

CITY OF SHERWOOD, OREGON

ORDINANCE NO. 625

AN ORDINANCE RATIFYING, CONFIRMING AND RECORDING CHANGE IN THE BOUNDARIES OF THE CITY OF SHERWOOD BY THE BOUNDARY COMMISSION, INVOLVING LANDS OF BYRON HOUSTON, ET AL, IN SECTION 29, TOWNSHIP 2 SOUTH, RANGE 1 WEST, OF THE WILLAMETTE MERIDIAN, WASHINGTON COUNTY, OREGON, RECORDING EFFECTIVE DATE, AND DECLARING AN EMERGENCY.

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WHEREAS, the Boundary Commission established pursuant to Chapter 494, Oregon Laws of 1969 for the Portland Metropolitan Area by its final order dated March 1, 1972, approved the hereinafter described change in the boundaries of the City of Sherwood, and a copy of said final order has been filed with the City Recorder,

NOW, THEREFORE, THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1: That the final order of the Boundary Commission adopted on the 1st day of March, 1972, as filed with the City Recorder on the 1st day of March, 1972, a copy whereof is hereto attached and by this reference made a part hereof, be, and the same is hereby ratified, confirmed and adopted by reference to the same legal force and effect as if set forth herein in full.

Section 2: That the boundaries of the City of Sherwood be, and they are hereby, changed to include the lands as described in the within order of the Boundary Commission, and the corporate limits of the City of Sherwood are hereby changed in conformity therewith.

Section 3: That the Recorder of the City of Sherwood be, and she is hereby, directed to forthwith file a copy of this ordinance, including a copy of said Order in the following offices:

- (a) Secretary of State
- (b) Department of Revenue and Taxation, Washington County
- (c) Department of Records & Elections, Washington County
- (d) Department of Public Works, Att: Surveyor, Washington County.

Section 4: That the City Planning Commission be, and it is hereby, authorized and directed to conduct such proceedings as may be necessary to conform the authorized zoning and land use of the described premises to the requirements of the City's Zoning Map and Code.

Section 5: Inasmuch as it is necessary for the peace, health, and safety of the people of the City of Sherwood that the foregoing change in the boundaries of the City become a permanent part of the City's records, an emergency is hereby declared to exist, and this ordinance shall be effective upon its passage by the Council, and approval by the Mayor.

PASSED: By the Council by unanimous vote of all Council Members present, after being read by caption three

times and in body once, this 12 day of April,  
1972.

Margorie Stewart  
Recorder - City of Sherwood

APPROVED: By the Mayor, this 12 day of April, 1972,

[Signature]  
Mayor - City of Sherwood

FINAL ORDER

RE: BOUNDARY CHANGE PROPOSAL NO. 388 - Annexation of the following territory to the City of Sherwood

Legal Description

Beginning at the quarter section corner on the west line of Section 29, T2S, R1W, of the Willamette Meridian, Washington County, Oregon; thence west along the center line of County Road No. 1459 40 rods to the true point of beginning, said point of beginning being a point on the boundary of the City of Sherwood; thence west along said center line 40 rods; thence north 32 rods, more or less, to the northwest corner of that tract of land conveyed to August Rupprecht by deed recorded in Book 138, Page 259, of the deed records of Washington County; thence east  $26\frac{2}{3}$  rods to the southwest corner of that tract of land conveyed to John M. and Ann C. Burge by deed recorded in Book 285, Page 423, of the deed records of Washington County; thence north along the west line of said Burge tract 48 rods, more or less, to the center line of County Road No. 1324, also known as S.W. Scholls-Sherwood Road; thence east along said center line  $21\frac{1}{3}$  rods to the northeast corner of that tract of land conveyed to Alfred A. and Dorothy J. Jones by deed recorded in Book 780, Page 142 of the deed records of Washington County; thence south 165 feet to the southeast corner of said Jones tract; thence west 8 rods to the east line of said John Burge tract; thence south along the east line of said Burge tract 70 rods, more or less, to the point of beginning; and all of the following described property:

The south one-half of the southwest quarter of the northeast quarter of Section 30, T2S, R1W, of the Willamette Meridian, Washington County, Oregon, excluding the westerly 501.88 feet; said 501.88 feet being measured at right angles to the west line of the said south one-half of the southwest quarter of the northeast quarter, Section 30, T2S, R1W, of the Willamette Meridian.

Proceedings on Proposal No. 388 commenced upon receipt by the Boundary Commission of a petition from property owners on December 17, 1971 requesting that certain property be annexed to the City. The petition meets the requirements for initiating a proposal set forth in ORS 222.170 and paragraph (a) Section (3) of ORS 199.490.

Upon receipt of the petition the Boundary Commission published and posted notice of the public hearing in accordance with ORS 199.520 and conducted a public hearing on the proposal on February 9, 1972. The Commission also caused a study to be made on this proposal which considered economic, demographic and sociological trends and projections and physical development of the land.

On the basis of the public hearing and the study, the Boundary Commission made a number of findings:

- a) the territory to be annexed in the original petition is contiguous to the City and contains 22.45 acres, three single family dwellings and an estimated population of 6 persons;
- b) the property owners request annexation to obtain City water service which is available from a main adjacent to the territory; and
- c) additional properties were improperly omitted from the proposal and the owners were not present at the hearing.

On the basis of the findings the Boundary Commission continued the hearing and notified the owners of the property improperly omitted to appear before the Commission and show cause, if any, why their land should not be included in the proposed annexation as provided by ORS 199.475.

The continued public hearing was held on March 1, 1972, and on the basis of the study and the continued public hearing the Boundary Commission found that:

- a) the additional territory to be included consisted of two separate lots both surrounded on three sides by the original proposal and the existing City limits, and the territory contains 1.33 acres, one single family dwelling, a truck shop, and an estimated population of 4 persons; and

- b) both lots now need or will eventually need the services which the city can easily offer (water, police protection etc.); and
- c) the owners have signed petitions requesting annexation to the city.

On the basis of the findings listed above, the Boundary Commission approved BOUNDARY CHANGE PROPOSAL NO. 388 as modified on March 1, 1972.

NOW THEREFORE IT IS ORDERED THAT the territory described above be annexed to the City of Sherwood as of this date.

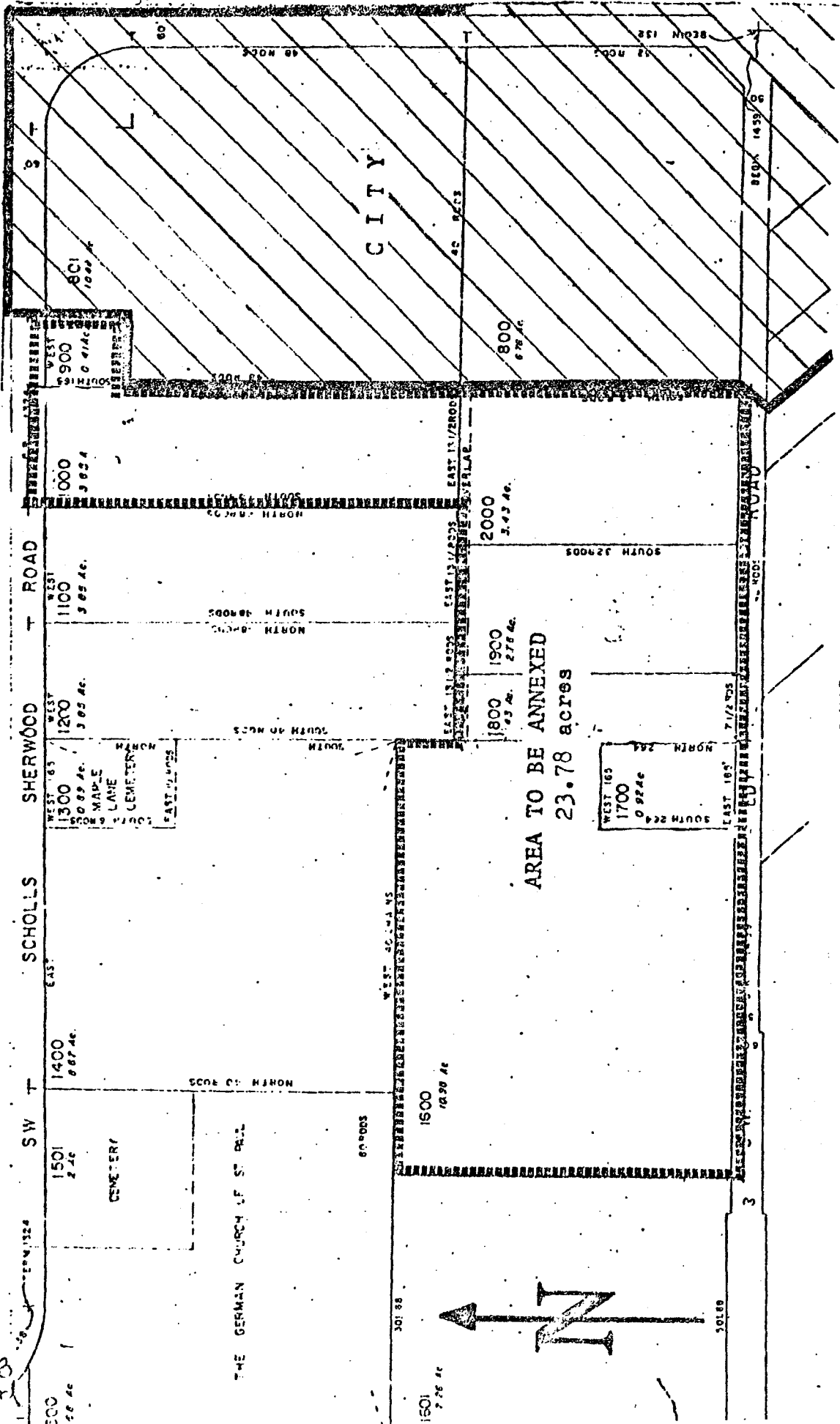
PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT  
BOUNDARY COMMISSION

DATE: March 1, 1972

By Ronald C. Cease  
Ronald C. Cease  
Chairman

Attest: Ronald E. Carlson

# PROPOSAL NO. 388



Proposal No. 388  
City of Sherwood

SEE MAP  
2S 1 300

72-025