

Final Documents

For

Annexation to the
City of Lake Oswego

CL1203
Ord. #2298
Annexation #AN-01-0004
DOR 3-1591-2003
SOS AN-2003-0168

Final to DOR: _____

Signature:

Date of
Mailing: 7/22/03

Final to Secretary of State: _____

Signature:

Date of
Mailing: 8/4/03

CL1203

Sent

Received

DOR: 7/22/03 8/1/03

Sec. State: 8/4/03 9/5/03

Assessor: 8/4/03

Elections: 8/4/03

Mapped: Yes

Assessor Information:

21E18CA00800

18175 Pilkington Road

Proposal No. CL1203

2S1E18

Annexation to the City of Lake Oswego

Clackamas Co.



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,

County lines

City

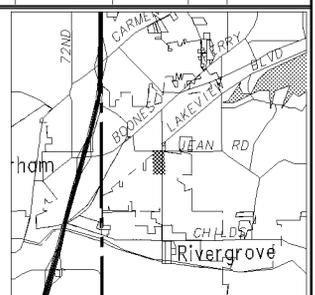
Annexation boundary

Urban Growth Boundary

Proposal No. CL1203
CITY OF LAKE OSWEGO
Figure 1

Scale: 1" = 250'

0 200 400



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 31, 2003
As Per ORS 308.225

Description Map received from: METRO
On: 7/23/2003

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. #2298

has been: Approved 7/31/2003
 Disapproved

Notes:

Department of Revenue File Number: 3-1591-2003

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.



Community Development Planning Division

Memorandum

TO: Carol Hall
Metro Data Resource Center

FROM: Sidaro Sin, Associate Planner 
Planning Division

DATE: July 21, 2003

SUBJECT: Final Boundary Change Submission for AN 01-0004 (Ordinance 2298),
Conditional Approval by City Council on July 17, 2001

Please note that the City Council conditionally approved this annexation in July 2001. We are submitting the attached at this time because on July 15, 2003, the applicants/owners satisfied the conditions of the annexation.

Attached please find:

- Final signed resolution, order or ordinance (with legal description)
- Final map(s)
- Filing fee

Property information:

18175 Pilkington Road (Tax Map 21E18CA; Tax Lot 00800)

This is being sent to you as required by Metro Code 3.09.030 (e). Any questions should be directed to me at:

City of Lake Oswego
P.O. Box 369
Lake Oswego, OR 97034
(503) 697-7421

Thank you.

ORDINANCE NO. 2298

AN ORDINANCE ANNEXING ONE PARCEL ON PILKINGTON ROAD AND THE FULL RIGHT OF WAY OF PILKINGTON ROAD ABUTTING THE PARCEL AND AN ADDITIONAL PORTION NORTH, TO THE CITY LIMITS, COMPRISING 1.78 ACRES IN THE AGGREGATE, TO THE CITY OF LAKE OSWEGO (18175 SW PILKINGTON ROAD, TAX MAP 21E18CA, TAX LOT 800); DECLARING CITY OF LAKE OSWEGO ZONING PURSUANT TO THE LAKE OSWEGO CODE 49.62.1600; AND WITHDRAWING THE AREA FROM THE LAKE GROVE FIRE DISTRICT #57, THE SURFACE WATER MANAGEMENT AGENCY OF CLACKAMAS COUNTY AND THE CLACKAMAS COUNTY ENHANCED SHERIFF'S PATROL DISTRICT, WHILE RETAINING THE PARCEL WITHIN THE RIVERGROVE WATER DISTRICT #14, AND THE LAKE GROVE PARK DISTRICT AND ADOPTING FINDINGS No. AN-01-0004-1427

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 a motion of the City as outlined in ORS 222.111(2); and

WHEREAS, the City has received consents to the proposed annexation from 100 percent of the owners of land in the territory and 100 percent of the electors residing within the territory; and

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

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

WHEREAS, the part of the territory that lies within the Lake Grove Park District would remain within the district upon approval of the annexation; and

WHEREAS, the part of the territory that lies within the Rivergrove Water District would remain within the district upon approval of the annexation; and

WHEREAS, the City of Lake Oswego Development Code, LOC Chapter 49.62.1600(1), 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 Planning Staff Report, which addresses applicable criteria, dated June 1, 2001, is hereby incorporated; and

WHEREAS, Special circumstances are set forth in the Staff Report; 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, upon compliance with the following conditions of annexation:

- a. The owner(s) shall submit an application for review and receive approval of the minor partition from the City. The final plat of the partition shall be recorded with Clackamas County within 2 years from the date of enactment of this ordinance. The property will not be made a part of the City of Lake Oswego until the final plat of the minor partition is recorded.
- b. The owner(s) shall record a covenant with Clackamas County, as an obligation running with the land, to connect to a public sewer system if either it is physically located within 500 feet of the boundaries of the subject property or there is a planned installation (by local improvement district, zone of benefit or otherwise) of a public sewer line to be located within 500 feet of the subject property regardless of whether or not the septic system on the subject property is operating properly at that time. This covenant is in addition to any other obligation of law to connect to a public sewer system and not in lieu thereof.

is hereby annexed to the City of Lake Oswego:

A tract of land located in the south half of Section 18, Township 2 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon; more particularly described as follows:

All of Lot 20, Replat of a portion of Rosewood (Plat #502);

Including therewith the west half of Pilkington Road (County Road No. 2334) (width varies from 31.97 feet to 32.44 feet). Said road is cutoff on the north by the easterly projection of the south lien of Lot 16, of said Replat of a portion of Rosewood and is cutoff on the south end by the easterly projection of the south line of said Lot 20.

Also Including therewith the east half of said Pilkington Road (width 25 feet). Said road is cutoff on the north end by the south line of Jean Road which is the current corporate limit of the City of Lake Oswego and is cutoff on the south end by the easterly projection of the south line of said Lot 20.

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
Rivergrove Water District

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
Clackamas County Surface Water Management Agency

Section 4. Zoning Designation. In accordance with LOC 49.62.1600, the City zoning designation of R-7.5 as shown in Exhibit "A" will be applied on the entire parcel upon the effective date of annexation.

Section 5. Adoption of Findings and Conclusions. The City Council hereby adopts the Findings and Conclusions, No. AN-01-0004-1427 attached as Exhibit "B" in support of this Annexation Ordinance.

Section 6. Effective Dates.

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 occur 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 (City staff shall not file this annexation ordinance with Metro or with the Secretary of State until such time as the conditions for annexation set forth in Section 1 have been complied with. The presentation of this ordinance to Metro and the Secretary of State shall constitute a conclusive presumption that the foregoing conditions have been fully satisfied, such that neither Metro nor the Secretary of State need independently determine if the conditions for annexation have been met.);

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. Upon owner's compliance of the condition of approval for the annexation Section 1(a) and (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 17th day of July, 2001.

AYES: Mayor Hammerstad, Rohde, Turchi, Graham, McPeak, Hoffman

NOES: None

ABSTAIN: None

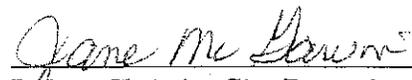
EXCUSED: Schoen



Judie Hammerstad, Mayor

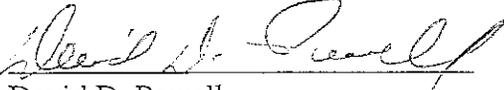
Dated: July 18, 2001

ATTEST:



~~Rhyn Christie, City Recorder~~
Jane McGarvin, Deputy City Recorder

APPROVED AS TO FORM:



David D. Powell
City Attorney

M:\Ord\2298-Annexation-PlkgtonRd.doc

Annexation to the City of Lake Oswego

AN 01-0004/Ordinance 2298

T2SRIE
SECTION 18



SCALE:
1" = 150'



GEOGRAPHIC
INFORMATION
SYSTEM

7/17/01

JEAN ROAD

LAKE OSWEGO
CLACKAMAS COUNTY
902 5650

TAMARA AVE.

PILKINGTON ROAD

R-7.5

Area Annexed

EXHIBIT
A
Ord 2298

