

CITY OF SHERWOOD

ORDINANCE NO. 90-917

AN ORDINANCE PROVIDING FOR A SPECIAL CITY ELECTION TO BE HELD IN THE CITY OF SHERWOOD, OREGON, NOVEMBER 6, 1990, IN CONJUNCTION WITH THE STATEWIDE GENERAL ELECTION, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE CITY OF SHERWOOD, OREGON THE QUESTION OF ESTABLISHING A NEW TAX BASE, PURSUANT TO SECTION 11, ARTICLE XI OF THE CONSTITUTION OF THE STATE OF OREGON

WHEREAS, the City Council of the City of Sherwood finds that the presently existing tax base provides insufficient funds to properly operate the essential functions of city government and that there should be submitted to the legal voters of the city the question of establishing a new tax base in accordance with the provisions of Section 11, Article XI, Oregon Constitution; and

WHEREAS, the City Council finds that the tax base required to fund city functions currently operated out of the general levy, to fund the library, to add necessary staff to the police department and planning department, to fund the parks maintenance, to expand funding for special projects and capital improvements, and fund other city operations, is the sum of \$650,000.00; and

WHEREAS, pursuant to the Constitution and the laws of the State of Oregon, it is necessary to submit the question of establishing a new tax base to the legal voters of the City of Sherwood only at a primary or general election in even numbered years, and that Council finds that the general election to be held on November 6, 1990, is the appropriate time to submit said question;

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

Section 1. It is necessary and in the best interest of the people of the City of Sherwood that there be submitted to the legal voters of the city at the regular statewide general election to be held throughout the state, including all voting precincts within the city, on November 6, 1990, the proposition hereinafter stated in accordance with Section 11, Article XI, Constitution of the State of Oregon.

Section 2. At the city tax base election there shall be submitted to the legal voters of the City of Sherwood for their approval or rejection the following measure:

Caption

TO ESTABLISH A NEW TAX BASE

Question

"SHALL THE CITY OF SHERWOOD LEVY A \$650,000 TAX BASE
BEGINNING WITH THE 1991-92 FISCAL YEAR?"

Summary

Measure, if approved, will establish new city tax base effective July 1, 1991. Purpose is to provide sufficient funds to operate essential functions. If approved, tax base increase will provide additional crime enforcement and prevention, expand library operations, add seasonal parks maintenance, add additional planning staff, and increase funding for special projects and capital expansion of such city facilities as parks. Approval authorizes levy up to \$650,000.00 for 1991-92 fiscal year without additional election. Tax base for 1990-91 fiscal year is \$280,097.

Section 3. The foregoing proposition shall be submitted to the legal voters of the City of Sherwood by ballot at each precinct or part thereof within the City of Sherwood at the general election of November 6, 1990.

Section 4. Notice of the city tax base election shall be given in the form substantially as hereinafter set forth, by posting notices substantially in the following form at each of the herein designated places, such posting to be accomplished not later than October 26, 1990, pursuant to Chapter VIII of the City Charter.

Places of posting conspicuously exposed to public view in the City of Sherwood:

1. At the front door of the City Hall
2. At the front door of the United States Post Office
3. At the front door of the Tualatin Rural Fire Protection District Station
4. In at least one other public place to be selected by the City Recorder

The form of notice shall be substantially as follows:

NOTICE OF TAX BASE ELECTION:

Notice is hereby given that pursuant to Ordinance No. 90-917 enacted by the City Council of Sherwood, Oregon, on September 5, 1990, there will be submitted to the qualified voters of the City of Sherwood for their approval or rejection, at the general election to be held on November 6, 1990, between the hours of 7:00 o'clock A.M. and 8:00 o'clock P.M., the following proposition:

Submitted to the qualified voters by Sherwood City Council

Caption

ESTABLISHING A NEW TAX BASE

Question

"SHALL THE CITY OF SHERWOOD LEVY A \$650,000 TAX BASE
BEGINNING WITH THE 1991-92 FISCAL YEAR?"

YES ()
NO ()

Summary

Measure, if approved, will establish new city tax base effective July 1, 1991. Purpose is to provide sufficient funds to operate essential City functions. If approved, tax base increase will provide additional crime enforcement and prevention, expand library operations, add seasonal parks maintenance, add additional planning staff, and increase funding for special projects and capital expansion of such city facilities as parks. Approval authorizes levy up to \$650,000 for 1991-92 fiscal year without additional election. Tax base for 1990-91 fiscal year is \$280,097.

* * * * *

The polling places in the City of Sherwood for purposes of this election will be those designated by the County Clerk or election officer.

WITNESS my hand and the seal of the City of Sherwood this
_____ day of _____, 1990.

City Recorder

Section 6. The City Recorder be and she is hereby authorized and directed to cause the county elections officer to have prepared ballots in due and legal form as herein prescribed and to take any and all other and further actions necessary to conduct the election in accordance with the laws regulating and governing elections.

Section 7. It is necessary for the orderly conduct of the election and to comply with the statutory time requirements for submitting election information to the county elections officer prior to the sixty-first day previous to the election date, and therefore, an emergency is hereby declared to exist. This ordinance shall therefore be effective upon its passage by the Council and approval by the Mayor.

Duly passed by the City Council
this 5th day of September, 1990.

Polly Blankenbaker
Polly Blankenbaker, City Recorder

Approved by the Mayor this 5th day
of September, 1990.

Norma Jean Oyler
Norma Oyler Mayor

	<u>Aye</u>	<u>Nay</u>
Birchill	<u>X</u>	—
Boyle	<u>X</u>	—
Chavez	<u>X</u>	—
Hitchcock	<u>X</u>	—
Oyler	<u>X</u>	—

City of Sherwood, Oregon

ORDINANCE NO. 90-917

AN ORDINANCE MAKING FINDINGS AND VACATING A UTILITY EASEMENT GRANTED TO THE CITY OF SHERWOOD IN THE RECORDED PLAT OF SHERWOOD COMMONS SUBDIVISION.

WHEREAS, the City Council did by motion pass on June 13, 1990 Resolution No. 90-466 to initiate proceedings to vacate a utility easement located incorrectly in the Sherwood Commons I subdivision, pursuant to ORS 271.130: and

WHEREAS, legal notice was posted and published in the "Tigard Times" on June 28, July 5, 13, and 19, 1990 and a public hearing was held by the City Council on July 25, 1990, where the Council considered any and all written objections and remonstrances to the proposed vacation; and

NOW, THEREFORE, the City of Sherwood does ordain as follows:

SECTION 1. The Council finds:

- a. That a notice of hearing was given regarding the proposed vacation of a utility easement in Sherwood Commons I subdivision, hereinafter more particularly described, was legal and proper.
- b. That the City Recorder has prepared a certificate showing that there are no City liens or taxes on land covered by the plat portion thereof to be vacated.
- c. That the owners of a majority of the area affected, computed on the basis provided in ORS 271.080, (the land lying on either side of the portion of the street to be vacated and extending laterally to the next street that serves as a parallel street, but in any case not to exceed 200 feet, and the land for a like lateral distance on either side of the street for 400 feet along its course beyond each terminus of the part to be vacated) have not objected thereto in writing.
- d. That the vacation will not substantially affect the market

value of the abutting properties, and no abutting owner has objected thereto in writing.

- e. That there will be no prejudice to the public good, health, or safety by reason of the proposed vacation, said vacation being incorrectly located and subsequently relocated properly in the plat.

SECTION 2. The following described easement will be vacated:

A 2.50 foot wide sanitary sewer easement being the northeasterly 2.50 feet of the southwesterly 7.50 feet of Lot 14, SHERWOOD COMMONS as said subdivision is platted and recorded in Book of Town Plats for Washington County, and; Oregon.

a 2.50 foot wide sanitary sewer easement being the southwesterly 2.50 feet of the northeasterly 10.00 feet of Lot 12, SHERWOOD COMMONS as said subdivision is platted and recorded in Book of Town Plats for Washington County, Oregon, and;

a 2.50 foot wide sanitary sewer easement being the southwesterly 2.50 feet of the northeasterly 10.00 feet of Lot 11, SHERWOOD COMMONS as said subdivision is platted and recorded in Book of Town Plats for Washington County, Oregon.

A 2.5 foot wide sanitary sewer easement being the northeasterly 2.5 feet of the southwesterly 7.50 feet of Lot 13, SHERWOOD COMMONS as said subdivision is platted and recorded in Book of Town Plats for Washington County, Oregon.

A sketch of the area to be vacated is attached hereto as Exhibit A.

SECTION 3. This Ordinance shall be effective on and after the 31st day after its passage by the City Council and approval by the Mayor. The City Recorder shall, upon its approval, cause certified copies of same to be sent to the County Recorder of Washington County Surveyor, as required by ORS 271.150.

Duly passed by the City Council on this 25 day of July, 1990.

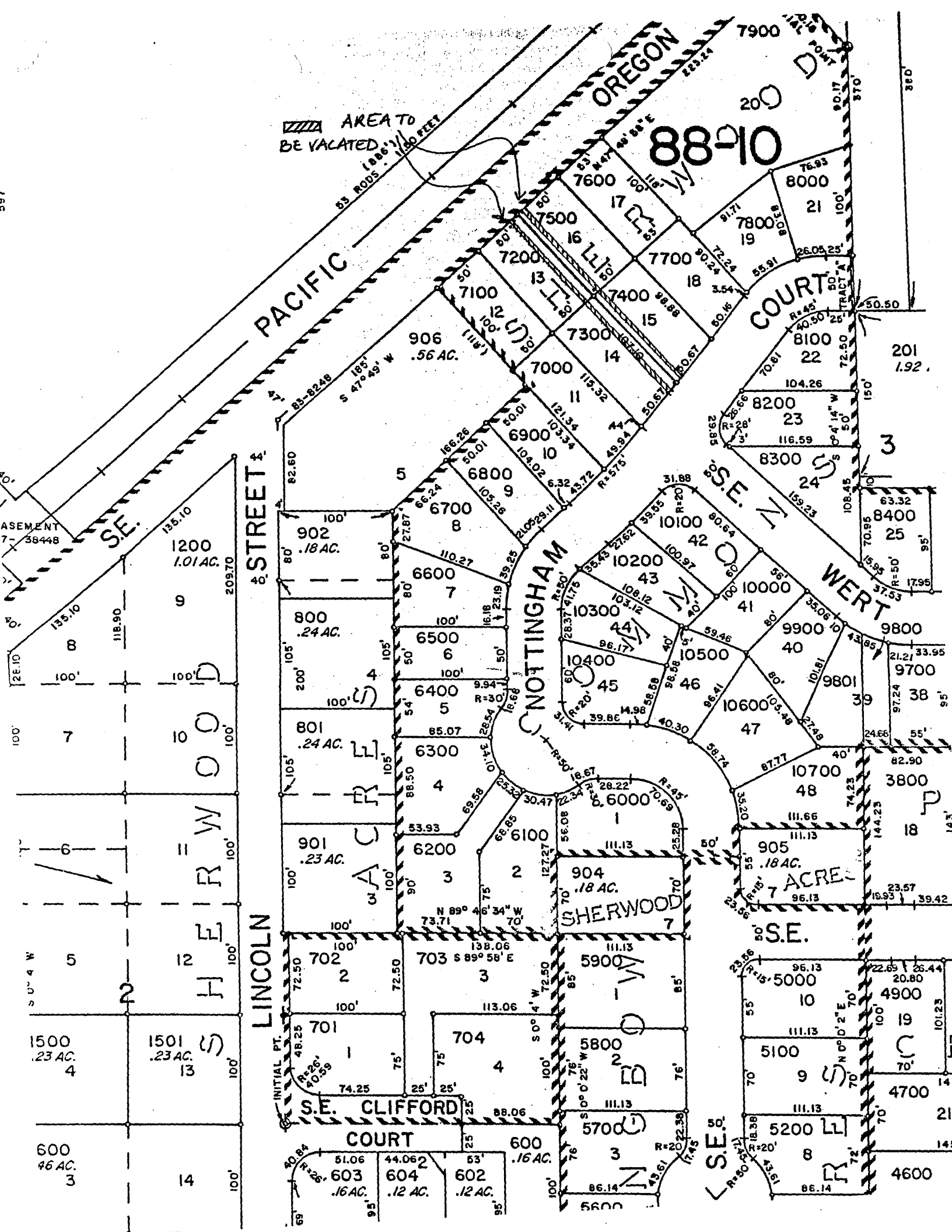
Approved by the Mayor this 26 of July, 1990.


Norma Oyler, Mayor

Attest:

Polly Blankenbaker
Polly Blankenbaker, Recorder

	<u>AYE</u>	<u>NAY</u>
BIRCHILL	<u>absent</u>	_____
CHAVEZ	<u>✓</u>	_____
HITCHCOCK	<u>✓</u>	_____
BOYLE	<u>✓</u>	_____
OYLER	<u>✓</u>	_____



AREA TO BE VACATED

88-10

STREET

LINCOLN

NOTTINGHAM

SHERWOOD

S.E. CLIFFORD COURT

COURT

WERT

S.E.

S.E.

ASEMENT
7-38448

1500
.23 AC.
4

1501
.23 AC.
13

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3

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