

ORDINANCE NO. 1722

AN ORDINANCE APPROVING THE ANNEXATION OF REAL PROPERTY LOCATED IN TAXLOT 1500, CLACKAMAS COUNTY ASSESSOR MAP 2S 1E 23BC; AND REMOVING THE PROPERTY FROM THE CLACKAMAS COUNTY ENHANCED LAW ENFORCEMENT DISTRICT.

WHEREAS, the 2.3 acres of real property in Taxlot 1500, Clackamas County Assessor Map 2S 1E 23BC ("Property") are located within the Metro Urban Growth Boundary and are eligible for annexation into the City of West Linn; and

WHEREAS, the City of West Linn is authorized by Oregon Revised Statute 222.750 to annex the Property into West Linn, Oregon, and initiated the annexation with a zoning designation of R-7; and

WHEREAS, the City of West Linn is authorized by Oregon Revised Statute 222.120(5) and 222.520 to withdraw property which currently lies within the boundary of the Clackamas County Enhanced Law Enforcement District; and

WHEREAS, notice was given and the West Linn City Council held a public hearing on February 8, 2021, to consider Ordinance 1721 establishing a Property zoning designation of R-7, Single-Family Residential Detached and Attached and Ordinance 1722; and

WHEREAS, the City of West Linn public facility plans anticipate annexation of this area and can accommodate serving the Property; and

WHEREAS, the West Linn City Council approved Ordinance 1721, the land use decision establishing an R-7 zoning designation for the Property; and

WHEREAS, pursuant to Oregon Revised Statute 222.524, the City of West Linn must declare withdrawal of the Property from the Clackamas County Enhanced Law Enforcement District to serve the Property; and

WHEREAS, the annexation has been processed in accordance with the requirements of Metro Code 3.09, the West Linn Municipal Code, and the West Linn Community Development Code; and

WHEREAS, upon passage of this ordinance, the City of West Linn will request annexation of the Property into the Tri-City Service District, which provides sanitary sewer service to all properties connected to the public sewer system in the City.

NOW, THEREFORE, THE CITY OF WEST LINN ORDAINS AS FOLLOWS:

SECTION 1. Annexation. The West Linn City Council approves the annexation of Taxlot 1500, Clackamas County Assessor Map 2S 1E 23BC ("Property") and further described in attached Exhibit A, and withdraws noted Property from the Clackamas County Enhanced Law Enforcement District.

SECTION 2. Findings of Fact. The West Linn City Council adopts the Staff Report to the City Council (ANX-21-01) and any supplemental findings, and incorporated herein by this reference.

SECTION 3. Implementation. The West Linn City Council directs staff to take all necessary measures to implement the annexation, including filing with utilities, Metro, County, and State agencies as required by law, and request annexation into the Tri-City Service District.

SECTION 4. Severability. The sections, subsections, paragraphs and clauses of this ordinance are severable. The invalidity of one section, subsection, paragraph, or clause shall not affect the validity of the remaining sections, subsections, paragraphs and clauses.

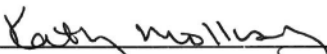
SECTION 5. Effective Date. This ordinance shall take effect on the 30th day after its passage.

The foregoing ordinance was first read by title only in accordance with Chapter VIII, Section 33(c) of the City Charter on the 8th day of February, 2021, and duly PASSED and ADOPTED this 8th day of February, 2021.



JULES WALTERS, MAYOR

ATTEST:



KATHY MOLLUSKY, CITY RECORDER

APPROVED AS TO FORM:



CITY ATTORNEY

EXHIBIT A
ORDINANCE NO. 1722



19376 Molalla Avenue, Ste. 120, Oregon City, OR 97045
P. 503-650-0188 F. 503-650-0189

Exhibit "A"
Annexation
Legal Description

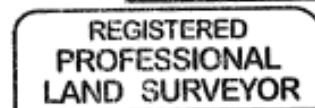
A Tract of land being Parcel 1 of Final Judgement filed in the Circuit Court of Clackamas County, Oregon on August 24, 1966, Case Number 62637, being that exception portion of Deed Document Number 2000-009937, Deed records of Clackamas County, located in the Southwest one-quarter of Section 15, Township 3 South, Range 2 East of the Willamette Meridian, County of Clackamas, State of Oregon, being more particularly described as follows:

BEGINNING at a point on the West line of that property described in Deed Document Number 2000-009937, Deed records of Clackamas County, said point bears N00°06'09"W, 265.05 feet from the Southwest corner thereof, a 5/8 inch iron rod bears S89°56'19"E, 0.23 feet from said corner; thence continuing along the Northerly extension of said West line, being coincident with the East line of the Plat of "Kapteyns Krest", Plat records of Clackamas County, N00°06'09"W, 300.01 feet to a 5/8inch iron rod with a red plastic cap inscribed "CENTERLINE CONCEPTS, INC"; Thence leaving said lines, N89°56'19"E, 330.57 to a point on the East line of said Deed Document Number 2000-009937, being coincident with the West line of the Plat of "Centurion Estates", said records, a 5/8inch iron rod bears S89°56'19"E, 0.23 feet from said point; thence along said coincident lines, S00°06'12"E, 300.01 feet to a 5/8 inch iron rod; thence leaving said coincident lines, S89°56'19"W, 330.58 feet to the **POINT OF BEGINNING**.

Contains 99,175 Square Feet.

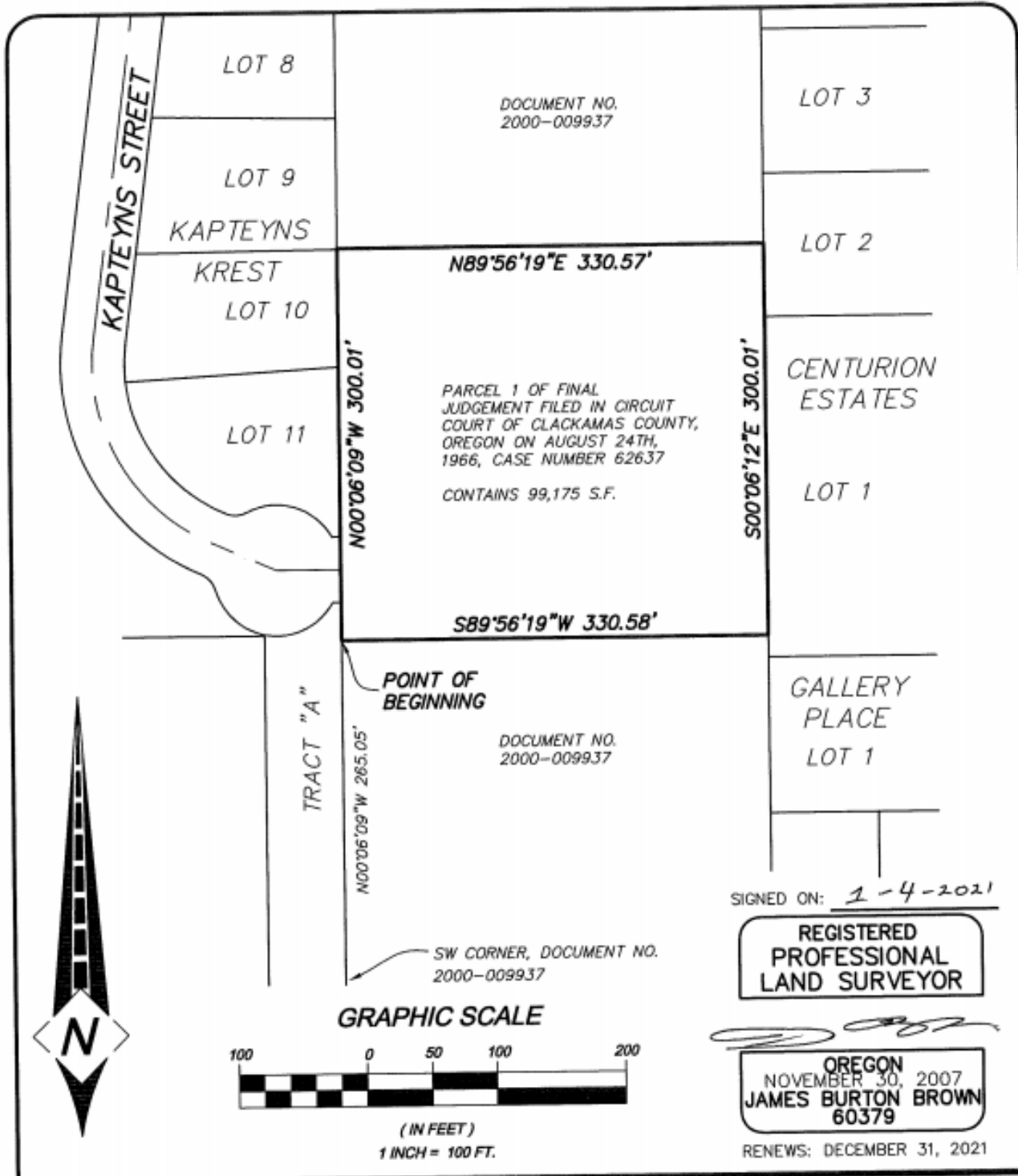
Basis of Bearings for this description is per record of Survey Number 29541, Clackamas County Survey Records

SIGNED ON: 1-4-2021



THROUGH DECEMBER 31, 2021

M:\PROJECTS\WEST LINN-KAPTEYNS STREET\Annexation Legal.doc



CLIENT: WEST LINN
 ORIG. DATE: 12/16/2020
 DRAWN BY: MPW
 SHEET No. 1 OF 1

EXHIBIT "B"
ANNEXATION
 CITY OF WEST LINN, CLACKAMAS COUNTY, OREGON
 Scale: 1"=100'

CENTERLINE CONCEPTS
 LAND SURVEYING, INC.
 19376 MOLALLA AVE., SUITE 120
 OREGON CITY, OREGON 97045
 PHONE 503.650.0188 FAX 503.650.0189