



RESOLUTION 2012-044

A RESOLUTION OF THE SHERWOOD CITY COUNCIL CERTIFYING THE EXPLANATORY STATEMENT FOR TONQUIN EMPLOYMENT AREA ANNEXATION AUTHORIZATION TO BE REFERRED TO THE ELECTORS ON THE NOVEMBER 2012 BALLOT

WHEREAS, under the Sherwood Charter, all proposed annexations of territory to the city must be referred to the voters for approval; and

WHEREAS, Council approved Resolution 2012-040 placing the annexation of the Tonquin Employment Area on the November 2012 ballot for voter approval and which also approved the ballot title for that proposed annexation; and

WHEREAS, under Sherwood Municipal Code (SMC) 2.04.044 and state law, the City Council must certify the explanatory statement of city-referred measures; and

WHEREAS, the explanatory statement was drafted by the City Attorney to ensure compliance with state law; and

WHEREAS, the City Council has reviewed the Explanatory Statement for the Measure.

NOW THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

Section 1. The City Council hereby certifies the explanatory statement attached hereto as Exhibit A relative to the proposed annexation authorization of the Tonquin Employment Area is deemed to have filed the explanatory statement with the City Recorder on August 22, 2012.

Section 2. The City Recorder is directed to publish a notice in a newspaper of general circulation in the city upon receipt of the explanatory statement consistent with the terms of SMC 2.04.044(C) and that explanatory statement shall be used with the City's ballot measure for approval by voters at the November 6, 2012 election.

Section 3. This resolution is effective upon its adoption by the City Council.

PASSED AND APPROVED this 21st day of August, 2012.


Keith S. Mays, Mayor

Attest:


Sylvia Murphy, CMC, City Recorder

Explanatory Statement – Authorization to annex Tonquin Employment Area

The Tonquin Employment Area is adjacent to the City of Sherwood and was brought into the Metro Urban Growth Boundary in 2004. The City developed an overall land use plan for the Tonquin Employment Area, which was completed and adopted by the Sherwood City Council in October 2010. When the properties in the area are brought into the City limits and developed, they will be developed under the “Employment Industrial” zoning classification.

Under the Sherwood City Charter, all annexations of property into the City must be approved by a majority of City voters. Under state law, each annexation also must be reviewed and approved by the City Council. If each annexation is placed on the ballot separately, following review by the City Council, the estimated time to determine if the annexation is approved is 4-6 months and there is a cost for each election. To avoid the time and cost of multiple elections, the City Council is asking city voters to approve or reject annexing the entire area into the City. If this measure is approved by the voters, individual annexation requests then can be considered by the City Council at a public hearing at the time the property owner applies to annex the property into the City.

No property will be annexed into the city as a result of this measure. If approved, this measure simply authorizes the City Council to review individual annexation applications that are submitted by the property owners to determine if the annexation complies with applicable state and local law. If so, the Council may approve the annexation, which would become effective at that time.

The Tonquin Employment Area is located east and south of the City boundary, south of Tualatin Sherwood Road, southeast of Oregon Street, and generally east of Tonquin Road. The Tonquin Employment Area consists of approximately 300 acres and 24 tax lots and is planned for employment land uses.