

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. 26
for 1979

ORDINANCE NO. 1748

WHEREAS there has been filed with the City of Lebanon a written petition 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 LEBENON DO ORDAIN AS FOLLOWS:

Section 1: A public hearing shall be held at 8:00 p.m. on the 22nd day of August, 1979, 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:

PARCEL No. 1:

Beginning at a point on the Westerly right-of-way line of 12th Street at a point which is South $89^{\circ}48-1/2'$ West 30.00 feet and South $00^{\circ}20'$ East 907.20 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, in Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence South $00^{\circ}20'$ East along said Westerly right-of-way line 506.10 feet; thence West 248.32 feet; thence North $52^{\circ}16'$ West 173.35 feet; thence South $87^{\circ}46'51''$ West 43.62 feet; thence North $00^{\circ}58'59''$ West 132.71 feet; thence North $25^{\circ}52'31''$ West 58.63 feet; thence South $89^{\circ}35'16''$ West 536.30 feet to a point on the West line of Block 1, Airway Subdivision, a subdivision of record in Linn County, Oregon; thence North $00^{\circ}11-1/2'$ West 676.18 feet to a point on the West line of and South $00^{\circ}11-1/2'$ East 44.31 feet from the Northwest corner of Lot 8, Block 1, said Airway Subdivision; thence North $89^{\circ}48-1/2'$ East 289.585 feet to the Southwest corner of that tract of land conveyed to Harvey Mike Mitchell, et ux, by deed recorded November 12, 1963, in Book 298, Page 225, Deed Records of Linn County, Oregon; thence South $00^{\circ}11-1/2'$ East 300.00 feet to the Southwest corner of that tract of land conveyed to Howard H. Thomas, et ux, by deed recorded in Book 93, Page 588, said deed records; thence North $89^{\circ}48-1/2'$ East 131.585 feet to the Southeast corner of said Thomas Tract; thence North $00^{\circ}11-1/2'$ West 717.45 feet to the Northeast corner of that tract of land described by deed recorded in Book 156, Page 214, said Deed Records; thence North $89^{\circ}48-1/2'$ East 60.00 feet to the Northwest corner of that tract of land conveyed to Stanley S. Jaross, et ux, by deed recorded in Book 216, Page 32, said Deed Records; thence South $00^{\circ}11-1/2'$ East 217.45 feet to the Southwest corner of said Jaross Tract; thence North $89^{\circ}48-1/2'$ East 202.52 feet; thence South $04^{\circ}03'14''$ East 3.87 feet to a $5/8''$ iron rod; thence along the arc of a 335.61 foot radius curve left (the long chord of which bears South $13^{\circ}02'11''$ East 104.80 feet) 105.23 feet to a $5/8''$ iron rod; thence South $22^{\circ}01'$ East 427.75 feet to a $5/8''$ iron rod; thence along the arc of a 345.17 foot radius curve left (the long chord of which bears South $38^{\circ}54'51''$ East 200.66 feet) 203.60 feet to the point of beginning and containing 17.11 acres more or less.

PARCEL No. 2:

Beginning at the Northwest corner of Lot 3, Block 2, Airway Subdivision, a subdivision of record in the Southeast 1/4 of section 9 and the Northeast 1/4 of section 16, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon, said Northwest corner of Lot 3, Block 2, Airway Subdivision being South $89^{\circ}48-1/2'$ West along the North Claim line 1237.83 feet and South $00^{\circ}11-1/2'$ East 30.00 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, said Township and Range; thence South $00^{\circ}11-1/2'$ East 1093.14 feet to the Southwest corner of Lot 19, Block 2, said Airway Subdivision; thence North $89^{\circ}48-1/2'$ East 218.00 feet to the Southwest corner of Lot 19, Block 1, said Airway Subdivision; thence North $00^{\circ}11-1/2'$ West 1093.14 feet to the Northwest corner of Lot 3, Block 1, said Airway Subdivision; thence South $89^{\circ}48-1/2'$ West 218.00 feet to the point of beginning and containing 5.47 acres more or less.

PARCEL No. 3:

Beginning at a point which is South $89^{\circ}48-1/2'$ West along the North Claim line 598.64 feet and South $00^{\circ}11-1/2'$ East 30.00 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence South $89^{\circ}48-1/2'$ West parallel with the North line of said Claim No. 51 a distance of 421.19 feet to the Northwest corner of Lot 3, Block 1, Airway Subdivision, a subdivision of record in Linn County, Oregon; thence South $00^{\circ}11-1/2'$ East 417.45 feet to a point on the West line of and South $00^{\circ}11-1/2'$ East 44.31 feet from the Northwest corner of Lot 8, Block 1, said Airway Subdivision; thence North $89^{\circ}48-1/2'$ East 289.585 feet to the Southwest corner of that tract of land conveyed to Harvey Mike Mitchell, et ux, by deed recorded November 12, 1963, in Book 298, Page 225, Deed Records of Linn County, Oregon; thence North $00^{\circ}11-1/2'$ West 193.725 feet to the Northwest corner of said Mitchell Tract; thence North $89^{\circ}48-1/2'$ East 131.585 feet to the Northeast corner of said Mitchell Tract; thence North $00^{\circ}11-1/2'$ West 223.73 feet to the point of beginning and containing 3.45 acres more or less.

PARCEL No. 4:

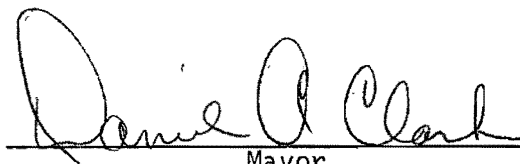
Beginning at a point 30.0 feet South from the North line of and South $89^{\circ}48\frac{1}{2}'$ West 538.64 feet from the Northeast corner of the John W. Bell Donation Land Claim Number 51 in Township 12 South, Range 2 West of the Willamette Meridian; and running thence North $89^{\circ}48\frac{1}{2}'$ East 211.95 feet; thence South $00^{\circ}11\frac{1}{2}'$ East 217.45 feet; thence South $89^{\circ}48\frac{1}{2}'$ West 211.95 feet to the East line of a roadway; thence North $00^{\circ}11\frac{1}{2}'$ West along said roadway line 217.45 feet to the place of beginning.

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.

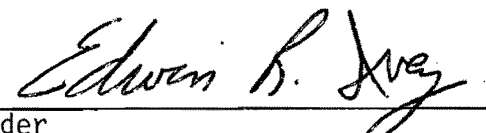
Section 3: Conditions are such that said annexation, if allowed, should be made within the near future, and, it being necessary for the peace, health and general welfare of the residents of the City of Lebanon that said hearing be held as soon as possible, an emergency is hereby declared to exist and 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 by a vote of 4 for and 0 against and approved by the Mayor this 11th day of July, 1979.



Mayor

ATTEST:



Recorder