the question to the registered voters of the City of Lebanon.

Section 2. The Recorder of the City of Lebanon is hereby directed to publish a notice of this hearing once weekly for two successive weeks prior to the Day above set for the hearing, in a newspaper of general circulation in the City of Lebanon, and the Recorder shall post notices of the hearing in four public places in the City for a like period of time.

Section 3. Conditions are such that said annexation, if allowed, should be made within the near future, and, it being necessary for the peace, health and general welfare of the residents of the City of Lebanon that said hearing be held as soon as possible, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council and approved by the Mayor this 6th day of February, 1973.



Mayor

ATTEST:



Recorder

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