

ORDINANCE NUMBER 1414

AN ORDINANCE PROVIDING FOR THE RECLASSIFICATION OF CERTAIN PROPERTY IN THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON, AS CONTAINED IN THE CITY OF MILWAUKIE'S COMPREHENSIVE PLAN FROM INDUSTRIAL TO MEDIUM DENSITY RESIDENTIAL AND HIGH DENSITY RESIDENTIAL TO COMMERCIAL, AND AMENDING THE CITY OF MILWAUKIE COMPREHENSIVE PLAN MAP ACCORDINGLY.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Based upon the written report of the City Planning Commission of the City of Milwaukie, Oregon, recommending the amendment to the City's Comprehensive Plan by amending existing industrial property to medium density residential and a portion of land from high density residential to commercial, all of which is contained within the boundaries of the following legal description:

Part of the J.D. Garrett D.L.C. No. 61 in Section 31, T1S., R2E., of W.M. described as follows:

Commencing at a point which is 1372.14 feet East and 452.10 feet North of the Southwest corner of said J.D. Garrett D.L.C. and in the center of Lake Road;

Thence North  $0^{\circ}33'$  East 447.1 feet to an iron pipe, and the true point of beginning;

Thence North  $68^{\circ}40'$  West parallel with the center of Lake Road a distance of 336.82 feet to an iron pipe at the Northwest corner of a tract of land conveyed to Gilbert Harding et ux by Deed recorded in Book 215, Page 100, Deed Records;

Thence South  $0^{\circ}33'$  West along the East line of a tract of land conveyed to Walter J. and Alice M. Freeman by Deed recorded October 2, 1959, in Book 562, Page 591, 415 feet, more or less, to a point on the North right-of-way line of Lake Road;

Thence North  $68^{\circ}40'$  West along the North right-of-way line of Lake Road 182.63 feet, more or less, to the West line of the abovementioned Freeman tract;

Thence northeasterly along said Westerly line 100 feet, to an angle corner in said West line;

Thence continuing North along the West boundary of said Freeman tract and its Northerly projection 710 feet, more or less, to a point on the Southerly boundary line of Portland and Oregon City Railway Co. right-of-way (This line is now within the boundaries of Pacific Highway, East Cascade Highway Section);

Thence Southeasterly along said right-of-way line to the West line of Mintone Homes;

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Thence Southerly along the West line of Mintone Homes 275 feet, more or less, to the true point of beginning.

Section 2. That the Comprehensive Plan and plan map of the City of Milwaukie, is hereby amended to reflect the changes recommended by the Planning Commission, contained in Section 1 of this ordinance.

Section 3. That the City Council of the City of Milwaukie's approval of the Comprehensive Plan change contained in this ordinance is contingent upon the approval and construction of the proposed Forest Hill Estates Planned Development.

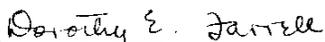
Read the first time this 20th day of November, 1978, and moved to second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council this 20th day of November, 1978.

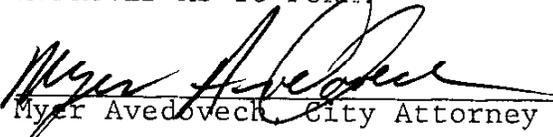
Signed by the Mayor this 20th day of November, 1978.

  
BILL HUPP, Mayor

ATTEST:

  
Dorothy E. Farrell, Recorder

APPROVED AS TO FORM:

  
Myer Avedovech, City Attorney