

Final Documents

For

Annexation to the
City of Lake Oswego

CL1103
Annexation #AN-03-0001
Ordinance 2360
DOR 3-1590-2003
SOS AN-2003-0157

Final to DOR: _____

Signature:

 _____

Date of

Mailing: 7/9/03

Final to Secretary of State: _____

Signature:

 _____

Date of

Mailing: 7/15/03

CL1103

Sent

Received

DOR:

7/9/03

7/14/02

Sec. State:

7/15/03

9/5/2003

Assessor:

7/15/03

Elections:

7/15/03

Mapped:

Yes

Assessor Information:

21E07CA00300
21E07DB04101

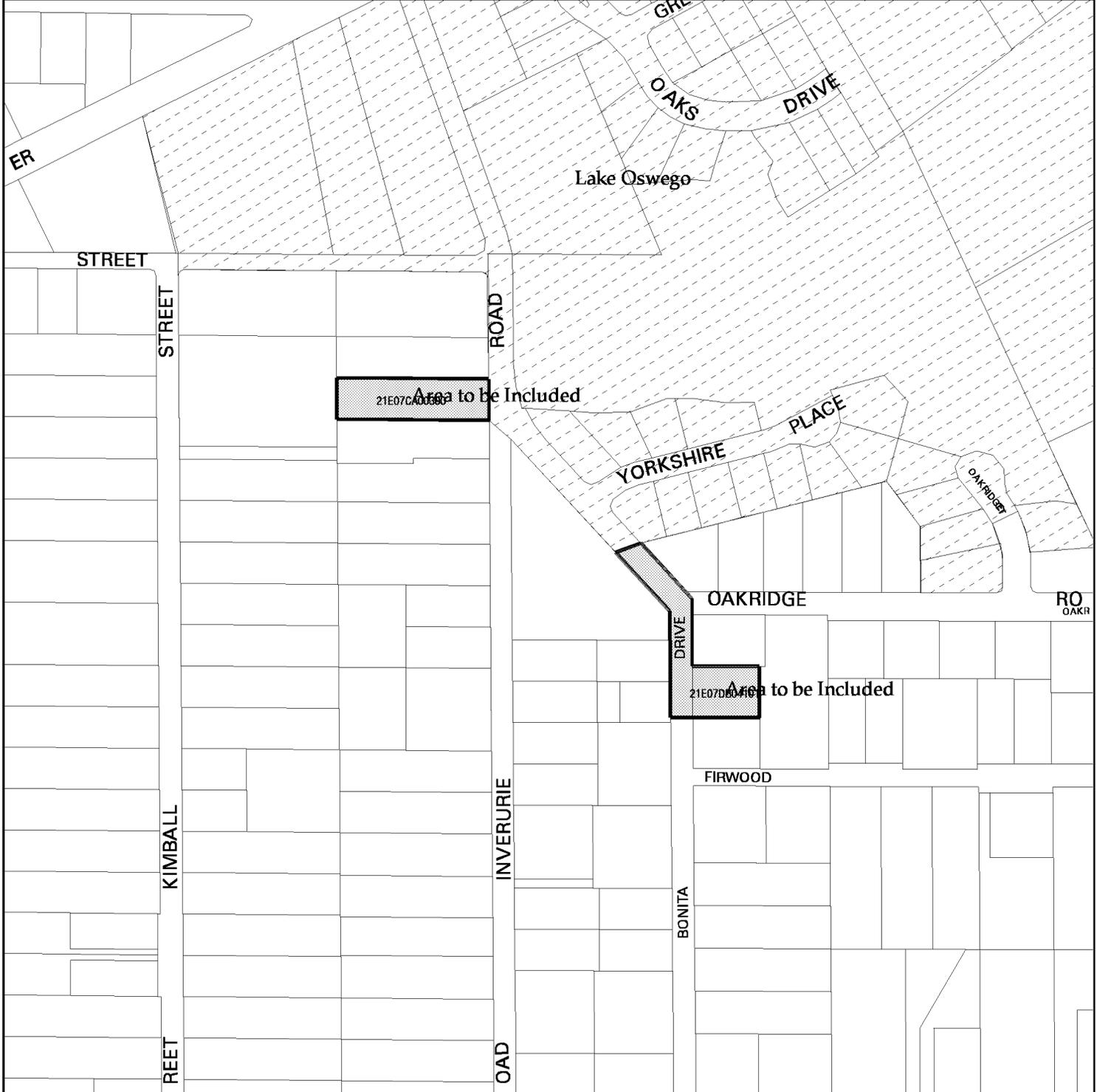
15883 Inverurie Road
16062 Banaire Avenue

Proposal No. CL1103

2S1W07

Annexation to the City of Lake Oswego

Clackamas Co.



R L I S
REGIONAL LAND INFORMATION SYSTEM



600 NE Grand Ave.
Portland, OR 97232-2736
Voice 503 797-1742
FAX 503 797-1909
Email drc@metro-region.org

METRO

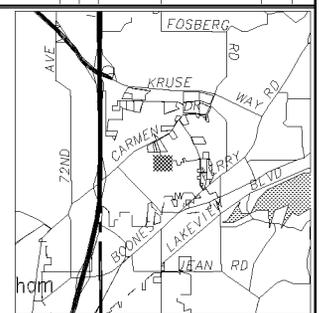
The information on this map was derived from digital databases on Metro's GIS. Care was taken in the creation of this map. Metro cannot accept any responsibility for errors, omissions, or positional accuracy. There are no warranties, expressed or implied, including the warranty of merchantability or fitness for a particular purpose, accompanying this product. However, notification of any errors will be appreciated.

- County lines
- City
- Annexation boundary

Urban Growth Boundary

Proposal No. CL1103
CITY OF LAKE OSWEGO
Figure 1

Scale: 1" = 250'



Notice to Taxing Districts

ORS 308.225



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

City of Lake Oswego
Budget Officer
PO Box 369
Lake Oswego, OR 97034

Description and Map Approved
July 14, 2003
As Per ORS 308.225

Description Map received from: METRO
On: 7/10/2003

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

ANNEX TO THE CITY OF LAKE OSWEGO & WITHDRAWAL FROM SEVERAL DIST.

ORD. #2360

has been: Approved 7/14/2003
 Disapproved

Notes:

Department of Revenue File Number: 3-1590-2003

Prepared by: Jennifer Dudley, 503-945-8666

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

Office of the Secretary of State

Bill Bradbury
Secretary of State



Archives Division
ROY TURNBAUGH
Director

800 Summer Street NE
Salem, Oregon 97310
(503) 373-0701

Facsimile (503) 373-0953

September 5, 2003

Metro
600 NE Grand Ave
Portland, OR 97232-2736

Dear Mr. Knight:

Please be advised that we have received and filed the following Annexation(s).

Ordinance(s):	City of:	Our File Number(s):
2360	Lake Oswego	AN 2003-0157
03-1011	Metro Boundary	SD 2003-0092
2003-138	Clackamas Co. SD	SD 2003-0091
2298	Lake Oswego	AN 2003-0168
03-1008	Oregon City	AN 2003-0169
03-1009	Oregon City	AN 2003-0170
214-03	Durham	AN 2003-0171
1143-03	Tualatin	AN 2003-0172
2003-06	Tigard	AN 2003-0173
2002-1137	Sherwood	AN 2003-0174
2003-1146	Sherwood	AN 2003-0175

All the above Final Order(s) determination of the effective date is subject to ORS199.461 and/or ORS 222.180 and/or ORS 222.750

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

Sincerely,

Rita F. Mathews
Official Public Documents

cc: County Clerk
ODOT/Highway Dept
PSU/Population Research Ctr.

ORDINANCE NO. 2360

AN ORDINANCE ANNEXING TO THE CITY OF LAKE OSWEGO, TWO PARCELS, COMPRISING IN THE AGGREGATE OF APPROXIMATELY 0.70 ACRES IN THE NORTH END OF INVERURIE ROAD AND THE NORTH END OF BONAIRE AVENUE, AND ADJACENT ROAD RIGHTS-OF-WAY; DECLARING CITY OF LAKE OSWEGO ZONING PURSUANT TO LAKE OSWEGO COMMUNITY DEVELOPMENT CODE 50.05.25; AND WITHDRAWING THE AREA FROM THE LAKE GROVE FIRE DISTRICT #57, THE CLACKAMAS COUNTY ENHANCED SHERIFF'S PATROL DISTRICT, AND THE SURFACE WATER MANAGEMENT AGENCY OF CLACKAMAS COUNTY; WHILE RETAINING THE PROPERTIES IN THE LAKE GROVE WATER DISTRICT #15 AND THE LAKE GROVE PARK DISTRICT. (TAX MAP 21E07CA, TAX LOT 300 AND TAX MAP 21E07DB, TAX LOT 4101) (AN 03-0001).

WHEREAS, annexation to the City of Lake Oswego of the territory shown in the map in Exhibit "A" and described below, would constitute a contiguous boundary change under ORS 222.111, initiated by petition from the property owner; and

WHEREAS, the City has received consent to the proposed annexation from 100 percent of the owners of land in the territory and not less than 50 percent of the electors residing within the territory, if any; and

WHEREAS, the part of the territory that lies within the Lake Grove Fire District #57 may, by operation of ORS 222.520, be withdrawn from that district immediately upon approval of the annexation; and,

WHEREAS, the part of the territory that lies within the Clackamas County Enhanced Sheriff's Patrol District may, by operation of ORS 222.520, be withdrawn from the district upon approval of the annexation; and,

WHEREAS, the part of the territory that lies within the Surface Water Management Agency of Clackamas County may, by operation of ORS 222.520, be withdrawn from that district immediately upon approval of the annexation; and,

WHEREAS, the City of Lake Oswego Community Development Code, 50.05.25, specifies that where the Comprehensive Plan Map requires a specific Zoning Map designation to be placed on the territory annexed to the City, such a zoning designation shall automatically be imposed on territory as of the effective date of the annexation; and,

WHEREAS, the Staff Report, which addresses applicable criteria, dated June 6, 2003, is hereby incorporated; and,

WHEREAS, this annexation is consistent with Chapter 14, Urbanization of the City of Lake Oswego's acknowledged Comprehensive Plan and Metro Code 3.09.050(b) and (d),

The City of Lake Oswego ordains as follows:

Section 1. The real property described as follows is hereby annexed to the City of Lake Oswego:

Property 1 (21E07CA 300-15883 Inverurie Road):

Lot 4, Block 1, Lake Forest, in the County of Clackamas, State of Oregon.

Property 2 (21E07DB 4101-16062 Bonaire Avenue):

Part of Lots 245 and 246, BRYANT ACRES PLAT 3, Clackamas County, Oregon, described as follows:

Beginning at a point on the East line of Bonaire Avenue, formerly Bonita Drive, that is 90 feet South of the South line of Oak Ridge Road; thence East parallel with the South line of Oak Ridge Road 120 feet; thence South parallel with the East line of Bonaire Avenue 90 feet; thence West parallel with the South line of Oak Ridge Road 120 feet to the East line of Bonaire Avenue; thence North along said East line of 90 feet to the point of beginning.

INCLUDING the following public rights-of-way:

A segment of public right of way, approximately 325 feet in length, located in the southeast quarter of Section 7, Township 2 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon; more particularly described as follows:

That portion of Bonaire Avenue:

Cut off on the north be a line beginning at the southwest corner of Lot 1, Block 2, Plat of Windfield Estates (Plat # 2934); said line thence proceeding southwesterly perpendicular to, and crossing, said Bonaire Avenue right of way;

And,

Cut off on the south by a line running parallel with and 180.00 feet of south of the south right of way line of Oak Ridge Road.

Section 2. The annexed area lies wholly within the following districts and will be retained within these districts upon the effective date of annexation:

Lake Grove Park District
Lake Grove Water District #15

Section 3. The annexed area lies within the following districts and will be withdrawn from these districts upon the effective date of annexation:

Lake Grove Fire District #57

Clackamas County Enhanced Sheriff's Patrol District
Surface Water Management Agency of Clackamas County

Section 4. In accordance with the Community Development Code 50.05.25, the City zoning designation of R-7.5 will be applied to both properties immediately upon the effective date of annexation.

In addition, in accordance with the Community Development Code 50.05.25, the City RP (Resource Protection) District Designation will be applied only to 21E07CA 300 (15883 Inverurie Road), as mapped, subject however to the right of the owner(s) of the parcel to request a hearing within 15 days following the date of decision to annex the territory pursuant to Community Development Code Article 50.16.

Section 5. The City Council hereby adopts the findings of facts and conclusions set forth in the above referenced staff report in support of this Annexation Ordinance.

Section 6.

a. Effective Date of Decision to Annex. Pursuant to Metro Code 3.09.050(f), the effective date of this annexation decision shall be immediately upon adoption, unless a governmental entity that qualifies as a "necessary party" under Metro Code 3.09.020(j) has contested this annexation, in which event this annexation decision shall be effective on the 10th day following the mailing of this ordinance by the City Recorder to Metro and to all necessary parties who appeared in this proceeding.

b. Effective Date of Annexation Ordinance. Pursuant to Lake Oswego City Charter, Section 34, this ordinance shall be effective on the 30th day after its enactment.

c. Effective Date of Annexation. Following the filing of the annexation records with the Secretary of State as required by ORS 222.177, this annexation shall be effective upon the later of either:

1. the 30th day following the date of adoption of this ordinance; or
2. the date of filing of the annexation records with the Secretary of State.

provided however that pursuant to ORS 222.040(2), if the effective date of the annexation as established above is a date that is within 90 days of a biennial primary or general election or after the deadline for filing notice of election before any other election held by any city, district or other municipal corporation involved in the area to be annexed, then the effective date of the annexation shall be delayed until, and the annexation shall become effective on, the day after the election.

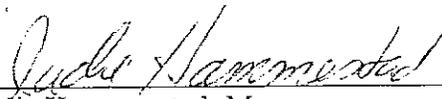
Section 7. Mailing Copies of this Ordinance: Metro Notice.

Within 30 days following the date of adoption,

- (a) The City Recorder is hereby directed to mail a copy of this ordinance to all persons and governmental entities that appeared at the public hearing and requested a copy of the ordinance following adoption.
- (b) The City Recorder shall mail a copy of this ordinance together with the applicable mapping and notice fee charged by Metro pursuant to Metro Code 3.09.110, to Metro Data Resource Center, 600 NE Grand Ave., Portland, OR 97232.

Read by title only and enacted at the regular meeting of the City Council of the City of Lake Oswego held on July 1st day of July, 2003.

AYES: Mayor Hammerstad, Hoffman, Graham, Peterson, McPeak,
Turchi, Rohde
NOES: none
ABSTAIN: none
EXCUSED: none



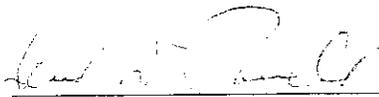
Judie Hammerstad, Mayor

Dated: July 1, 2003

ATTEST: 

Robyn Christie, City Recorder

APPROVED AS TO FORM:



David D. Powell
City Attorney

L:\Annexations\2003 Annexation Case Files\AN 03-0001\ORDINANCE 2360.doc

Annexation to the City of Lake Oswego

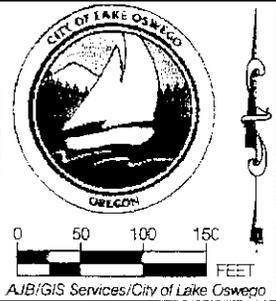
AN 03-0001/Ordinance 2360

Effective Date:

7/31/03

21E07DB TL 4101
21E07CA TL 300

Comprehensive Plan Designation= **R-7.5**, Residential
Zoning= **R-7.5**, Residential
County Zoning= **R-8.5**, Residential



Areas Annexed

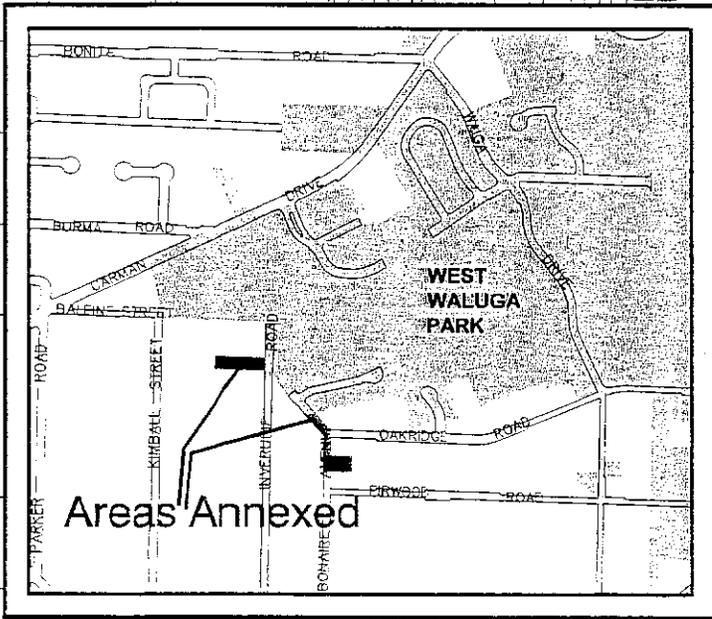
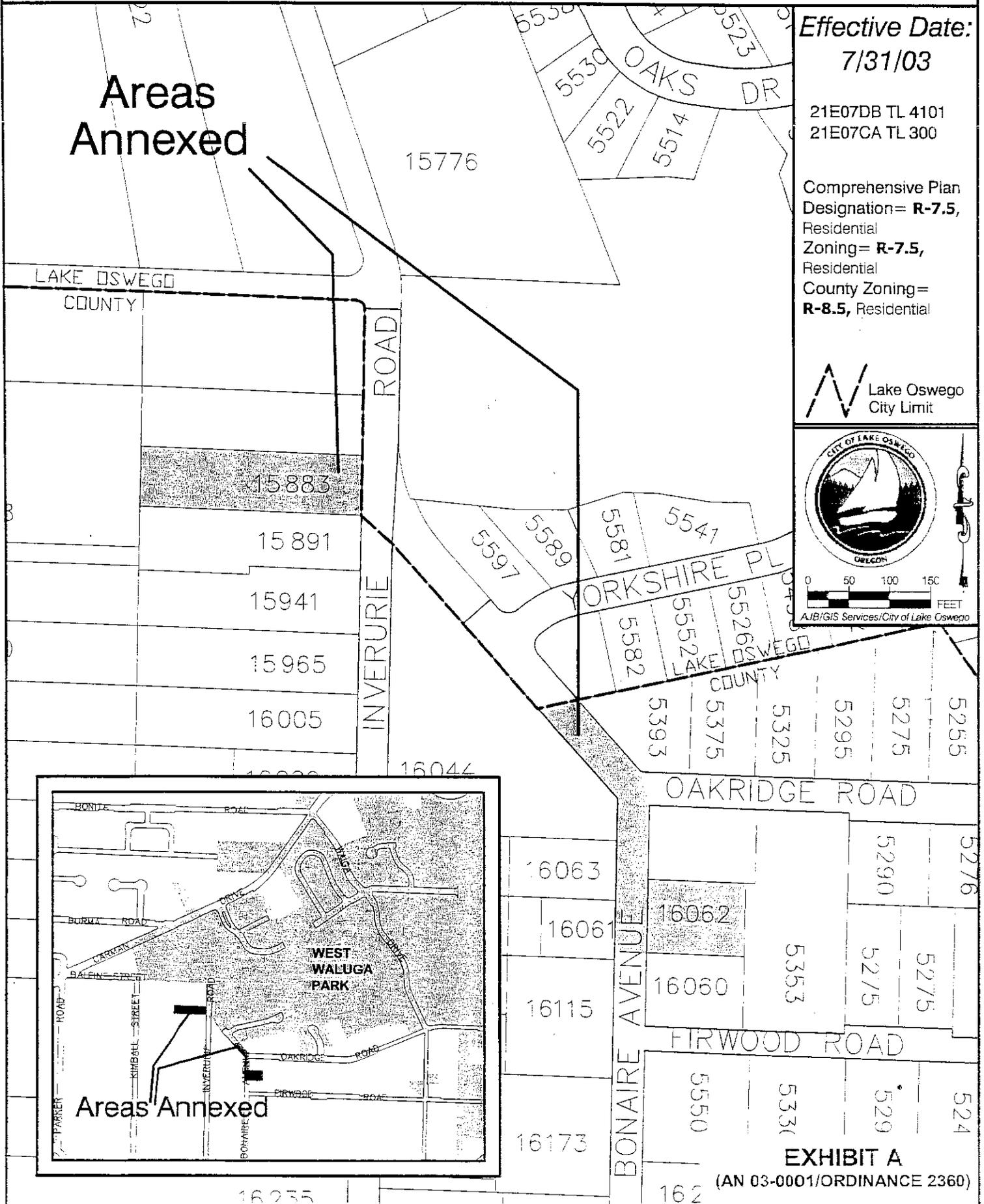


EXHIBIT A

(AN 03-0001/ORDINANCE 2360)