

RESOLUTION NO. 58-2009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, INITIATING ANNEXATION OF PORTIONS OF RIGHTS-OF-WAY IN THE N.E. SEWER EXTENSION PROJECT AREA WHICH IS BOUNDED ON THE NORTH BY SE WESTFORK AVENUE, ON THE EAST BY SE LINWOOD AVENUE, ON THE SOUTH BY SE KING ROAD, ON THE WEST BY THE CURRENT CITY BOUNDARY, AND ON THE NORTHWEST BY SE 55TH AVENUE AND AS DEPICTED IN THE ATTACHED EXHIBIT.

WHEREAS, the rights-of-way in this area are contiguous to the City's boundary and within the City's urban growth management area; and

WHEREAS, annexation of the rights-of-way in this area is consistent with the City's plans to make sewer service available to properties within the NE Sewer Extension Project area; and

WHEREAS, annexation of the rights-of-way in this area will provide contiguity with the City's boundary thereby facilitating annexation of those properties within the NE Sewer Extension Project area that need or desire to annex in the future; and

WHEREAS, annexation of the rights-of-way in this area creates unincorporated islands; and

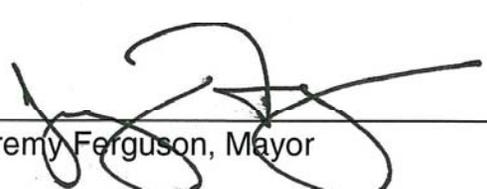
WHEREAS, the City has the authority to initiate an annexation petition on its own motion pursuant to Oregon Revised Statute (ORS) 222.111(2);

NOW, THEREFORE, BE IT RESOLVED that the City Council initiates a petition to annex the rights-of-way in the NE Sewer Extension Project area as depicted in Exhibit A on its own motion pursuant to ORS 222.111(2).

BE IT FURTHER RESOLVED that the City does not intend to initiate annexation of islanded properties that are not receiving City services in the foreseeable future.

Introduced and adopted by the City Council on *9/15/09.*

This resolution is effective on *9/15/09.*



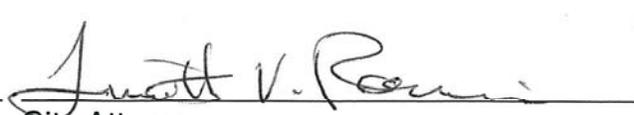
Jeremy Ferguson, Mayor

ATTEST:

APPROVED AS TO FORM:
Jordan Schrader Ramis PC



Pat DuVal, City Recorder



City Attorney

EXHIBIT A

