

A BILL FOR AN ORDINANCE PROVIDING
FOR THE ANNEXATION OF CERTAIN
TERRITORY: DISPENSING WITH A CITY
ELECTION ON THE QUESTION: FIXING
A DAY FOR PUBLIC HEARING: AND
DIRECTING THAT NOTICE BE PUBLISHED
AND POSTED.

) ORDINANCE BILL NO. 10
) for 1981
)
) ORDINANCE NO. 1836
)
)

WHEREAS, there has been submitted to the City of Lebanon written requests for annexation to the city signed by more than one-half of the landowners who also own more than one-half of the land in the contiguous territory described below, which real property represents more than one-half of the assessed value of all real property in the contiguous territory to be annexed; and

WHEREAS, the city charter does not expressly prohibit the city from dispensing with submitting the question of annexation to the registered voters of the city;

NOW, THEREFORE,

The City of Lebanon ordains as follows:

Section 1. Annexation Area. It appears that it is in the best interest of the City of Lebanon that the following contiguous territory be annexed:

Beginning at a point on the South Line of and East 214.50 Feet from the Southwest Corner of the Arthur Salt Marsh Donation Land Claim No. 78, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence continuing East along said Claim Line 2350 Feet more or less to the Northeast Corner of U. S. Government Lot Five (5) in Section 12, Township 12 South, Range 2 West; thence South 425 Feet more or less to the Southeast Corner of said U. S. Government Lot Five (5), also being the Northeast Corner of the West half of the Northeast Quarter of Section 13, Township 12 South, Range 2 West, thence South 2640 Feet more or less to the Southeast Corner of said West half of the Northeast Quarter of said Section 13; thence West 1320 Feet more or less to the Center of said Section 13; thence South, along the east Line of the Southwest Quarter of said Section 13 a distance of 2260.50 Feet more or less to a Point which is 379.50 Feet North of the South Quarter Corner of said Section 13; thence West 54 Feet; thence South 379.50 Feet to the South Line of said Section 13; thence North $89^{\circ}33'$ West along the South Line of said Section 13, a distance of 667.56 feet more or less to the Easterly Right-of-Way Line of Market Road No. 20-B (Berlin Road); thence North $46^{\circ}46'$ West along said Easterly Right-of-Way Line 301.56 Feet more or less to the most Southerly Corner of that Tract conveyed to W. F. Morse by deed recorded in Volume MF 148, Page 538 on October 26, 1976, Deed Records of Linn County, Oregon; thence North $42^{\circ}06'$ East 462.9 Feet to a 5/8" Iron Rod; thence North $47^{\circ}54'$ West 77.95 feet to a 1/2" Iron Pipe; thence North $42^{\circ}06'$ East 153.46 Feet to a 1-1/4" Pipe; thence North $46^{\circ}46'$ West 182.05 Feet to a 1/2" Pipe; thence South $42^{\circ}06'$ West 110.10 Feet to a 1-1/2" Pipe; thence North $46^{\circ}46'$ West 879.26 Feet more or less to said Easterly Right-of-Way Line of Market Road No. 20-B; thence along said Right-of-Way Line along the Arc of a 602.96 Foot Radius Curve Left (the long chord of which bears North $19^{\circ}29'08''$ West 90.02 Feet) 90.10 Feet to Engineers P. C. Station 77 + 06.9; thence North $23^{\circ}46'$ West along said Easterly Right-of-Way Line 171.97 Feet; thence North $62^{\circ}31'$ East 3.22 Feet to a Truck Axle which bears 1504.57 Feet North and 1516.30 Feet West of the South

Quarter Corner of said Section 13; thence North $62^{\circ}31'$ East 530.43 Feet to a $3/4$ " Pipe; thence North $19^{\circ}44'$ West 559.37 Feet to a Truck Axle; thence South $62^{\circ}23'$ West 572.57 Feet to a $5/8$ " Iron Rod on said Easterly Right-of-Way Line at Engineers P. T. Station 69 + 80.8; thence Southerly along said Easterly Right-of-Way the following courses and distances; South $23^{\circ}46'$ East 726.10 Feet; along the Arc of a 602.96 Foot Radius Curve Right (the long chord of which bears South $12^{\circ}36'$ East 232.06') 233.54 Feet; South $01^{\circ}26'$ East 446.1 Feet; along the Arc of a 328.10 Foot Radius Curve Left (the long chord of which bears South $24^{\circ}06'$ East 252.88 Feet) 259.60 Feet and South $46^{\circ}46'$ East 790.64 Feet more or less to the South Line of said Section 13; thence North $89^{\circ}33'$ West along the South Line of said Section 13, a distance of 1285 Feet more or less to the Mean High Water Line on the West Bank of the South Santiam River; thence meandering Northerly along said Mean High Water Line the following approximate courses and distances; North $53^{\circ}23'$ West 137 Feet; North $61^{\circ}06'$ West 384 Feet; North $12^{\circ}31'$ West 254 Feet; North $29^{\circ}33'$ West 1379 Feet; North $01^{\circ}29'$ West 782 Feet; North $10^{\circ}26'$ West 782 Feet; North $02^{\circ}36'$ East 596 Feet; and North $10^{\circ}57'$ East 675 Feet to the East Line of the H. R. Greer, Donation Land Claim No. 47, Township 12 South, Range 2 West, Willamette Meridian, Linn County; Oregon; thence North $00^{\circ}45'$ West along said East Line of Claim No. 47 a distance of 1550 Feet more or less to the Northeast Corner of said Claim No. 47; thence West along the North Line of said Claim No. 47 a distance of 153.17 Feet to a $5/8$ " Iron Rod which is 1224.91 Feet East of the Southwest Corner of the James Ridgeway, Donation Land Claim No. 46, Township 12 South, Range 2 West; thence North $28^{\circ}30'$ West 202.8 Feet to a $5/8$ " Iron Rod; thence North $63^{\circ}30'$ East 490 Feet more or less to the Mean High Water Line on the East Bank of the South Santiam River; thence Southerly along said Mean High Water Line the following courses and distances; South $62^{\circ}12'$ East 159 Feet and South 23° East 870 Feet more or less to the Westerly Extension of the South Line of Tract No. 13, Lebanon Heights, a subdivision of record in Linn County, Oregon; thence East 310 feet more or less to the Southeast Corner of said Tract 13; thence North 361.0 Feet; thence East 277.0 Feet; thence North 158.00 Feet;

thence West 277.00 Feet; thence North 315.0 Feet to the Northeast Corner of said Tract No.13; thence West; along the North Line of said Tract No. 13, a distance of 509.0 Feet to the Easterly Right-of-Way Line of Market Road No. 20-B (Berlin Road) thence North $23^{\circ}51'$ West along said Easterly Right-of-Way Line 65.60 Feet to the North Right-of-Way Line of East Grant Street; thence East 1526.53 Feet to the Southeast Corner of Tract No. 1 of said Lebanon Heights; thence South along the East Line of said Lebanon Heights 305.0 Feet to a point 495 Feet North of the Southwest Corner of said Claim No. 78; thence South $23^{\circ}26'$ East 539.35 Feet to the point of beginning.

Section 2. Annexation Without Election. The City Council elects to dispense with submitting the question of annexation to an election by the registered voters of the city, as authorized by ORS 222.120.

Section 3. Public Hearing. A public hearing on the question of annexation shall be held at the City Hall of the City of Lebanon on April 8, 1981, at 8:00 P.M. at which time all interested persons may appear and be heard.

Section 4. Notice of Hearing. The City Recorder shall give notice of the hearing by publication once each week for two successive weeks before the day of the hearing in the Lebanon Express, a newspaper of general circulation within the city. The City Recorder shall cause notice of this hearing to be posted in four public places within the city for the same period of time.

Section 5. 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.