

CITY OF SHERWOOD, OREGON

ORDINANCE NO. 87-855

AN ORDINANCE AUTHORIZING THE EXTENSION OF CITY WATER SERVICE TO A PROPERTY OUTSIDE OF THE CURRENT CITY LIMITS, AND AUTHORIZING AN EFFECTIVE DATE

WHEREAS, the owners of Tax Lot 600 : 30A have requested the extension of City water service to that property, which is currently outside of the City limits;

WHEREAS, City Ordinance No. 514, Section 4.2, requires any extraterritorial extension of water service to be approved by the City Council by ordinance;

WHEREAS, the owners of Tax Lot 600 have agreed to bear all the costs of extending water service, and pay all service connection fees, and have signed a "non-remonstrance" agreement consenting to annexation;

NOW THEREFORE, the City of Sherwood Ordains As Follows:

Section 1. Extension. That City water service may be extended to Tax Lot 600 : 30A, provided the property owner pays the full cost of the extension, engineered and constructed to City standards, and also pays all service connection charges, and that the lateral be metered at Sherwood-Scholls Road and be sited on private property, and

Section 2. Annexation. Continued water service is also conditioned on the signing of a non-remonstrance for annexation of, and future water service improvements to, Tax Lot 600, said non-remonstrance made a part of this ordinance by reference, with all costs of annexation to be borne by the property owner.

Section 3. Effective Date. Inasmuch as it is necessary for the peace, health, and safety of the people of the City of Sherwood, an emergency is hereby declared to exist and this ordinance shall be effective upon its passage by the Council, and approval by the Mayor.

Duly passed by the City Council this 14 day of January, 1987.

Polly Blankenbaker
Polly Blankenbaker, City Recorder

Approved by the Mayor this 16th day of January, 1987

Mary L. Tobias
Mary L. Tobias, Mayor

| | <u>AYE</u> | <u>NAY</u> |
|------------|------------|------------|
| Tobias | <u>✓</u> | _____ |
| Oyler | <u>✓</u> | _____ |
| Manderfeld | <u>✓</u> | _____ |
| Birchill | <u>✓</u> | _____ |
| Stewart | <u>✓</u> | _____ |

CONSENT AND NONREMONSTRANCE COVENANT
For Annexation and Water Service Improvements
to the City of Sherwood

The undersigned legal title holders of the hereinafter described real premises in Washington County, Oregon, do hereby record the consent of each of the undersigned to the annexation of the following described premises to the City of Sherwood, and hereby expressly waive all present and future opposition or remonstrance against the annexation of said land to the City of Sherwood, or future water service improvements benefiting said land.

This consent and waiver shall run with the title to said lands and be binding upon the undersigned and all successor owners for a period of ten (10) years from the date hereof with respect to the following described premises:

Tax Lot 600, Assessor's Map 2S1 30A consisting of 14.5 acres, more or less.

DATED this 2ND day of JANUARY, 1987.

By: Karolyn J. Foster
Karolyn J. Foster

Charles R. Foster
Charles R. Foster

STATE OF OREGON)
) ss.
County of Washington)

The foregoing instrument was acknowledged before me this 2nd day of January, 1987.

Kathy Kristianson
Notary Public for Oregon

My Commission Expires: 3.6.88