

Preliminary Documents

For

Annexation to the
City of Lake Oswego

CL2506

Ordinance #2456

DOR 3-1740-2006

Sec. State: AN-2006-0232

Property Information:

21E04BA01801
21E04BA02000
21E04BA00301

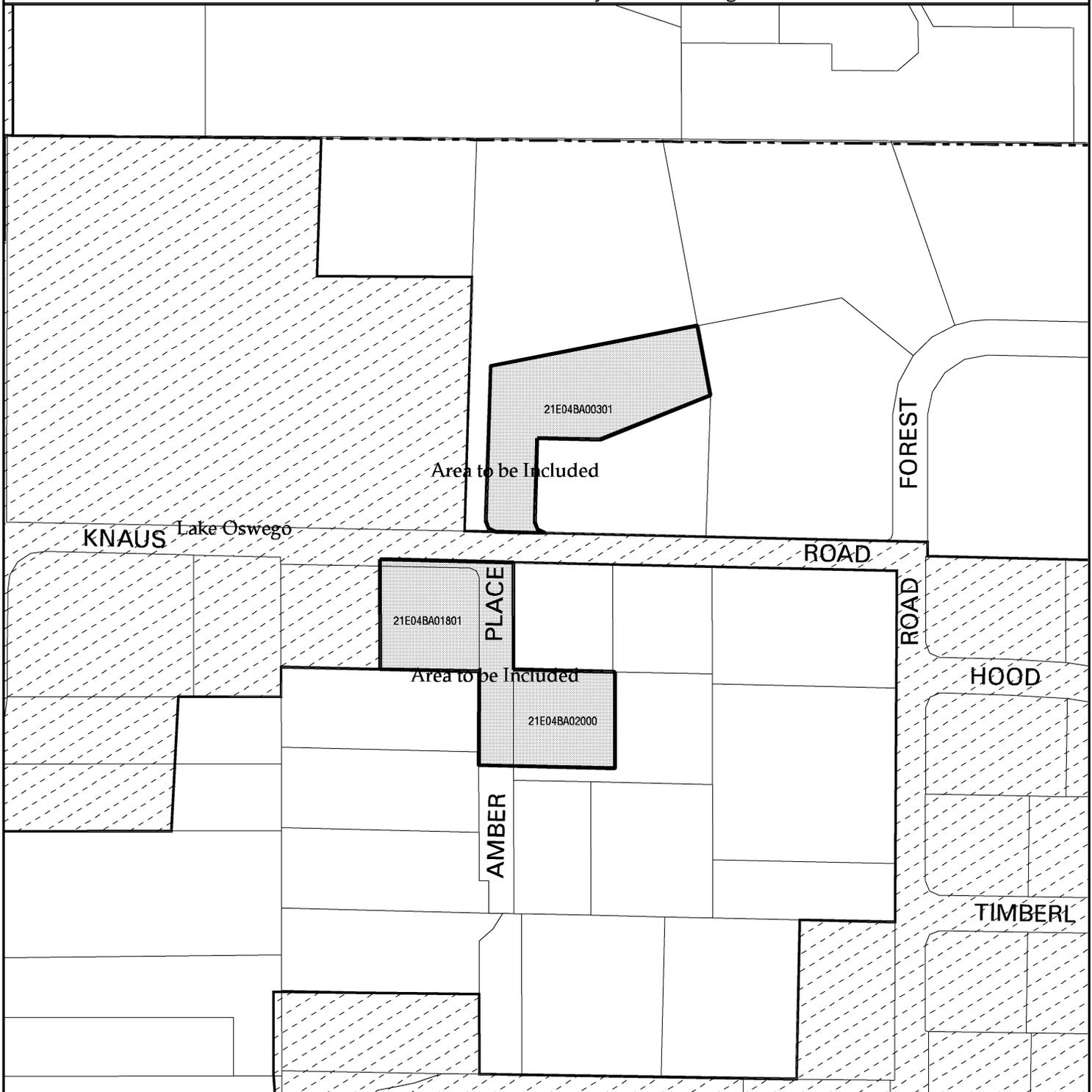
13059 Amber Place
13080 Amber Place
13803A Knaus Road

Proposal No. CL2506

2S1E04

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

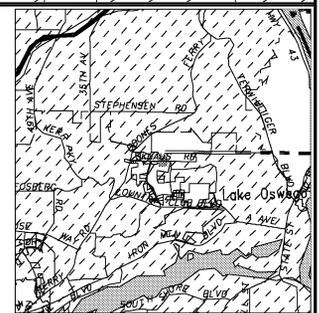
City

Annexation boundary

Urban Growth Boundary

Proposal No. CL2506
CITY OF LAKE OSWEGO
Figure 1

Scale: 1" = 200'



Office of the Secretary of State

BILL BRADBURY
Secretary of State



Archives Division
MARY BETH HERKERT
Director

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

Facsimile (503) 373-0953

July 27, 2006

Metro
Robert Knight
600 NE Grand Ave
Portland, Oregon 97232-2736

Dear Mr. Knight:

Please be advised that we have received and filed, as of July 27, 2006, the following records annexing territory to the following:

Ordinance/Resolution Number(s)	Our File Number
OR NO 2456 (Lake Oswego)	AN 2006-0232
OR NO 06-1003 (Oregon City)	AN 2006-0233
OR NO 2006-11 (Forest Grove)	AN 2006-0234
OR NO 5624 (Hillsboro)	AN 2006-0235
OR NO 06-152 (Clean Water Services District)	SD 2006-0086

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 Lake Oswego Planning Dept.
 Attn: Annexation Planner
 PO Box 369
 Lake Oswego, OR 97034

Description and Map Approved
June 30, 2006
As Per ORS 308.225

Description Map received from: CITY
 On: 6/23/2006

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

ANNEX TO CITY OF LAKE OSWEGO; WITHDRAW FROM LAKE SHORE FD #57 AND
 CLACK. CO. ESPD

ORD. #2456 (AN 06-0003)

has been: Approved 6/30/2006
 Disapproved

Notes:

Department of Revenue File Number: 3-1740-2006

Prepared by: Carolyn Sunderman, 503-945-8882

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

ORDINANCE NO. 2456

AN ORDINANCE ANNEXING TO THE CITY OF LAKE OSWEGO THREE PARCELS COMPRISING APPROXIMATELY 1.97 ACRES (13059 AND 13080 AMBER PLACE; 13083A KNAUS ROAD); DECLARING CITY OF LAKE OSWEGO ZONING PURSUANT TO LAKE OSWEGO COMMUNITY DEVELOPMENT CODE 50.05.25; AND REMOVING THE PARCELS FROM CERTAIN DISTRICTS (AN 06-0003).

WHEREAS, annexation to the City of Lake Oswego of the territory shown in the map in Attachment "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 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 May 22, 2006, 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:

Three tracts of land located in the northwest quarter of Section 4, Township 2 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon; more particularly described as follows:

Tract 1: (21E04BA00301 – 13083A Knaus Road)

A part of that certain tract of land described in Recorder's Fee No. 78-50463 and Fee No. 79-05404, Deed Records, Clackamas County, Oregon, more particularly described as follows:

Beginning at a 5/8" iron rod at the northwest corner of Lot 6, FOREST MEADOWS (Plat # 1395), which corner is also the southeast corner of a tract conveyed to Glenn R. Percival, et ux, as recorded in Book 617, Page 260, Deed Records;

thence South 79° 22' 50" West along the southerly line of said tract of land conveyed to said Percival, 300.89 feet to a 5/8" iron rod;

thence South 01° 53' 50" West parallel with and 30.00 feet distant when measured at right angles to the westerly line of said Percival tract, 219.29 feet to a 5/8" iron rod and point of curve;

thence southeasterly along a curve to the left having a radius of 15.00 feet through a central angle of 90° 29' 30", 23.69 feet to a 1/2" iron pipe in the northerly right of way line of Knaus Road;

thence South 88° 35' 40" East along said northerly right of way line, 70.00 feet to a 5/8" iron rod;

thence leaving said northerly right of way line, northwesterly along a curve to the right having a radius of 15.00 feet through a central angle of 90° 29' 30", 23.69 feet to a 5/8" iron rod;

thence North 01° 53' 50" East, 118.00 feet to a 5/8" iron rod;

thence South 88° 35' 40" East, 90.00 feet to a 5/8" iron rod;

thence North 68° 30' 40" East, 169.50 feet to a 5/8" iron rod and angle point in the westerly line of said Lot 6, FOREST MEADOWS;

thence North 10° 41' 20" West, 100.26 feet to the point of beginning.

Tract 2: (21E04BA01801 – 13059 Knaus Road)

All of Parcel 2, Partition Plat 2005-033, plat records of Clackamas County, Oregon.

Tract 3: (21E04BA02000 – 13080 Amber Place)

The Westerly 145.00 feet of the Southerly 155.85 feet of the following described property:

Beginning at a point in the East line of the northwest quarter of said Section 4, 583.99 feet southerly from the quarter corner on the North line of said Section 4, said point being also on the Northerly line of the Josiah Franklin DLC No. 43;

thence North 88° 35' 30" West along said Northerly DLC line 304 feet to an iron stake, which is the **TRUE POINT OF BEGINNING**,

thence continuing North 88° 35' 30" West along said Northerly DLC line 284.00 feet;

thence South 00° 03' East, 326.85 feet;

thence South 88° 35' 30" East, parallel and 326.85 feet distant at right angles from said Northerly DLC line, 284.00 feet;

thence North 00° 03' West, 326.85 feet to the **TRUE POINT OF BEGINNING**.

EXCEPTING that portion conveyed to Donald Hudson by deed Recorded August 22, 1965, in Book 662, Page 7, Recorder's Fee No. 14405, Clackamas County Deed Records.

TOGETHER WITH the following two public right of way segments:

Segment 1: All that portion of Amber Place lying north of the westerly projection of the south line of the above described Tract 3.

Segment 2: A 10.00 foot wide strip of Knaus Road lying adjacent to and north of the above described Tract 2 and dedicated by said Partition Plat 2005-033.

Section 2. The annexed area lies within the Lake Grove Park District and will be retained within this district upon the effective date of annexation:

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

Section 4. In accordance with the Community Development Code 50.05.25, the City zoning designation of R-10 will be applied to 21E04BA 00301 and 21E04BA 02000 and

the City zoning designation of R-7.5 will be applied to 21E04BA 01801 immediately upon the effective date of annexation.

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.

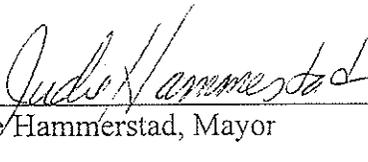
Read by title only and enacted at the regular meeting of the City Council of the City of Lake Oswego held on _____ day of _____, 2006.

AYES: Mayor Hammerstad, Graham, Groznik, Peterson,
McPeak, Turchi

NOES: none

ABSTAIN: none

EXCUSED: Hoffman



Judie Hammerstad, Mayor

Dated: June 20, 2006

ATTEST:



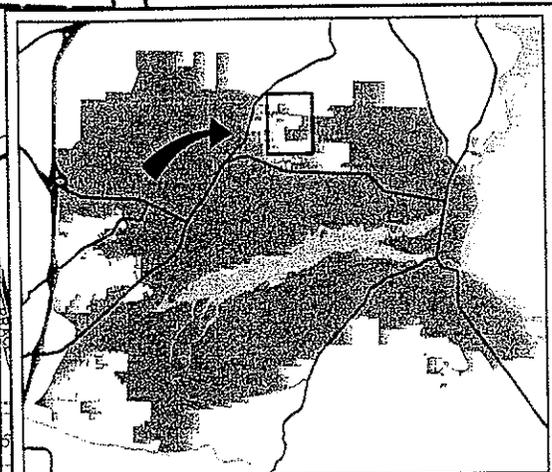
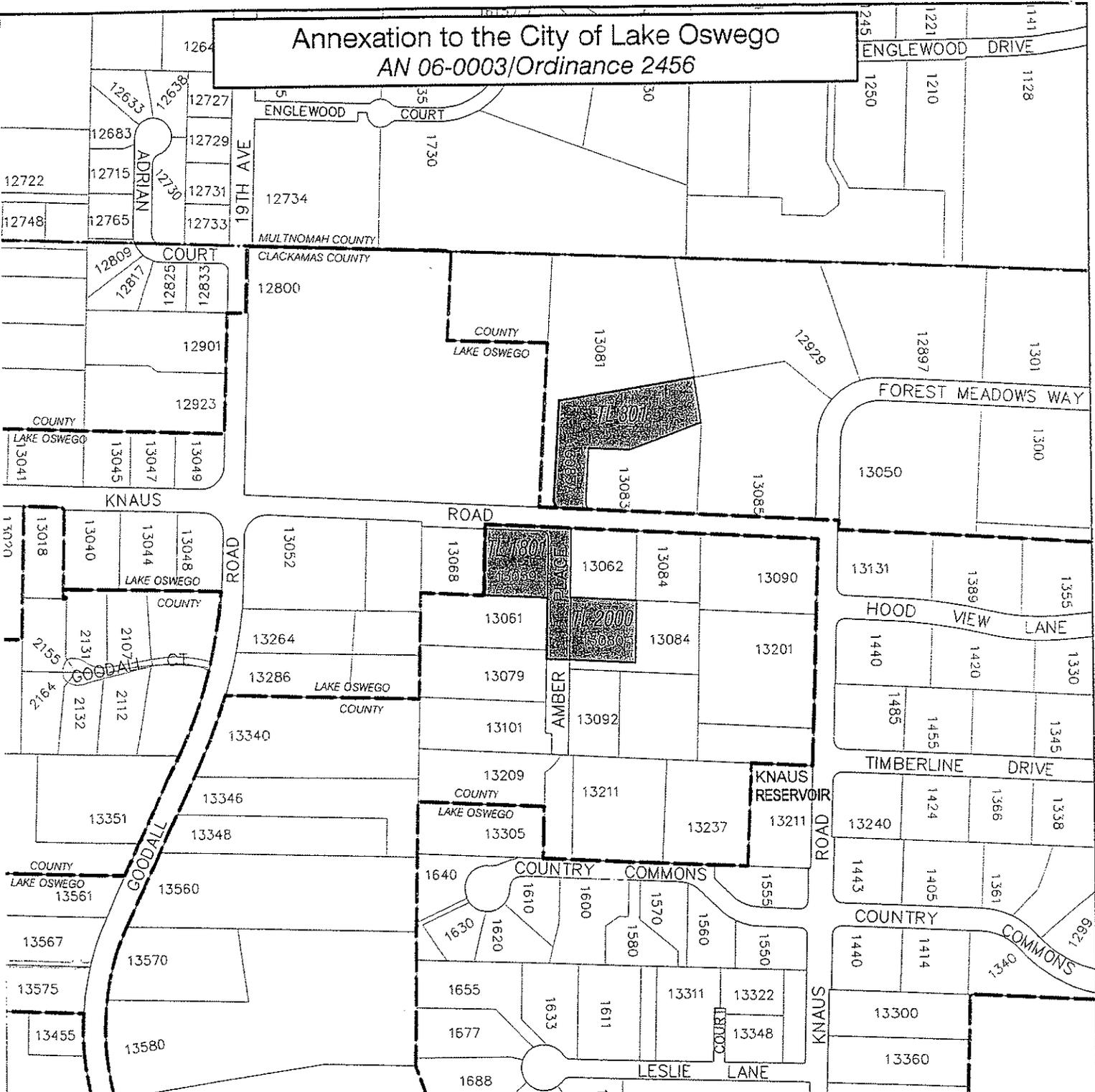
Robyn Christie, City Recorder

APPROVED AS TO FORM:



David D. Powell
City Attorney

Annexation to the City of Lake Oswego AN 06-0003/Ordinance 2456



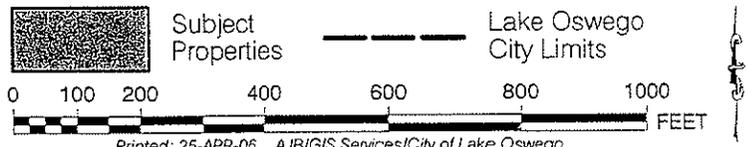
Effective Date: 7/20/06

Map and Lot #: 21E04BA TL 301, 1801 & 2000

City of Lake Oswego:
 COMPREHENSIVE PLAN= R-7.5, Residential (TL 1801)
 & R-10, Residential (TL 301 & 2000)
 ZONING= R-7.5, Residential (TL 1801)
 & R-10, Residential (TL 301 & 2000)

Clackamas County:
 ZONING= R-20, Residential

ATTACHMENT A (AN 06-0003/ORDINANCE 2456)



LEGAL DESCRIPTION AN 06-0003

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