

Final Documents
for
Annexation to
West Linn

CL2808

Ordinance: 08-31

Annexation: ANX 07-03

DOR: 3-1844-2008

Secretary of State: AN 2008-0181



September 30, 2008

Metro
Linda Martin
600 NE Grand Ave
Portland, Oregon 97232-2736

Dear Ms. Martin:

Please be advised that we have received and filed, as of September 30, 2008, the following records annexing territory to the following:

Ordinance/Resolution Number(s)	Our File Number
O 08-05 (Tigard Water District-Withdrawal)	SD 2008-0144
2008-11 (Tigard)	AN 2008-0179
1984 (Milwaukie)	AN 2008-0180
08-31 (West Linn)	AN 2008-0181

For your records please verify the effective date through the application of ORS 199.519.

Our assigned file number(s) are included in the above information.

Sincerely,

Linda Bjornstad
Official Public Documents

cc: County Clerk(s)
Department of Revenue
ODOT
Population Research Center

Notice to Taxing Districts

ORS 308.225



Cadastral Information Systems Unit
 PO Box 14380
 Salem, OR 97309-5075
 (503) 945-8297, fax 945-8737

City of West Linn
 City Administrator
 22500 Salamo Road
 West Linn, OR 97068

Description and Map Approved
July 25, 2008
As Per ORS 308.225

Description Map received from: CITY ADMIN.
 On: 7/21/2008

This is to notify you that your boundary change in Clackamas County for

ANNEX TO CITY OF WEST LINN; ANNEX TO TRI-CITY SEWER SER. DIST;
 WITHDRAW FROM CO. LAW ENF. DIST.

ANX-07-03/ 1270 ROSEMONT

has been: Approved 7/25/2008
 Disapproved

Notes:

Department of Revenue File Number: 3-1844-2008

Prepared by: Rick Sandoval 503-945-8230

Boundary: Change Proposed Change
 The change is for:

- Formation of a new district
- Annexation of a territory to a district
- Withdrawal of a territory from a district
- Dissolution of a district
- Transfer
- Merge



CITY OF
West Linn

August 15, 2008

Carol Hall
Metro Data Resource Center
600 NE Grand Ave.
Portland OR 97232-2736

SUBJECT: Final Boundary Change Submission for West Linn annexation ANX 07-03

On May 20, 2008, the voters of the City of West Linn approved annexation of 16 acres of property at 1270 Rosemont Road. Attached please find:

Final signed order and resolution
Legal description and Map
Notice to Taxing Districts from Oregon Department of Revenue
Filing Fee

Please contact me at 503-722-3423, or at ghoward@ci.west-linn.or.us if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Gordon H. Howard". The signature is written in a cursive, flowing style.

Gordon Howard
Staff Attorney



CITY OF
West Linn

September 15, 2008

Laura Dawson-Bodner
Metro Data Resource Center
600 NE Grand Ave.
Portland OR 97232

Dear Ms. Dawson-Bodner:

I have enclosed a check for \$300 to cover Metro processing fees for an annexation to the City of West Linn, city file # ANX 07-03, 16 acres located at 1270 Rosemont Road. I sent you all the application materials previously. Please contact me at 503-722-3423, or by email at ghoward@ci.west-linn.or.us, if you have any questions. Otherwise, please process the annexation.

Sincerely,

A handwritten signature in cursive script that reads "Gordon Howard". The signature is written in black ink and is positioned above the typed name.

Gordon Howard
Staff Attorney

RESOLUTION NO. 08-31
WEST LINN, OREGON

A RESOLUTION OF THE WEST LINN CITY COUNCIL PROCLAIMING THAT THE ANNEXATION OF A 16 ACRE PROPERTY AT 1270 ROSEMONT ROAD RECEIVED A MAJORITY VOTE AS A RESULT OF THE MAY 20, 2008 ELECTION AND WILL THUS BE ANNEXED INTO THE CITY OF WEST LINN, ADDED TO THE TRI-CITY SEWER SERVICE DISTRICT, AND REMOVED FROM THE COUNTY ENHANCED LAW ENFORCEMENT DISTRICT

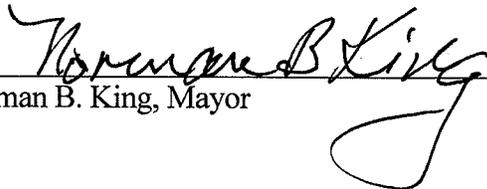
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST LINN, CLACKAMAS COUNTY, OREGON THAT:

- Section 1:** An election was held in and for the City of West Linn, Clackamas County, Oregon for the purpose of submitting to the legal voters of the City the question of whether to annex a 16-acre parcel of property at 1270 Rosemont Road.
- Section 2:** Tuesday, May 20, 2008 was designated the date for holding the election for the purpose of voting on the annexation.
- Section 3:** The election was conducted by the Clackamas County Elections Department, which established polling places, precincts, and election boards for the election.
- Section 4:** The precincts for said election constituted all of the territory included within the corporate limits of West Linn.
- Section 5:** The majority of voters voting in the May 20, 2008 election approved the annexation of the 16-acre parcel of property at 1270 Rosemont Road.

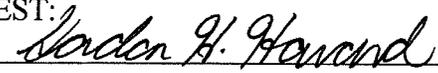
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF A 16 ACRE PROPERTY AT 1270 ROSEMONT ROAD RECEIVED A MAJORITY VOTE AS A RESULT OF THE MAY 20, 2008 ELECTION AND WILL THUS BE ANNEXED INTO THE CITY OF WEST LINN, ADDED TO THE TRI-CITY SEWER SERVICE DISTRICT, AND REMOVED FROM THE COUNTY ENHANCED LAW ENFORCEMENT DISTRICT:

This resolution is effective upon passage.

This resolution adopted this 21st day of July, 2008.



Norman B. King, Mayor

ATTEST:


Witness

**BEFORE THE WEST LINN CITY COUNCIL
FINAL ORDER**

Regarding the property owner request)
for a Step One Annexation of a 16.1 acres) ANX-07-03
located at 1270 Rosemont Road)

At the hearing date of December 10, 2007, the West Linn City Council held a meeting pursuant to the provisions of Community Development Code, Chapter 81 to consider the request of Terwilliger Plaza Foundation for a Step 1 Annexation approval of a proposed annexation of 16.1 acres at 1270 Rosemont Road. They concluded that:

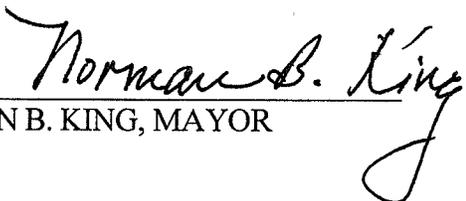
FINDINGS OF FACT

1. The City Council conducted a meeting on December 10, 2007 and heard and accepted the staff report and findings included therein.
2. The City Council found that the Step 1 Annexation request met the approval criteria of Community Development Code, Section 81.050, which included meeting Municipal Code, Section 2.920(1.) The Council found that the conditions necessary to process an annexation were met.
3. The City Council found that the proposal complies with the criteria of Metro Code, Section 3.09.050(d,) and that Section 3.09.050(e) was not applicable. The City has not adopted an annexation plan under ORS 195.065, and there are no urban service agreements in place for the area.
4. The City Council found that the proposal complies with the Comprehensive Plan, the Sanitary Sewer Master Plan, Water System Master Plan, and Storm Drainage Master Plan.
5. The City Council found that the proposed change will promote or not interfere with the timely, orderly, and economic provisions of public facilities and services. This site is adjacent and contiguous to recent development, and is timely, and will not interfere with economic provision of the public facilities or services. The County Enhanced Law Enforcement District is the only unit of government that would lose territory as a result of annexation to the City. The Tri-City Sewer Service District is the only service district that would add territory as a result of annexation to the City.

6. The City Council determined that the entire parcel is appropriately zoned R-10 (one dwelling per 10,000 square feet) if annexed into the city, because:
 - a. All land within West Linn along Rosemont Road between Salamo Road and Summit Drive is zoned R-10. The character of this street and this neighborhood of the city has thus been set. Three other recently annexed properties along Rosemont Road in this vicinity have been zoned R-10 upon annexation.
 - b. The entire site has significant natural constraints, consisting of moderate to steep slopes, large wooded areas, Tanner Creek, and an adjacent wetland. These factors lead to imposition of a lower R-10 zoning designation instead of the R-7 zoning requested by the applicant.

7. A motion was made and seconded to approve the Step 1 Annexation, including removal from the County Enhanced Law Enforcement District and annexation into the Tri-Cities Sewer Service District. The Step 1 Annexation was approved, with the following condition of approval:
 - a. Prior to the Step 2 hearing, the applicant shall execute a waiver of all potential claims pursuant to Ballot Measure 37, adopted in 2004, or Ballot Measure 49, adopted in 2007, against the City of West Linn.

This decision is final on the date it is signed. Necessary parties* can appeal to the Metro Boundary Appeals Commission within 10 days of this final decision, and citizens can appeal to LUBA within 21 days of this final decision.



 NORMAN B. KING, MAYOR

 DATE 12-20-2007

MAILED THIS 27 DAY OF December, 2007.

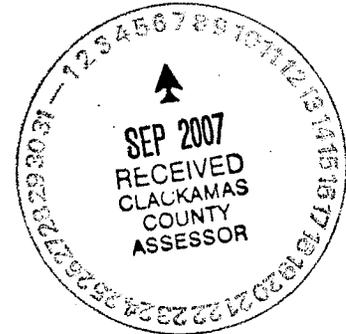
P/development review/Final Decisions 2007/Fin dec.anx0703(Step 1)

* "Necessary parties" are defined by Metro Code 3.09.020(j) as "any county, city or district whose jurisdictional boundary or adopted urban service area includes any part of the affected territory or who provides any urban service to any portion of the affected territory, Metro, and any other unit of local government ... that is a party to any agreement for provision of an urban service to the affected territory."

EXHIBIT A

The following real property situated in Clackamas County, Oregon, to wit:

Being parts of the Julia Ann Lewis and S.W. Shannon D.L.C.'s described as beginning at the northwest corner of the said Lewis Claim in T.2 S., R.1 E. of the W.M.; thence north 13° east 417.12 feet to a stone; thence east 15.84 feet to a bolt at the intersection of Parker Road No. 375 with the Oregon City-Hillsboro Road, and the true place of beginning of the tract to be described; thence in the center of said Parker Road south 26° 54' 30" east 979.81 feet to a bolt; thence continuing in the center of said Parker Road, south 22° 15' east 474.5 feet to an angle in said road; thence continuing in the center of said road south 62° 35' east 271.0 feet to a stone at the most westerly corner of the property conveyed to Valerian J. Bird and wife by deed recorded in Book 307, page 620, Deed Records; thence along the westerly line of said Bird Tract, north 21° 44' 30" east 464.9 feet to an old pipe on the line between the Lewis and Shannon Claims; thence continuing on the westerly line of said Bird Tract, north 20° 29' east 238.70 feet to an iron pipe at the most northerly corner of said Bird Tract; thence south 55° 18' east 431.5 feet to an old pipe on the westerly line of a tract conveyed to Reade M. Ireland by deed recorded July 14, 1943, in Book 310, page 133, Deed Records, which is the line between sections 25 and 26, T.2 S., R.1 E. of the W.M., thence north 0° 25' east on the section line 417.2 feet to the center line of the Oregon City-Hillsboro Road; thence on the center line of said road, north 77° 23' west 623 feet to an angle in said road; thence north 61° 22' west 990.4 feet to said true place of beginning, subject to the rights of the public in that portion thereof within the boundaries of the County Roads aforementioned.



2300

This map was prepared for assessment purpose only.

SE 1/4 SEC. 26 T.2S. R.1E. CLACKAMAS COUNTY

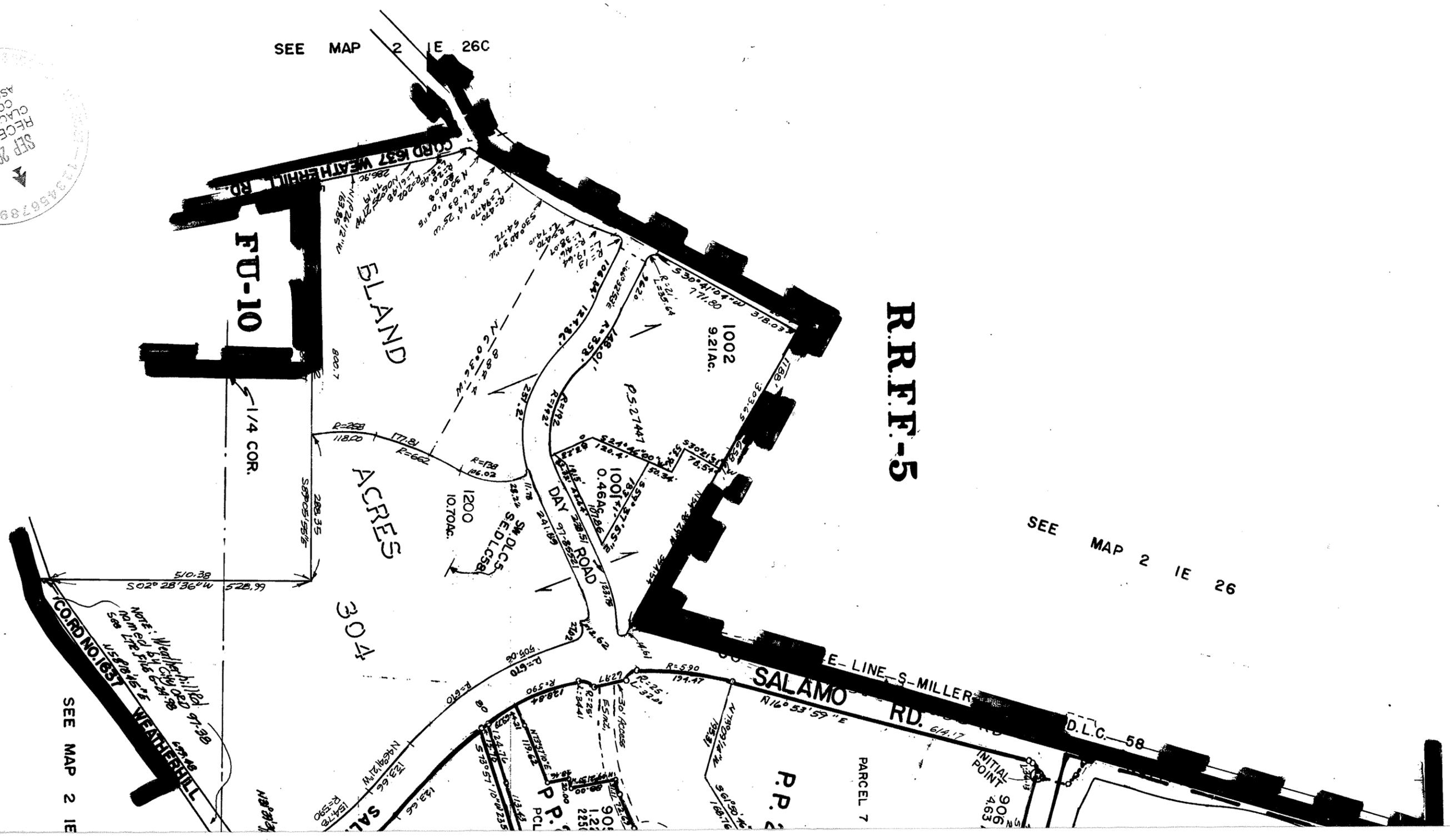
1" = 200'

2700

SEE MAP 2 IE 26

R.R.F.F.-5

SEE MAP 2 IE 26C



FU-10

1/4 COR.

SEE MAP 2 IE

SEP 2007
 RECEIVED
 CLACKAMAS COUNTY ASSESSE

CORD NO. 1637 WEATHERHILL
 NOTE: Weatherhill CD No. 1637 was filed by City of Clackamas on 11/27/06. See 11/27/06 CD No. 1637.

SALAMO RD.

E-LINE-S-MILLER RD.

BLAND ACRES

30.4

1002 9.21 AC.

1001 0.46 AC.

1200 10.70 AC.

P.P.

PARCEL 7

INITIAL POINT 906 4.63

D.L.C. 58

SAL

N.M. D.L.C.
JULIA ANN LEWIS NO. 54
WILLIAM BLAND NO. 55
SAMUEL MILLER NO. 58
S. SHANNON NO. 70

2 IE 26D

SEE MAP 2 IE 26A
SUPPLEMENTAL 1

SEE MAP 2 IE 26A
RD. ROSEMONT RD. NO. 82

3500
20000

FU-10/HL

P.P. 1997-144

3-31

FU-10

FU-10
3-31

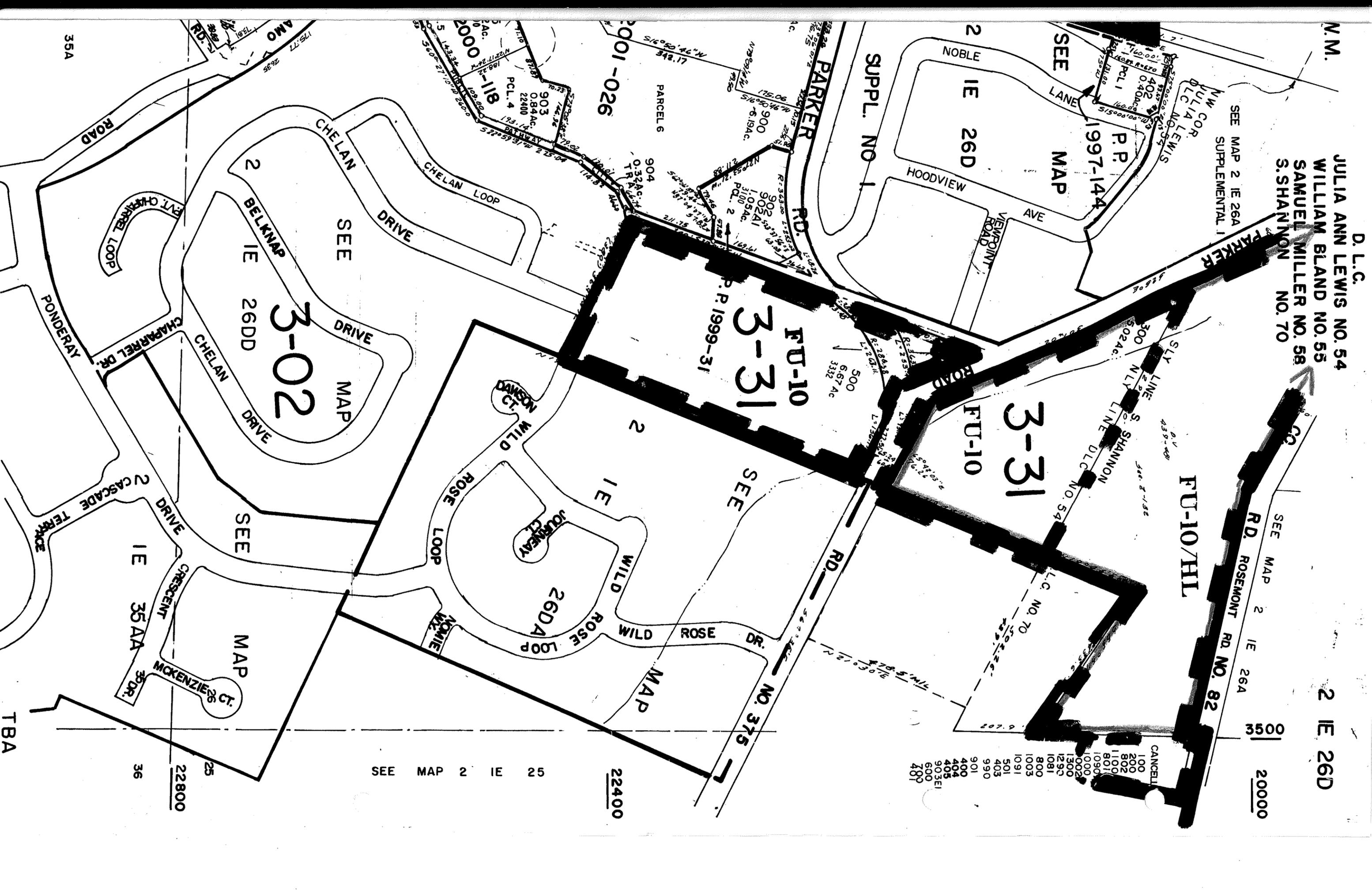
P.P. 1999-31

2001-026

22400

SEE MAP 2 IE 25

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