

Final Documents

For

Annexation to the
City of Tigard

WA5803
Ord. #03-09
DOR 34-1641-2003
Sec. State: AN-2004-0004

Final to DOR: _____

Signature:

Date of

Mailing: 10/28/03

Final to Secretary of State: _____

Signature:

Date of

Mailing: 1/13/04

WA5803

Sent

Received

DOR:

10/28/03

10/30/03

Sec. State:

1/13/04

1/22/04

Assessor:

1/13/04

Elections:

1/13/04

Mapped:

Yes

Addresses:

2S104BC00600

14115 SW Fern Street

2S104BC01900

14120 SW Fern Street

Proposal No. WA5803

2S1W04

Annexation to the City of Tigard

Washington Co.



R E G I O N A L L A N D I N F O R M A T I O N S Y S T E M



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

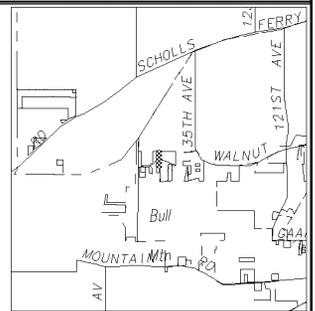
City

Annexation boundary

Urban Growth Boundary

Proposal No. WA5803
CITY OF TIGARD
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 Tigard
Finance Director
13125 SW Hall Blvd
Tigard, OR 97223

Description and Map Approved
October 30, 2003
As Per ORS 308.225

Description Map received from: METRO
On: 10/29/2003

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

ANNEX TO THE CITY OF TIGARD & WITHDRAWAL FROM SEVERAL DIST.

ORD. #03-09

has been: Approved 10/30/2003
 Disapproved

Notes:

Department of Revenue File Number: 34-1641-2003

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

January 15, 2004

Metro
600 NE Grand Ave
Portland, OR 97232-2736

Dear Mr. Knight:

Please be advised that we have received and filed on January 15, 2004 the following Annexation(s).

Ordinance(s):	Jurisdiction:	Our File Number(s):
2003-220	Clackamas County	AN 2004-0002
03-1013	City of Oregon City	AN 2004-0003
03-09	City of Tigard	AN 2004-0004
5324	City of Hillsboro	AN 2004-0005
5328	City of Hillsboro	AN 2004-0006

Determination of the effective date for all the above Final Order(s) 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,

Linda Bjornstad
Official Public Documents

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

CITY OF TIGARD, OREGON

ORDINANCE NO. 03- 09

AN ORDINANCE ADOPTING FINDINGS AND CONCLUSIONS TO APPROVE AN ANNEXATION (ZCA) 2003-00002 (COOPER/BOHAN ANNEXATION) AND WITHDRAWING PROPERTY FROM THE TIGARD WATER DISTRICT, THE WASHINGTON COUNTY ENHANCED SHERIFF'S PATROL DISTRICT, WASHINGTON COUNTY URBAN ROADS MAINTENANCE DISTRICT, WASHINGTON COUNTY STREET LIGHTING DISTRICT #1, AND THE WASHINGTON COUNTY VECTOR CONTROL DISTRICT, AND TRANSFERRING SANITARY SEWER SERVICE FROM CLEAN WATER SERVICES.

WHEREAS, the City of Tigard is authorized by ORS 222.120(4)(B) and 222.170 to initiate an annexation upon receiving consent in writing from a majority of the electors registered in the territory proposed to be annexed and written consent from owners of more than half the land in the territory proposed to be annexed; and

WHEREAS, the City of Tigard is authorized by ORS 222.120(5) and 222.520 to withdraw properties which currently lie within the boundary of the Tigard Water District, Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, Clean Water Services for purposes of providing direct sanitary service, and the Washington County Vector Control District upon completion of the annexation; and

WHEREAS, the Tigard City Council held a public hearing on October 14, 2003 to consider the annexation of two (2) parcels of land consisting of 1.9 acres and withdrawal of said property from the Tigard Water District, the Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, and the Washington County Vector Control District, and transfer of sanitary sewer service from Clean Water Services; and

WHEREAS, pursuant to ORS 222.520(2) the City is liable to the Water District for certain debt obligations, however, in this instance the Water District has no debt for the City to assume, therefore, no option regarding the assumption of debt needs to be made; and

WHEREAS, pursuant to Metro 3.09, ORS 222.120 and 222.524, notice was given and the City held a public hearing on the issue of the annexation into the City and withdrawal of the annexed property from the Tigard Water District, the Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, and the Washington County Vector Control District on October 14, 2003; and

WHEREAS, pursuant to ORS 222.524, the City must declare the withdrawal of annexed properties from the Tigard Water District, the Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, and the Washington County Vector Control District by Ordinance; and

WHEREAS, the Tigard Development Code states that upon annexation, the zone is automatically changed to the City zoning most closely conforming to the County zoning; and

WHEREAS, the current and proposed zoning district is R-7, therefore, no zone change is necessary; and

WHEREAS, the annexation has been processed in accordance with the requirements of Metro 3.09 and has been reviewed for compliance with the Tigard Community Development Code and the Comprehensive Plan and the annexation substantially addresses the standards in Metro 3.09 regulating annexations; and

WHEREAS, the City Council has carefully considered the testimony at the public hearing and determined that withdrawal of the annexed properties from the applicable service districts is in the best interest of the City of Tigard.

NOW, THEREFORE, THE CITY OF TIGARD ORDAINS AS FOLLOWS:

SECTION 1: The Tigard City Council hereby annexes the parcels shown in the attached **Exhibit "A"** and further described in **Exhibits "B and C"** and withdraws said parcels from the Tigard Water District, the Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, and the Washington County Vector Control District.

SECTION 2: This ordinance shall be effective 30 days after its passage by the Council, signature by the Mayor and posting by the City Recorder.

SECTION 3: The City Recorder is hereby directed to file certified copies of the Ordinance with Metro for administrative processing.

SECTION 4: Pursuant to ORS 222.120(5), the effective date of the withdrawal of the property from the Tigard Water District, the Washington County Enhanced Sheriff's Patrol District, Washington County Urban Roads Maintenance District, Washington County Street Lighting District #1, and the Washington County Vector Control District shall be the effective date of this annexation.

SECTION 5: Pursuant to an agreement between Clean Water Services and the City, upon the effective date of this ordinance, the City will be the agency responsible for providing direct sanitary service to the property or properties that are annexed.

SECTION 6: Pursuant to ORS 222.465, the effective date of the withdrawal of this property from the Tigard Water District shall be July 1, 2004.

SECTION 7: In accordance with ORS 222.180, the annexation shall be effective upon filing with the Secretary of State.

PASSED: By UNANIMOUS vote of all Council members present after being read by number and title only, this 14th day of October, 2003.

Catherine Wheatley
Catherine Wheatley, City Recorder

APPROVED: By Tigard City Council this 14th day of October, 2003.

Craig Dirksen
James E. Griffith, Mayor
Craig Dirksen, Council President

Approved as to form:
James V. Karis
City Attorney

10/14/03
Date

Certified to be a True Copy of
Original on file - Tigard City Hall
By: Catherine Wheatley
City Recorder - City of Tigard
Date: 10.15.03

EXHIBIT-B

ANNEXATION DESCRIPTION
FOR 2S104BC, TAX LOT 00600

The legal description as per Dick Love Land Survey:

Lot 10, Handy Acres in the County of Washington and State of Oregon.

ANNEXATION DESCRIPTION
FOR 2S104BC, TAX LOT 01900

A tract of land situated in the Northwest One-quarter of Section 4 Township 2 South, Range 1 West, Willamette Meridian, City of Tigard, Washington County, Oregon described as follows:

Beginning at the Northwest Corner of lot 21 Handy Acres as recorded in Book 10 Page 31 of the Washington County Subdivision records; thence S 00° 42' 58" W, along the west line of lot 21, a distance of 519.30 feet; thence N 89° 43' 30" E, a distance of 120.00 feet; thence N 00° 42' 58" E a distance of 250.00 feet **to the True Point of Beginning**; thence S 89° 43' 30" W a distance of 69.94 feet; thence N 00° 42' 58" E a distance of 283.22 feet to the southerly right-of-way of SW Fern Street and a point on a non tangent curve to the right: thence along said curve to the right with a radius of 333.12 feet, a central angle of 12°06' 54" (a chord which bears N 84° 47' 07" E, 70.31 feet) and a length of 70.44 feet; thence S 00° 42' 58" W, leaving said southerly right of way, a distance of 289.28 feet to the Point of Beginning.

Containing 20105 square feet or 0.46 acres