



RESOLUTION 2007-012

A RESOLUTION CALLING FOR AN ELECTION IN THE CITY OF SHERWOOD ON MAY 15, 2007 TO REQUEST VOTER APPROVAL OF AN ANNEXATION OF 91.42 ACRES (AREA 59); APPROVING A PROPOSED BALLOT TITLE

WHEREAS, under Section 3 of the Sherwood Charter annexations of new territory to the City may only take effect with the approval of city voters.

WHEREAS, pursuant to Resolution 2007-002 a hearing has been scheduled before the Sherwood City Council for March 6, 2007 to take testimony on and consider the issues relating to annexation of Area 59.

WHEREAS, in order to meet the temporal limitations imposed by state statute (ORS 250.296), rule (OAR 165-020-0005) and Sherwood Municipal Code (SMC) Chapter 2.04 on measures initiated by the City (while at the same time be able to have the annexation considered at the May 15, 2007 election) approval of a prospective proposed ballot title by the City Council must occur prior to the March 6, 2007 hearing date scheduled by Resolution 2007-002.

WHEREAS, the City Council believes it appropriate to approve in advance a ballot title for a measure the City would then use and submit to the voters at the May 15, 2007 election which would, consistent with Section 3 of the Sherwood Charter, request voter approval of a city initiated annexation of 91.42 acres of territory within the City's Urban Growth Boundary commonly referred to as Area 59 if at the March 6, 2007 hearing the Council determines to go forward with the annexation of Area 59.

NOW THEREFORE, BASED ON THE FOREGOING, THE SHERWOOD CITY COUNCIL RESOLVES:

- Section 1.** If following the public hearing scheduled for March 6, 2007 the City Council determines it will approve the annexation, Council will call for an election to submit a measure to City voters approving the annexation of 91.42 acres of real property (Area 59) to the City of Sherwood.
- Section 2.** The election date for voting on this measure is Tuesday, May 15, 2007.
- Section 3.** The Washington County Elections Department will conduct the election.
- Section 4.** The precincts for this election will include all of the territory within the boundaries of the City.

Section 5. The ballot title for the measure would read as follows:

CAPTION: PROPOSAL TO ANNEX 91.42 ACRES TO SHERWOOD

QUESTION: Should 91.42 acres on the City's northwestern boundary be annexed to Sherwood?

SUMMARY: Under Sherwood's Charter, annexation to the City takes place only upon voter approval. Approval of this measure permits annexation of 91.42 acres to the City, comprised of eleven (11) parcels bordered on the north by Edy Road and on the west by Elwert Road.

The eastern, southern and northern boundaries of the proposed annexation area are contiguous to the City; if approved, the western boundary of the area will form part of the City's western boundary.

The proposed annexed area currently has eight (8) single family dwellings. If annexed, the area would be variously zoned, including Institutional and Public (IP), Medium Density Residential (MDRH) and Neighborhood Commercial (NC).

Approximately 40 acres are planned to be developed with an elementary and middle school (IP), 24 acres as residential (MDRH) and 3 acres as commercial (NC). The remaining 24 acres would be used for rights-of-way and open space.

Section 6. The City Attorney shall, consistent with the requirements of SMC Section 2.04.044, prepare an impartial explanatory statement for submission by the City Recorder to the Washington County voters' pamphlet on behalf of the City.

Section 7. The City Recorder will publish the ballot title in a newspaper of general circulation in the city consistent with the requirements provided by SMC 2.04.044.

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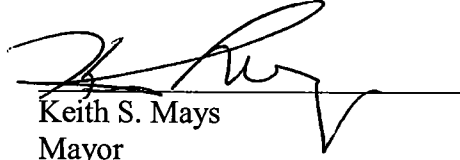
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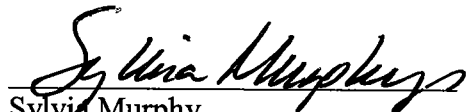
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Section 8. This resolution is effective upon its adoption by the City Council.

PASSED AND APPROVED this 20th day of February, 2007.


Keith S. Mays
Mayor

ATTEST:


Sylvia Murphy
City Recorder