

RESOLUTION NO. 291

A RESOLUTION INITIATING ANNEXATION OF TERRITORY TO THE CITY OF Sherwood.

This matter is before the Common Council of the City of Sherwood hereinafter referred to as Council; and

It appearing that:

- 1) The Council is authorized by ORS 199.490(2) to initiate an annexation upon receiving consent in writing from more than half of the owners of land in the territory proposed to be annexed who also own more than half the land and real property therein representing more than half of the assessed value of all real property in the territory proposed to be annexed.
- 2) The Council has received the necessary "consents" signed by the owners of land in sufficient numbers to meet the so-called "triple majority" annexation requirements listed above and set the boundary of the territory proposed for annexation as authorized by ORS 199.490(2).
- 3) The territory proposed to be annexed is presently within the _____ Water District and/or _____ Sewer District and the Council intends to withdraw the territory from the _____ District(s) by authority of ORS 222.520 subsequent to consummation of the annexation.
- 4) The Council may request that the proposed annexation be approved without the study, public hearing and adoption of a final order as authorized by Sec. 14 Chapter 265 Oregon Laws 1981.

USE AS APPROPRIATE

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF Sherwood AS FOLLOWS:

- 1) that the Council by this resolution approves the proposed annexation with the boundaries described in Exhibit "A" and depicted in Exhibit "B" attached hereto;
- 2) that the Council requests the Boundary Commission to approve the proposed annexation without the study, public hearing and adoption of a final order as required by ORS 199.461 and authorized by Sec. 14, Chap. 265 OL 1981; and
- 3) that the City Recorder is hereby directed to file certified copies of the statements of consent and this Resolution with the Portland Metropolitan Area Local Government Boundary Commission at once.

The foregoing Resolution adopted this 9th day of May, 1984.

Pally Blankenbaker
(City Recorder)

City of: Sherwood

Address: P.O. Box 167

Sherwood, OR, 97140
(Zip)

SECTION 14, OREGON LAWS 1981

SECTION 14. (1) When filing an annexation petition or tentative plans for an extraterritorial water or sewer line extension under ORS 199.464 (3) with a boundary commission, the principal petitioner may request that the petition or tentative plans be approved without the study, public hearing and adoption of a final order required under ORS 199.461. If such request is made, the executive officer of the commission, not later than the 15th day after the filing of the petition or tentative plans, shall prepare a brief analysis of the petition and tentative plans and a recommendation for disposition of the proceeding, and send a copy of the analysis and recommendation to each commission member, to the governing body of each city, county and district with territory affected by the annexation or extension and to such other persons as may be required by the commission. If the executive officer fails to prepare the analysis and recommendation by the 15th day after the filing of the petition or tentative plans, then the petition or tentative plans shall be approved only after the study, public hearing and adoption of the final order required under ORS 199.461.

(2) If, within 25 days after the filing of an annexation petition or tentative plans for an extraterritorial water or sewer line extension, a person or governing body that received a copy of the executive officer's analysis and recommendation under subsection (1) of this section does not ask in writing for a public hearing on the proceeding under ORS 199.461, the petition or tentative plans shall be considered approved by the commission. After such approval, the executive officer of the commission shall send written notification of the approval to the officers and officials described in ORS 199.461 (4). The notification shall contain a legal description and map describing the territory approved for annexation. If a request for a public hearing is received by the commission within the 25 day period after the filing, the commission shall proceed as provided by ORS 199.460 to 199.463 and 199.490 to 199.512.

(3) Any person, city, county or district may appeal the approval of a petition or tentative plans under this

PMALGBC FORM #15X

REQUEST FOR EXPEDITED PROCEDURE
For
ANNEXATION OR EXTRATERRITORIAL WATER OR SEWER LINE EXTENSION
(Section 14, Chapter 265 OL 1981)

I (We), the undersigned Principal Petitioner(s), request this

- Annexation Proposal
- Water Line Extension Proposal
- Sewer Line Extension Proposal

be approved without the study, public hearing or adoption of a final order required by ORS 199.461. This request is made pursuant to the provisions of Section 14, Chapter 265 Oregon Laws 1981.

I (We) understand that a study, public hearing and adoption of a final order may be required if requested by any person or governing body receiving a copy of the Executive Officer's analysis and recommendation as required by Section 14, Chapter 265, OL 1981.

This request is made in addition to and supplements all other requirements for filing an annexation petition or tentative plan for an extraterritorial water or sewer line extension.

Signature of Principal Petitioner(s)	Address	Tax Lot Number
<i>Mary L. Tolia</i> Mayor	City of Sherwood P.O. Box 167, Sherwood, OR 97140	-