ORDINANCE NUMBER 1523

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING ORDINANCE NUMBERS 1437 and 1438 BY REDESIGNATION OF CERTAIN PROPERTY FROM CLACKAMAS COUNTY MEDIUM DENSITY TO CITY MEDIUM-DENSITY RESIDENTIAL AND REZONING THE PROPERTY FROM CLACKAMAS COUNTY MR-1 TO CITY R-3 RESIDENTIAL. A-82-3 POLLOCK/DEKANTER

WHEREAS, annexation of the property described below was initiated by the property owner's statement of consent, and

WHEREAS, the annexation request was considered at public hearings before the Planning Commission and City Council, and

WHEREAS, the City Council has recommended the annexation and forwarded it to the Boundary Commission for approval, and

WHEREAS, it is necessary for the City to apply City zoning and land use designations to the property,

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The following property is redesignated from Clackamas County Medium-Density to City Medium-Density and rezoned from Clackamas County MR-1 to City R-3:

Description of a tract of land situated in the Southwest one-quarter of the Southwest one-quarter of Section 36, Township 1 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon, being more particularly described as follows:

Beginning at a point where the west line of Block 56, "Milwaukie Heights" projected northerly intersects the centerline of Kellogg Creek or Kellogg Lake, as said centerline existed on July 2, 1902; thence South along said northerly projection to a point where said west line (projected southerly) intersects the northeasterly right-of-way line of Portland Traction Company Railroad right-of-way (abondoned), 33 feet wide; thence in a Southeasterly direction along said right-of-way line to its intersection with the centerline of Sparrow Street (also known as Fifth Street), 60 feet wide; thence in an Easterly direction along the centerline of said Sparrow Street (projected easterly) to its intersection with the Southwesterly line of the afore-mentioned Block 56, "Milwaukie Heights"; thence in a Southeasterly direction along said southwesterly block line to the most southerly corner therof; thence in a Northeasterly direction along the Southeasterly line of said Block 56 to the northeasterly corner therof, said point also being the northwesterly corner of Block 57, "Milwaukie Heights", (being the true point of beginning of that certain tract conveyed to Charles A. Cogswell by quitclaim deed recorded August 18, 1906, in Deed Book 96, Page 396, Deed Records for Clackamas County, Oregon); thence North along the west line of said Cogswell tract to the centerline of Kellogg Creek or Kellogg Lake as it existed on July 2, 1902; thence in a Northwesterly direction along said centerline as it existed on July 2, 1902, to the True Point of Beginning. Also that portion of McLoughlin Blvd. (Also know as Highway 99E) northwesterly of the westerly boundary of Milwaukie Heights a duly recorded subdivision in Clackamas County, Oregon and Southeasterly of the north boundary of Robertson Additon, a duly recorded subdivision in Clackamas County, Oregon.

Section 2. Ordinance Numbers 1437 and 1438, and the Comprehensive Plan and Zoning Maps are amended accordingly.

Section 3. This ordinance shall be effective as of the date of approval of the annexation of the property by the Boundary Commission.

Read the first itme on May 18, 1982 and moved to second reading by majority vote of the City Council.

Read the second time and adopted by the City Council on June 1, 1982

Signed by the Mayor on June 1, 1982

Joy Burgess

Joy Burgess, Mayor

ATTEST:

Laurie Perkin

Laurie Perkin, City Recorder

Approved as to form:

Greg Eades

Greg Eades City Attorney