

RESOLUTION NUMBER 3-1982

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE APPROVING A REQUEST FOR ANNEXATION TO THE CITY OF MILWAUKIE. (A-82-1)

WHEREAS, a request has been made for annexation to the territory described below, and

WHEREAS, annexation of the territory to the City has been initiated by land-owner's statement of consent in accordance with ORS 199.170, and would therefore constitute a so-called "triple majority" annexation under ORS 199.170 and a "minor boundary change" under the Boundary Commission Law, ORS 199.410 to 199.510 and

WHEREAS, the part of the territory that lies in the Oak Lodge Fire Protection District would be operation of ORS 199.510 (2) be automatically withdrawn from that district immediately upon consummation of the annexation;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Milwaukie that the Council approves annexation of the following described property and requests the Boundary Commission to approve it and effect it as soon as possible;

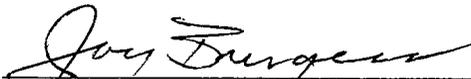
A tract of land situated in the John D. Garret D.L.C. No. 38 and in the NW  $\frac{1}{4}$  of Section 5, T 2S, R2E, W.M., Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northwest corner of that tract of land described in deed to Robert H. Knoll and Donna M. Knoll by instrument recorded July 22, 1970 under recorder's Fee No. 70-14361; thence S 65° 16'30" E along the north boundary of said Knoll tract and the South R/W line of the Southern Pacific Railroad a distance of 131.27 feet to an iron rod marking the true point of beginning of the tract herein to be described; thence leaving the north line of said Knoll tract and running S 7° 22' E a distance of 167.19 feet to an iron rod set in the north R/W line of Harmony Road (also known as the Foster-Milwaukie Road No. 115); thence N 82° 38' E along said north R/W line a distance of 235.00 feet to an iron rod; thence continuing along said northerly R/W line a distance of 16.86 feet along the arc of a 542.96 feet radius curve to the left through a central angle of 1° 46' 47" (the chord of which bears N 29° 57' 12" E, 16.86 feet) to an iron rod set in the south R/W line of the Southern Pacific Railroad, said point also being in the north boundary of the hereinbefore mentioned Knoll tract; thence N 65° 16'30" W along the north boundary of said Knoll tract a distance of 289.46 feet to the true point of beginning.

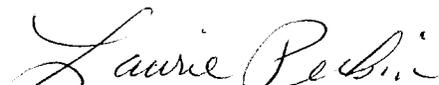
Excepting herefrom the Northeasterly 16 feet previously annexed to the City of Milwaukie.

BE IT FURTHER RESOLVED that the City Recorder is directed to file certified copies of the statements of consent and of this Resolution with Portland Metropolitan Area Local Government Boundary Commission at once.

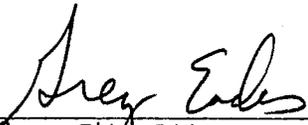
Introduced and adopted by the City Council on March 2, 1982.

  
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Joy Burgess, Mayor

ATTEST:

  
\_\_\_\_\_  
Laurie Perkin, City Recorder

APPROVED AS TO FORM:

  
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Greg Eades, City Attorney