

Final Documents

For

Annexation to the  
**City of Lake Oswego**

CL4604

Ord.# 2402

DOR 34-1654-2004

Sec. State: AN-2004-0270

Final to Secretary of State: \_\_\_\_\_

Signature:

  
\_\_\_\_\_

Date of

Mailing: \_\_\_\_\_ 12/20/04 \_\_\_\_\_

**CL4604**

Sent

Received

DOR: by City 12/13/04

Sec. State: 12/20/04 12/27/04

Assessor: 12/20/04

Elections: 12/20/04

Mapped: Yes

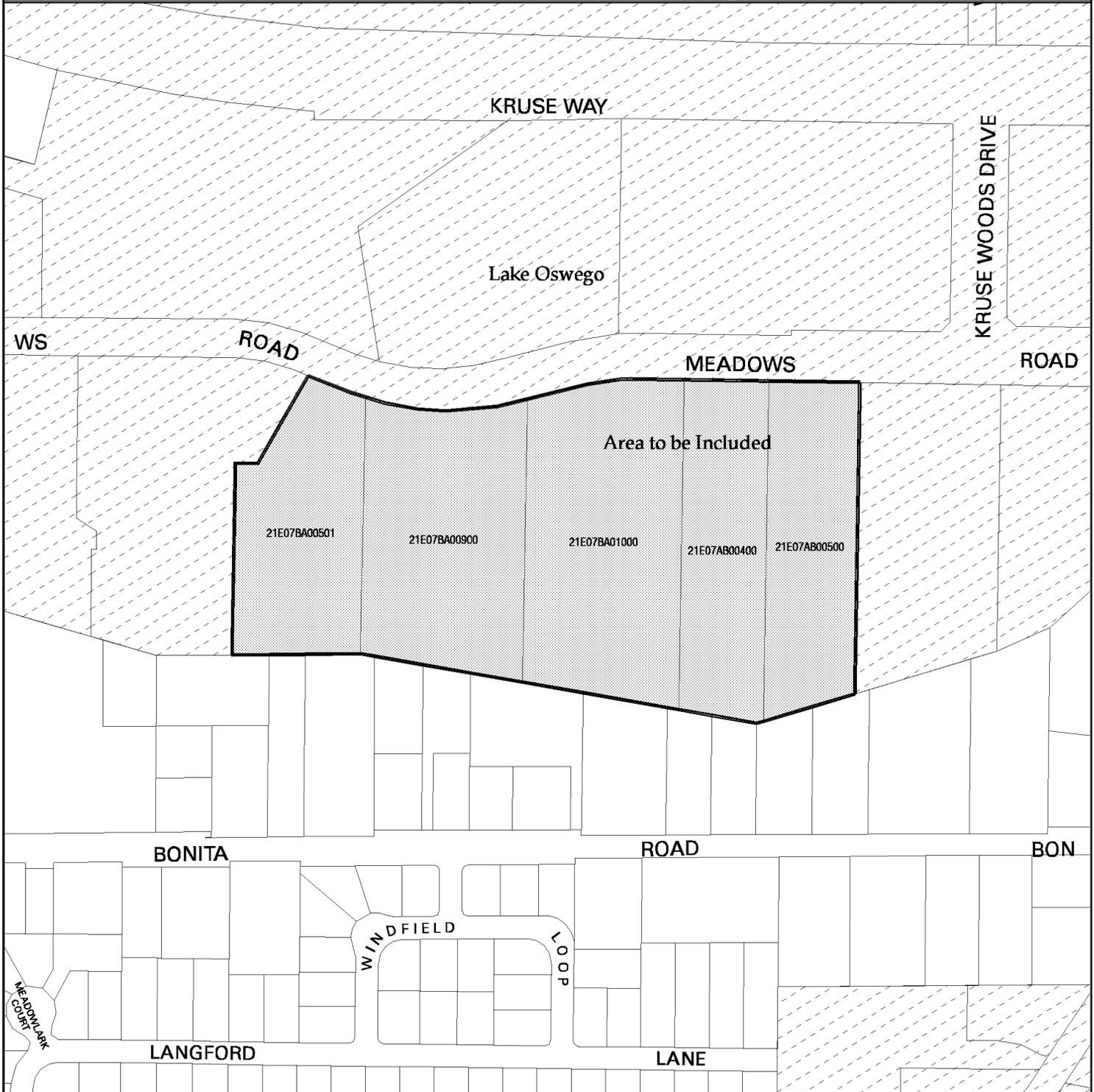
Properties:	TLID	ADDRESS
	21E07BA00501	No Site Address
	21E07BA01000	No Site Address
	21E07AB00400	No Site Address
	21E07AB00500	No Site Address
	21E07BA00900	No Site Address

# Proposal No. CL4604

2S1E07

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

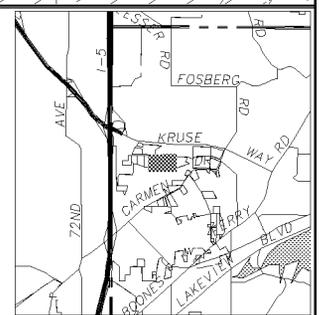
City

Annexation boundary

Urban Growth Boundary

Proposal No. CL4604  
CITY OF LAKE OSWEGO  
Figure 1

Scale: 1" = 250'



Office of the Secretary of State  
Bill Bradbury  
Secretary of State



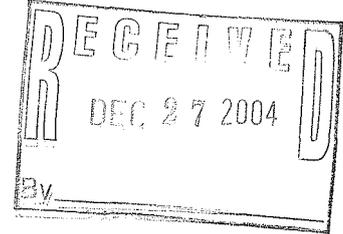
Archives Division  
ROY TURNBAUGH  
Director

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

Facsimile (503)373-0953

December 22, 2004

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



Dear Mr. Knight:

Please be advised that we have received and filed, as of December 22, 2004, the following records annexing territory to the following:

Ordinance/Resolution Number(s)	Our File Number
ORD NO 04-11	AN 2004-0268 (Tigard)
ORD NO 292	AN 2004-0269 (Happy Valley)
ORD NO 2402	AN 2004-0270 (Lake Oswego)
ORD NO 178891	AN 2004-0271 (Portland)
ORD NO 5442	AN 2004-0272 (Hillsboro)
ORD NO 5444	AN 2004-0273 (Hillsboro)
ORD NO 5433	AN 2004-0274 (Hillsboro)
ORD NO 1175-04	AN 2004-0275 (Tualatin)

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

# Notice to Taxing Districts

ORS 308.225

DOR 3-1654-2004

NOV 04 - 2004



OREGON  
DEPARTMENT  
OF REVENUE

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

RECEIVED

NOV 19 2004

CITY OF LAKE OSWEGO  
Dept. of Planning & Development

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

**Description and Map Approved**  
**November 17, 2004**  
**As Per ORS 308.225**

Description     Map received from: CITY  
On: 10/27/2004

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

ANNEX TO CITY OF LAKE OSWEGO; WITHDRAW FROM TUALATIN VALLEY F&R  
AND CLACK CO ENHANCED SPD

ORD. #2402

has been:     Approved            11/17/2004  
                   Disapproved

Notes:

Department of Revenue File Number: 3-1654-2004

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
- Establishment of Tax Zone

**ORDINANCE NO. 2402**

**AN ORDINANCE ANNEXING TO THE CITY OF LAKE OSWEGO, FIVE PARCELS COMPRISING IN THE AGGREGATE, APPROXIMATELY 13.16 ACRES IN THE VICINITY OF MEADOWS ROAD; DECLARING CITY OF LAKE OSWEGO ZONING PURSUANT TO COMMUNITY DEVELOPMENT CODE 50.05.25, AND WITHDRAWING THE AREAS FROM TUALATIN VALLEY FIRE & RESCUE #64 AND THE CLACKAMAS COUNTY ENHANCED SHERIFF'S PATROL DISTRICT; WHILE RETAINING THE AREAS WITHIN THE LAKE GROVE PARK DISTRICT AND THE LAKE GROVE WATER DISTRICT #15. (TAX MAP/LOTS - 21E07BA00501, 00900 & 01000 AND 21E07AB00400 & 00500; FILE AN 04-0010)**

WHEREAS, annexation to the City of Lake Oswego of the territory shown in the map in Attachment "A" and described below is requested by the property owner; and,

WHEREAS, the part of the territory that lies within the boundaries of Tualatin Valley Fire and Rescue 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 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 October 1, 2004, 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:

[ED1]

**Tract 1 (21E07BA TL 501- No Situs address)**

A tract of land located in the northwest 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 Lot 10, BONITA MEADOWS (Plat #285), described as follows:

Beginning at the northeast corner of said Lot 10;

thence South along the east line thereof, 545.77 feet to the southeast corner thereof;

thence South 89° 26' West along the south line thereof 227.50 feet;

thence North 00° 16' East, 329 feet, more or less, to the southwest corner of that tract of a land described in deed to Barbara S. Bliven, recorded September 03, 1975, as Fee No. 75-25668;

thence South 89° 44' East along the south line of said Bliven tract 40.00 feet to the southeast corner thereof;

thence northeasterly along the southeasterly line of said Bliven tract 248.24 feet, more or less, to the northeast corner of said Bliven tract at a point on the north line of said Lot 10;

thence East along the north line of said Lot 10, 67.00 feet to the place of beginning. [BD2]

**Tract 2 (21E07BA TL900– No Situs address)**

A tract of land being apportion of LOT 9, BONITA MEADOWS, Clackamas County Plat Records, situated in the Northwest one-quarter of Section 7, Township 2 South, Range 1 East of the Willamette Meridian in the County of Clackamas and State of Oregon, being more particularly described as follows:

Commencing at the initial point of the said plan of BONITA MEADOWS, said point being a 2 inch iron pipe; thence South 80°58'42" East, a distance of 2,867.45 feet to a point on the Southerly right-of-way line of S.W. Meadows Road (presently 60 feet wide) as established by P.S. No. 19907;

thence along said right-of-way, North 89°45'34" West, a distance of 640.77 feet to a point of curvature; thence along a 420.00 foot radius curve concave to the South through a central angle of 15°16'68" (chord bears South 82°35'57" West, a distance of 111.70 feet) an arc distance of 112.03 feet to a point of tangency;

thence South 74°57'28" West, a distance of 97.14 feet to the true point of beginning of this herein described tract; thence leaving said right-of-way line, South 00°14'26" West, a distance of 497.00 feet to the Southerly line of said Lot 9;

thence along the Southerly line of said Lot 9, North 80°56'10" West, a distance of 293.73 feet to the Southwest corner of said Lot p; thence along the West line of said Lot 9, North 00°28'48" East, a distance of 450.48 feet to a point of non-tangency on the Southerly right-of-way line of said SW Meadows Road;

thence along said right-of-way line, along a 480.00 foot radius curve concave to the North through a central angle of 32°22'13" (chord bears South 88°51'25" East, a distance of 267.59 feet) an arc distance of 271.19 feet to a point of curvature;

thence continuing along said right-of-way, North 74°57'28" East, a distance of 21.57 feet to the true point of beginning.[ED3]

**Tract 3 (21E07BA TL 1000– No situs address)**

A tract of land being a portion of Lot 9, BONITA MEADOWS, Clackamas County Plat Records, situated in the Northwest one-quarter of Section 7, Township 2 South, Range 1 East of the Willamette Meridian in the County of Clackamas and State of Oregon, being more particularly described as follows.

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thence South 80°58'42" East, a distance of 2,867.45 feet to a point on the Southerly right-of-way line of S.W. Meadows Road (presently 60 feet wide) as established by P.S. No. 19907;

thence along said right-of-way, North 89°45'34" West, a distance of 566.72 feet to the true point of beginning of this herein described tract;

thence leading said right-of-way line and along the East line of said Lot 9, South 00°10'08" West, a distance of 580.79 feet to the Southeast corner of said Lot 9;

thence along the Southerly line of said Lot 9, North 80°56'10" West, a distance of 282.53 feet to the Southwest corner of this herein described tract;

thence leaving the Southerly line of said lot 9, North 00°14;26" East, a distance of 497.00 feet to the Southerly right-of-way line of said S.W. Meadows Road;

thence along said right-of-way the following courses: North 74°57'28" East, a distance of 97.14 feet to a point of curvature;

thence along a 420 foot radius curve concave to the South, through a central angle of 15°16'58" (chord bears North 82°35'57" East, a distance of 111.70 feet) an arc distance of 112.03 feet to a point of tangency;

thence South 89°45'34" East, a distance of 74.05 feet to the true point of beginning.[ED4]

**Tracts 4 and 5 (21E07AB TL500 and 400)**

A tract of land located in the north half of Section 7, Township 2 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon, more particularly described as follows:

That portion of Lot 8, BONITA MEADOWS (Plat #285), described as follows:

The westerly 313.00 feet of said Lot 8, said distance being measured along the northerly line of said Lot 8, and the easterly line thereof being parallel with the west line of said Lot 8.

Section 2. The annexed areas are located within the following districts and will be retained from these districts upon the effective date of annexation:

Lake Grove Park District  
Lake Grove Water District

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

Tualatin Valley Fire and Rescue  
Clackamas County Enhanced Sheriff's Patrol District

Section 4. In accordance with the Community Development Code 50.05.25, the City zoning designation of CR&D (campus Research and Development) will be applied immediately upon the effective date of annexation.

In accordance with the Community Development Code 50.05.25, the City RC (Resource Conservation) District Designation will be applied to all five parcels 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.

In accordance with the Community Development Code 50.05.25, the City RP (Resource Protection) District Designation will be applied to all five parcels as mapped, subject however to the right of the owner(s) of the parcels 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 fact 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 10<sup>th</sup>

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 30<sup>th</sup> 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 30<sup>th</sup> 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 19<sup>th</sup> day of October, 2004.

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

NOES: none

ABSTAIN: none

EXCUSED: none

  
\_\_\_\_\_  
Judie Hammerstad, Mayor

Dated: 10-21-04

ATTEST:

Robyn Christie  
Robyn Christie, City Recorder

APPROVED AS TO FORM:

David D. Powell  
David D. Powell  
City Attorney

L:\Annexations\2004 Annexation Case Files\AN 04-0010 Spieker Properties LP-Meadows Road\ORDINANCE (Equity Office- Meadows Rd).doc

## LEGAL DESCRIPTION – AN 04-0010

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

### **Tract 1 (21E07BA TL 501– No Situs address)**

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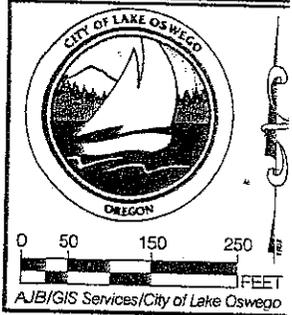
# Proposed Annexation to the City of Lake Oswego AN 04-0010/Ordinance 2402

**Hearing Date:**  
10/19/04

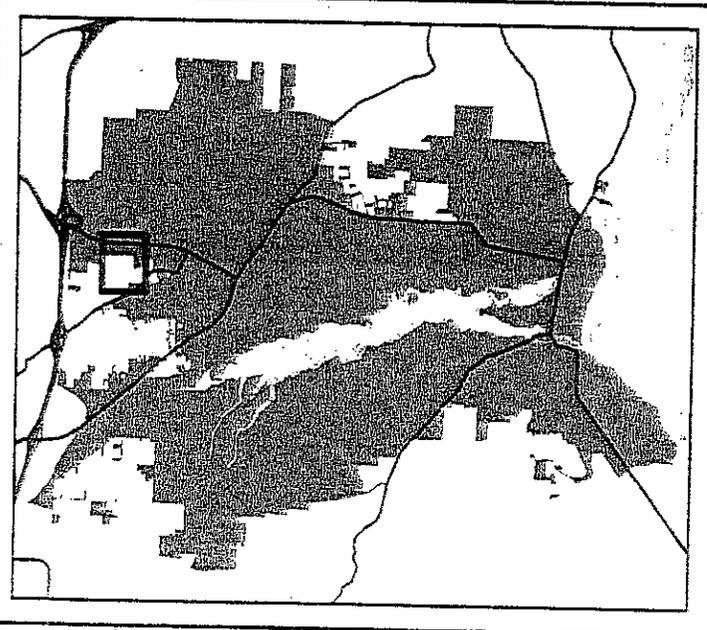
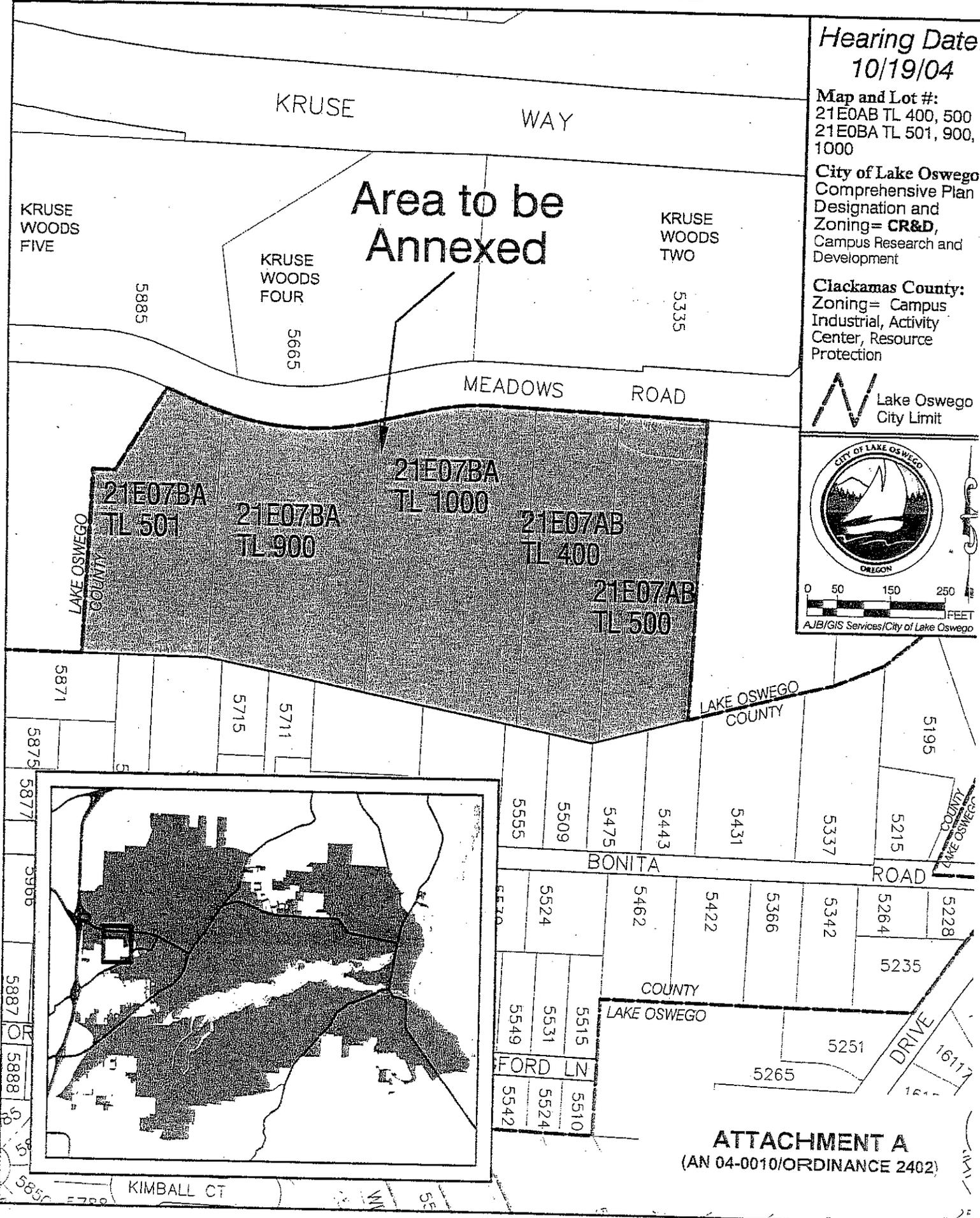
**Map and Lot #:**  
21E0AB TL 400, 500  
21E0BA TL 501, 900, 1000

**City of Lake Oswego  
Comprehensive Plan  
Designation and  
Zoning= CR&D,  
Campus Research and  
Development**

**Clackamas County:  
Zoning= Campus  
Industrial, Activity  
Center, Resource  
Protection**



## Area to be Annexed



**ATTACHMENT A**  
(AN 04-0010/ORDINANCE 2402)