

A BILL FOR AN ORDINANCE ANNEXING)
CERTAIN PROPERTY FOLLOWING A)
HEARING AND DECLARING AN EMERGENCY.)

ORDINANCE BILL NO. 45
for 1981
ORDINANCE NO. 1870

WHEREAS, there has been submitted to the City of Lebanon a written request 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, Ordinance No. 1864 was passed, initiating the annexation of this territory, calling a hearing, and directing that notice be given; and

WHEREAS, after conducting the hearing and considering all objections or remonstrances with reference to the proposed annexation, the City Council finds that annexation is in the best interest of the City and contiguous territory; and

WHEREAS, a "Findings" document (attached as Exhibit "A") has been adopted; now therefore

THE CITY OF LEBANON ORDAINS AS FOLLOWS:

Section 1. Annexation Area. The following contiguous territory is hereby proclaimed to be annexed to the City Lebanon, to-wit:

Annexation 81-4

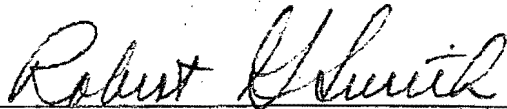
Beginning at the Southwest corner of Lot 13, Lord's Addition to Lebanon, Linn County, Oregon, and running thence North 328.03 feet to the North line of "F" Street; thence East along said North line 496.71 feet to the Southeast corner of Lot 7 in said Lord's Addition; thence North 173.07 feet; thence South 89°50'30" East 208.00 feet to the West line of Tenth Street; thence South 0°04' East 232.50 feet to the South line of "F" Street; thence East 195.00 feet; thence South 261.48 feet to the South line of Lord's addition; thence South 89°35' West 900.00 feet to the point of beginning and containing 7.27 acres.

Section 2. Zoning. The entire parcel as described in Section 1 shall be zoned Residential Mixed Density (RM) in accordance with the zoning classification of Lebanon Ordinance No. 1773.

Section 3. Record. The City Recorder shall submit to the Oregon Secretary of State a copy of this ordinance. The City Recorder shall also send a description by metes and bounds, or legal subdivision, and a map depicting the new boundaries of the City within ten (10) days of the effective date of this annexation to the Linn County Assessor, Linn County Clerk and the State Department of Revenue.

Section 4. Emergency Clause. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, 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.

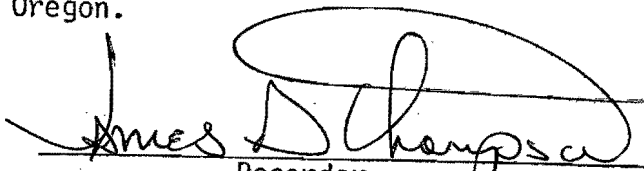
Passed by the Council by a vote of 5 for and 0 against and approved by the Mayor this 25th day of November, 1981.



Mayor

STATE OF OREGON)
) ss.
County of Linn)

I, James D. Thompson, the duly appointed, qualified and acting Recorder of the City of Lebanon, do hereby certify that the foregoing is a true and exact copy of Ordinance No. 1870, City of Lebanon, as on file in the office of the City Recorder of Lebanon, Linn County, Oregon.



Recorder

FINDINGS OF FACT
"F" STREET ANNEXATION 81-4

INTRODUCTION: This request has been initiated jointly by the City Council and the several property owners seeking to annex approximately four (4) acres to the City of Lebanon. The present prevailing land use is residential and the future uses shall be residential also.

RELEVANT CRITERIA:

1. Lebanon Zoning Ordinance Sections:
 - 4.010 Residential Mixed Density
 - 7.010 Nonconforming Uses
2. Lebanon Comprehensive Plan Sections:
 - Goal 1, Urbanization
 - Goals 12-15 Transportation
3. Lebanon Comprehensive Plan Map
4. LCDC Goals and Guidelines
 - Goals 1,2,10,11,12,14
5. Oregon Revised Statutes
 - Chapter 22

I. BASIC FACTS:

1. Site Description - The approximately four (4) acre parcel is adjacent to the City Limits and partially developed in residential land use. It is basically flat with Cox Creek being the major natural feature of the property.
2. Utility Service - The site area is presently served by City sewer with many of the residences hooked up to the facility. Adequate capacity in the 24" line exists for both present and future connections. Local residences presently have water available from individual wells. Public domestic water is available on Tenth Street adjacent to the property to the east. While no storm drainage system exists, Cox Creek is the ultimate discharge point. All other utilities are presently extended to the subject site.
3. The site is located in the Lebanon Urban Growth Boundary.

4. Transportation - The site is presently served by and dissected by "F" Street, which connects to 12th Street to the east and via 10th Street, to "E" Street to the north, both designated collectors. Strawberry Lane which dead ends into the site on the south will be extended to connect with "F" Street, thereby resolving a presently unsatisfactory circulation problem.
5. An application was deferred as action was initiated by City Council of Lebanon.
6. Public input has been solicited by the community at public hearings held by the Planning Commission on October 15, 1981 and the City Council on November 11, 1981.


II. ULTIMATE FACTS:

1. The site has sanitary sewer service available and many of the units are already hooked to this urban service.
2. An unsafe transportation circulation system, the long dead-end nature of Strawberry Lane, will be improved as part of this annexation.
3. Right-of-way and construction of the Strawberry Lane extension are provided for as part of this annexation.
4. The site is within the Lebanon Urban Growth Boundary and is considered committed to urban uses.

III. CONCLUSIONS OF LAW:

1. The request for annexation is in conformance with Chapter 222 of the O.R.S.
2. The request conforms with the Lebanon Urban Growth Boundary, the Lebanon Comprehensive Plan and the L.C.D.C. goals and guidelines.

ADOPTED: November 25, 1981.



Mayor