

CITY OF SHERWOOD, OREGON

ORDINANCE NO. 628

AN ORDINANCE RATIFYING, CONFIRMING AND RECORDING CHANGE IN THE BOUNDARIES OF THE CITY OF SHERWOOD BY THE BOUNDARY COMMISSION, INVOLVING LANDS OF IRENE A. HARLOW, IN SECTION 31, TOWNSHIP 2 SOUTH, RANGE 1 WEST, OF THE WILLAMETTE MERIDIAN, WASHINGTON COUNTY, OREGON, RECORDING EFFECTIVE DATE, AND DECLARING AN EMERGENCY.

WHEREAS, the Boundary Commission established pursuant to Chapter 494, Oregon Laws of 1969 for the Portland Metropolitan Area by its final order dated June 14, 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 14th. day of June, 1972, as filed with the City Recorder on the 14th. day of June, 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 and 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 9 day of August, 1972.

  
Recorder - City of Sherwood

APPROVED: By the Mayor, this 9 day of August, 1972

  
Warren E. Smity - Mayor

PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT BOUNDARY COMMISSION  
6400 S. W. Canyon Court - Portland, Oregon 97221 - Tel: 297-2237

FINAL ORDER

RE: BOUNDARY CHANGE PROPOSAL NO. 422 - Annexation of the following territory to the City of Sherwood

Legal Description

Beginning at the northeast corner of Section 31, T2S, R1W, W.M., Washington County, Oregon; thence S 00° 37' E 1313 feet along the east boundary of said Section 31 to an iron pipe at the southeast corner of that tract of land conveyed to Irene A. Harlow by deed recorded in Book 296 at Page 20, Washington County Deed Records; thence S 89° 11' W 825.00 feet to the southwest corner of that tract of land conveyed to J.F. Harlow and Irene A. Harlow as described in Book 424 at Page 298, dated November 7, 1959, of said deed records; thence N 00° 37' W 658.5 feet along the west line of said Harlow tract to a point in the center of S.W. Meinecke Road (County Road No. 449); thence N 89° 12' E 166.00 feet, more or less, along the center line of said road to the southwest corner of a tract of land conveyed to Edmond J. Meinecke and Mae Amila Meinecke, husband and wife, as described in Book 793 at Page 175 of said Deed Records; thence N 00° 13' W 656.00 feet to the northwest corner of said Meinecke tract, said point being on the north line of said Section 31; thence S 89° 19' W 660.00 feet along the north line of said Section 31 to the point of beginning.

Contains 21.8 acres more or less.

Proceedings on Proposal No. 422 commenced upon receipt by the Boundary Commission of a petition from property owners on April 10, 1972 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 May 24, 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 is contiguous to the City and contains 6.57 acres and one vacant single residence;
- b) the property owner requests annexation to obtain City services, particularly water and sewer service to facilitate development of the territory with 24 single family residences;
- c) City water and sewer mains are adjacent to the territory and the City has the ability to provide the necessary services to the proposed development; and
- d) 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 June 14, 1972, and on the basis of the study and the continued public hearing the Boundary Commission found that:

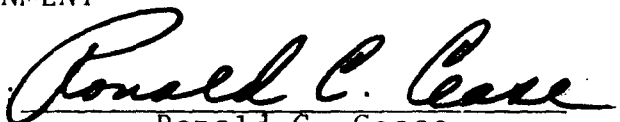
- a) the additional territory to be annexed contains 15.63 acres, four single family dwellings and an estimated population of 14 persons;
- b) two of the single family dwellings are currently being provided with City water on an outside user basis and other City services including police and parks are available to the territory; and
- c) inclusion of the additional territory will eliminate a confusing boundary jurisdiction problem, particularly with respect to the improvement and maintenance of Meinecke Road which is becoming a necessity due to the increased traffic caused in part by the location of the Sherwood High School in the immediate vicinity.

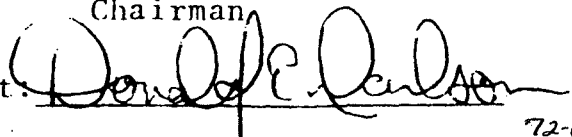
On the basis of the findings listed above, the Boundary Commission approved BOUNDARY CHANGE PROPOSAL NO. 422 as modified on June 14, 1972.

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

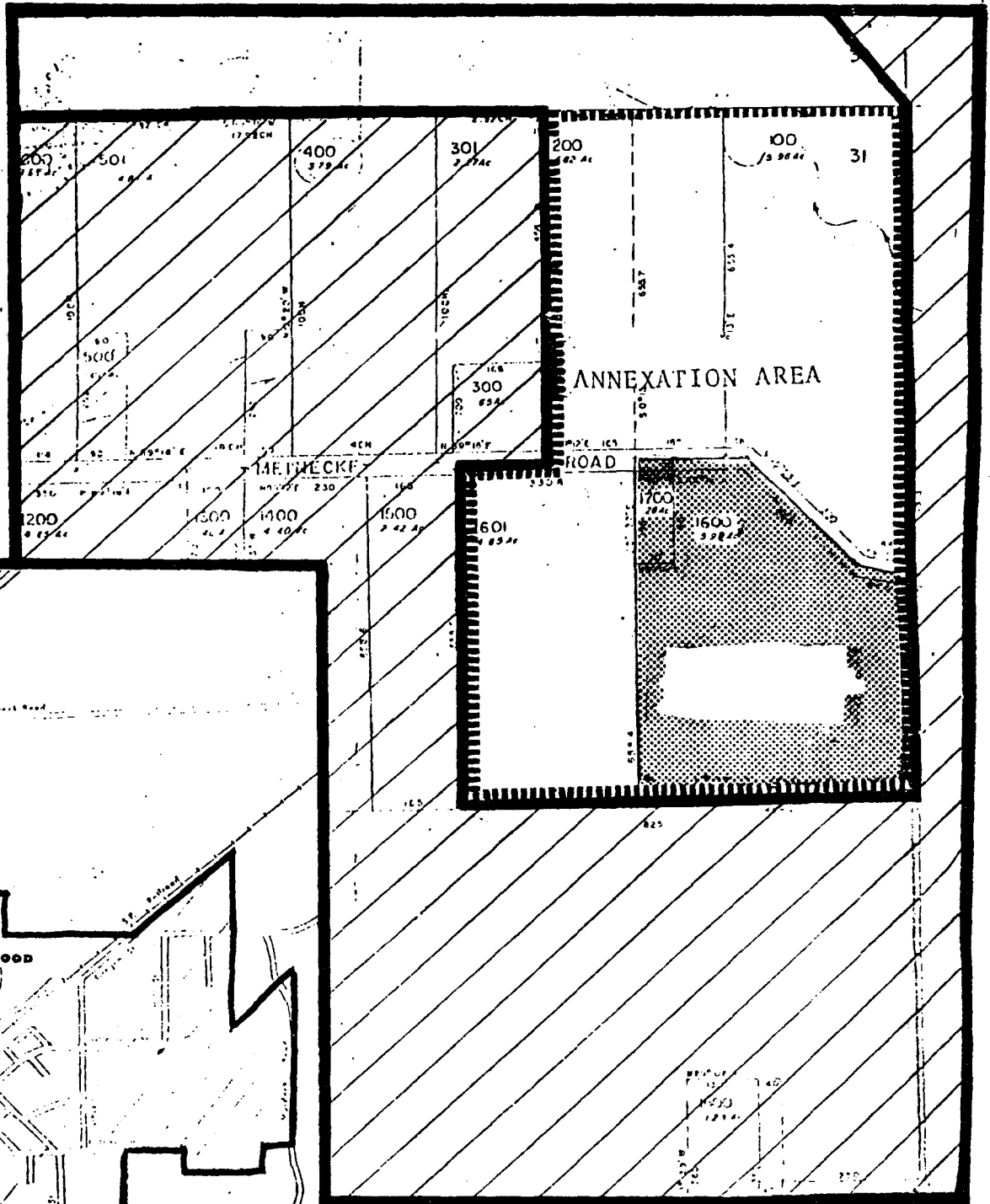
DATE: June 14, 1972

By:   
Ronald C. Cease  
Chairman

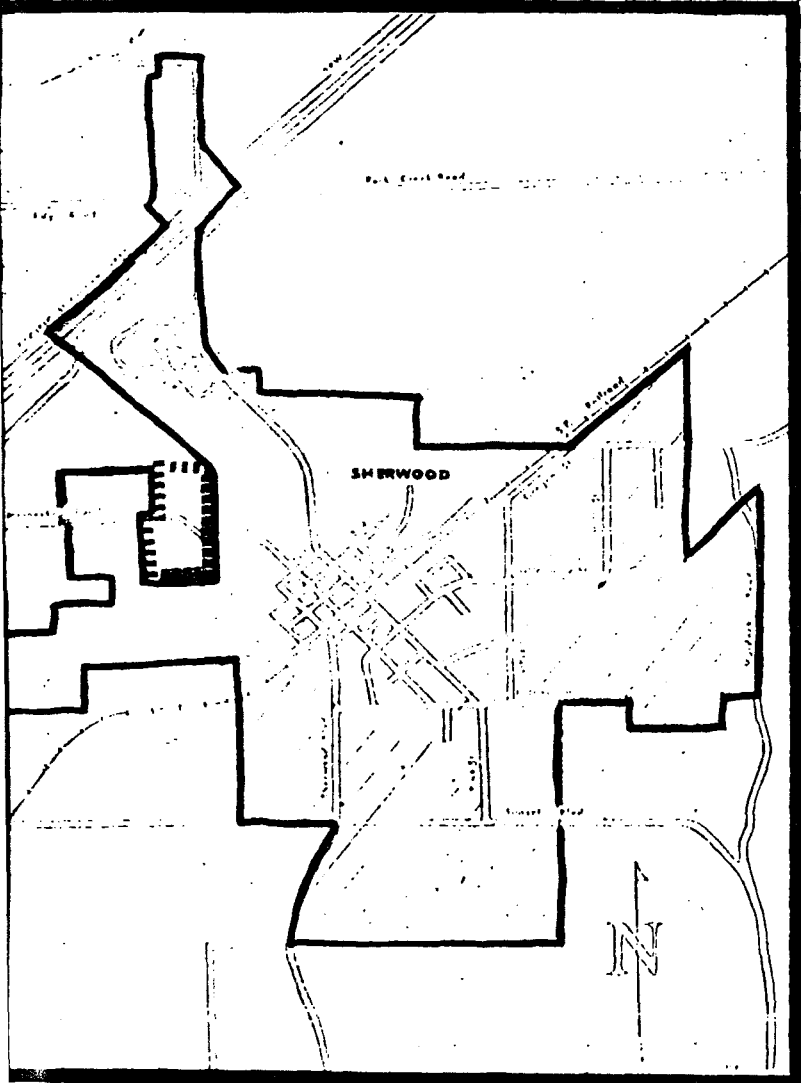
Attest: 

# PROPOSAL NO.422

FIG. 2



LOCATION MAP



Proposal No. 422  
(Fig. 2)  
City of Sherwood