

CITY OF SHERWOOD

ORDINANCE NO. 748

AN ORDINANCE RATIFYING, CONFIRMING AND RECORDING CHANGE IN THE BOUNDARIES OF THE CITY OF SHERWOOD BY THE BOUNDARY COMMISSION, INVOLVING LANDS OF THE ARCHDIOCESE OF PORTLAND, SITUATED IN SECTIONS 29 and 32 OF TOWNSHIP 2 SOUTH, RANGE 1 WEST OF THE WILLAMETTE MERIDIAN, IN WASHINGTON COUNTY, OREGON, RECORDING EFFECTIVE DATE, AND DECLARING AN EMERGENCY.

WHEREAS, the Portland Metropolitan Area Local Boundary Commission by its final order No. 1725 dated September 4, 1981, 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 Portland Metropolitan Area Local Boundary Commission adopted on the 18th day of June, 1981 as filed with the City Recorder on the 4th day of September, 1981, 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:

- (1) Secretary of State
- (2) Department of Revenue and Taxation,
Washington County
- (3) Department of Records and Elections,
Washington County
- (4) Department of Public Works, Attention:
Surveyor, Washington County

Section 4: That the lands as described in the within order of the Boundary Commission are hereby given the land use designations depicted on the Official Plan Map of the City of Sherwood and shall be subject to the provisions of the Sherwood Comprehensive Plan applicable to lands so designated.

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 Unanimous vote of all Council members present after being read by caption three times, this 23 day of September, 1981

Pally Blankenbaker
Recorder - City of Sherwood

APPROVED: By the Mayor, this 24 day of September, 1981.

Clyde R. List
Mayor - City of Sherwood

PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT BOUNDARY COMMISSION
320 S. W. Stark (#530) - Portland, Ore. 97204 - Tel: 229-5307

FINAL ORDER

Re: BOUNDARY CHANGE PROPOSAL NO. 1725 - Annexation of territory to the City of Sherwood

Proceedings on Proposal No. 1725 commenced upon receipt by the Boundary Commission of a resolution and property owner consents from the City of Sherwood on April 30, 1981, requesting that certain property be annexed to the city. The resolution and property owner consents meet the requirements for initiating a proposal set forth in ORS 199.490, particularly Section (2).

Upon receipt of the petition the Boundary Commission published and posted notice of the public hearing in accordance with ORS 199.463 and conducted a public hearing on the proposal on June 18, 1981. 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.

FINDINGS

(See Findings in Exhibit "A" attached hereto).

REASONS FOR DECISION

(See Reasons for Decision in Exhibit "A" attached hereto).

ORDER

On the basis of the Findings and Reasons for Decision listed in Exhibit "A", the Boundary Commission approved BOUNDARY CHANGE PROPOSAL NO. 1725 on June 18, 1981.

NOW THEREFORE IT IS ORDERED THAT the territory described in Exhibit "B" and depicted on the attached map, be annexed to the City of Sherwood as of the date of approval.

PORTLAND METROPOLITAN AREA LOCAL GOVERNMENT
BOUNDARY COMMISSION

Date: 7/4/81

By: James L. Mater
James L. (Jamie) Mater
Chairman

Attest: Donald Anderson

FINDINGS

On the basis of the public hearing and the study the Boundary Commission found that:

1. The territory to be annexed contains 10.99 acres, is vacant and is evaluated at \$70,633.
2. The property owners desire annexation to obtain city services to facilitate development. They plan to relocate the St. Francis Parish on the easterly 4 acres and to sell the remainder.
3. The Sherwood Comprehensive Plan designates the territory as Immediate Urban and Low Density Residential.
4. In February 1981 Washington County approved a plan amendment converting the territory from Urban Intermediate to Urban. Current county zoning is MA-2 and RU-4.
5. The territory is within the acknowledged regional Urban Growth Boundary.
6. The proposal conforms with LCDC goals. A goal analysis, prepared by the petitioner is contained in the staff report. The Sherwood City Plan has been acknowledged.
7. The property has been assessed for the Rock Creek L.I.D. The Rock Creek Trunk is being installed and expected to be complete in the fall of 1981. This trunk is located approximately 3000' east of the property. The city has made exceptions to the requirement for urban gravity sewer (CDP Sec. III, Policy 7) in cases of individual uses on lots of record with low sewerage demand when assurances are given that full participation in the construction of gravity facilities will be given.

A 12-inch water line is located approximately 800' west of the site.

The city has a small police department and public works and street lighting program to serve the area.

Fire protection is provided for the city by the Tualatin RFPD.

REASONS FOR DECISION

On the basis of the Findings the Commission determined that:

1. The proposal conforms with city, county, and regional planning and with LCDC Goals.
2. The city has planned services to serve the area which will be available to the proposed development when needed. The property has been assessed for the extension of sewer and water to the area.

EXHIBIT "B"
Proposal No. 1725

ANNEXATION

CITY OF SHERWOOD

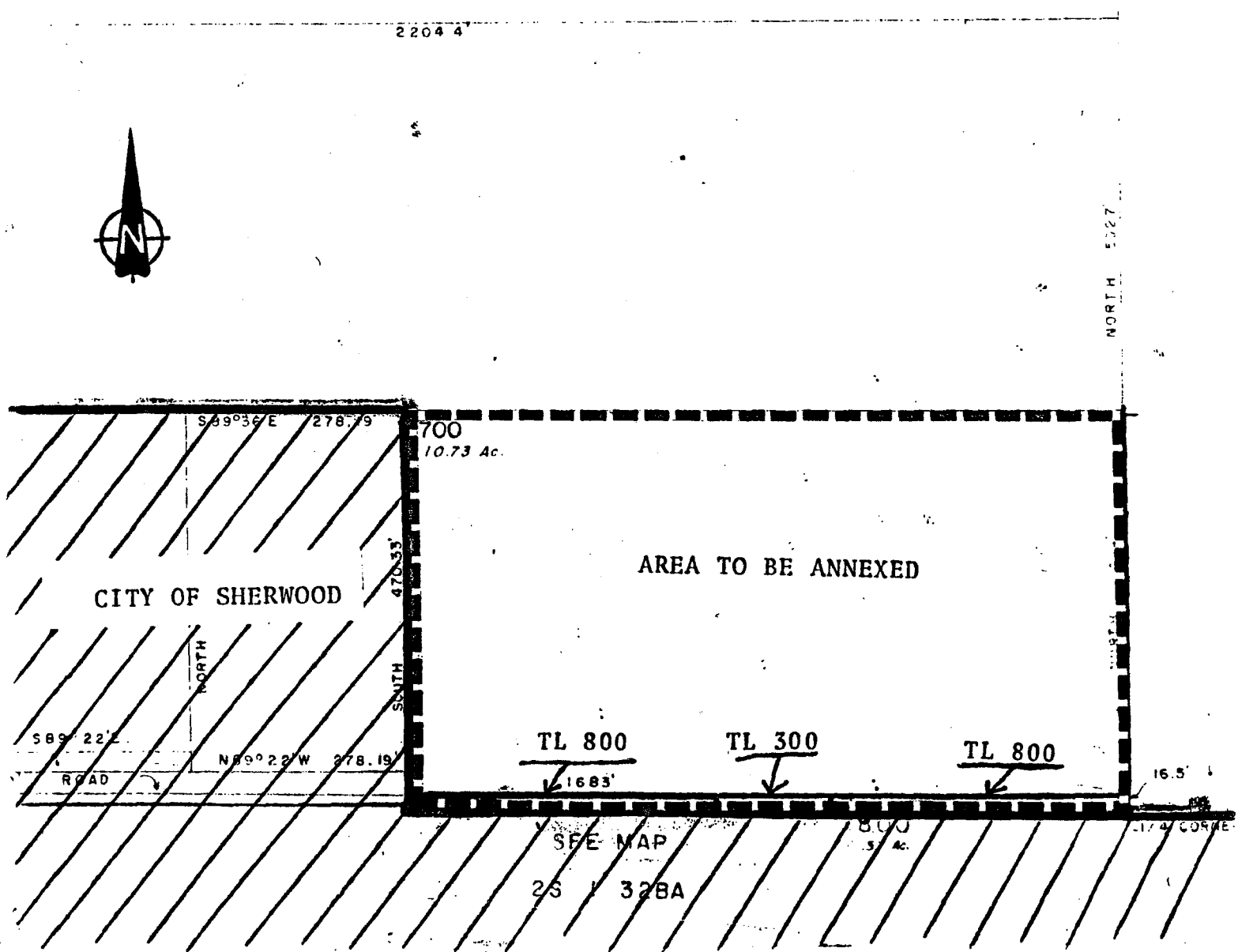
That portion of the SW quarter of Sec.29,Twp 2 S, Range 1 West of the willamette Meridian,described as follows:Beginning at a point on the North & South center line of said Sec.29 thence North 515.5 feet to a point,thence west parallel to the South line of said section 910 feet more or less to the northeast corner of tract conveyed by deed to School Dist. 88 Jt, Washington Cty, Or. by deed of record in Book 109 at page 372 Wash. Cty Deed Records,thence South along the east line of said tract so conveyed 515.5 feet to a point on the South line of said SW quarter of Sec. 29, thence east 910 feet more or less to the point of beginning.

Proposal No. 1725

SW1/4 SECTION 29 T2S R1W W.M.

WASHINGTON COUNTY OREGON

SCALE 1" = 200'



Proposal No. 1725
City of Sherwood
Annexation
Figure 2