

ORDINANCE NUMBER 649

AN ORDINANCE PROVIDING FOR THE PROCEDURE TO ANNEX CERTAIN TERRITORY CONTIGUOUS TO THE CITY OF MILWAUKIE, OREGON, DISPENSING WITH THE SUBMISSION OF THE QUESTION OF SUCH ANNEXATION TO THE REGISTERED VOTERS OF THE CITY, FIXING A DAY FOR PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, AT WHICH TIME THE REGISTERED VOTERS OF THE CITY MAY APPEAR AND BE HEARD ON THE QUESTION OF ANNEXATION, DIRECTING PUBLICATION OF NOTICE OF SUCH HEARING, AND DECLARING AN EMERGENCY.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. That procedure to annex the following described territory, which is contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, to-wit:-

1. Beginning at a point of intersection of the westerly right-of-way boundary of the Southern Pacific Company and the Clackamas-Multnomah County line, in the north boundary of Section 25, T. 1 E., R. 1 E. of the W.M.; thence
2. in an Easterly direction, following the Clackamas-Multnomah County line to the northwest corner of the tract of land deeded to Wayne H. Harvey and wife as recorded in Book 436 Page 301 of Records of Deeds of Clackamas County, Oregon and located in the George Wills D.L.C. No. 56 in Section 25, T. 1 E., R. 1 E. of the W.M.; thence
3. tracing said west line of said Harvey Tract, South $0^{\circ} 20' 30''$ west a distance of 556.57 feet to the southwest corner thereof; thence
4. tracing the southerly line of said Harvey Tract, South $70^{\circ} 15' 30''$ East a distance of 102.17 feet to the southeast corner thereof; thence
5. tracing the east line of said Harvey Tract, North $0^{\circ} 20' 30''$ east 512.26 feet to the northeast corner thereof, located in the Clackamas-Multnomah County line; thence
6. tracing said County line in an Easterly direction to a point of intersection with the west line of the CARLSRUHE SUBDIVISION recorded in Book 12 on Page 15, RECORD OF TOWNSHIPS; thence
7. tracing the west boundary of said subdivision in a Southerly direction to the southwest corner thereof; thence
8. Southeasterly along the southwesterly boundary of the said CARLSRUHE SUBDIVISION to the northwest corner of ELLECREST, recorded in Book 20 on Page 9 Record of Townships; thence
9. tracing the west boundary of said ELLECREST, South $0^{\circ} 11'$ East to the southwest corner thereof; thence
10. continuing South $0^{\circ} 11'$ East to the southerly right-of-way boundary of the Portland Traction Company Railroad; thence
11. tracing the last mentioned boundary in a Northwesterly direction to an angular corner in the northerly boundary of Lot 9 of the GIBSON SUBDIVISION OF THE LOGGS TRACT recorded in Book 7 on Page 47 RECORD OF TOWNSHIPS; thence
12. tracing the north line of said Lot 9 in a Westerly direction a distance of 32.67 feet to the northwest corner thereof; thence
13. tracing the west line of said GIBSON SUBDIVISION in a Southerly direction to the northwest corner of Tract 3, LOGGS TRACTS, recorded in Book 6 on Page 1 RECORD OF TOWNSHIPS; thence
14. tracing the west boundary of said Tract 3, South to the said Wills Claim south boundary; thence
15. Westerly along said Claim boundary to the westerly boundary of Lot 8 of said LOGGS TRACTS extended North; thence
16. tracing the west boundary and said extension of Lot 8 in a Southerly direction to a point of intersection with the south boundary of Loggs Road; thence
17. tracing the said south boundary of Loggs Road in a Westerly direction to a point of intersection with the east boundary of GLOVER ROAD, also known as S.E. 43rd AVENUE; thence

649

18. tracing the easterly boundary of GLOVER ROAD in a Southerly direction to a point of intersection with the easterly extension of the southerly boundary of DRAKE STREET; thence

19. tracing the southerly boundary of DRAKE STREET and the easterly extension thereof, West to a point of intersection within the southerly extension of the boundary between Lots 50 and 51 MARCHBANKS, a Townplat recorded in Book 3 on Page 19, RECORD OF TOWNPLATS; thence

20. North 40 feet to the southeast corner of said Lot 50; thence

21. tracing the City boundary of Milwaukie as per Ordinance 606, in a Northerly and Westerly direction to the northwest corner of the territory described in Ordinance 606 in the south boundary of Harvey Street; thence

22. along the east boundary of 40th Street to the south boundary of the said George Wills Claim; thence

23. tracing the said Wills Claim boundary in a Westerly direction to the west boundary of S.E. 37th AVENUE; thence

24. tracing the present city boundary in a Southerly direction to the southeast corner of ROCKWOOD ACRES, recorded in Book 7 on Page 53 RECORD OF TOWNPLATS; thence

25. tracing the present city boundary of Milwaukie along the south line of said ROCKWOOD ACRES in a Westerly direction to a point of intersection with the easterly boundary of S.E. 32nd AVENUE; thence

26. tracing the easterly boundary of S.E. 32nd Avenue in a Southerly direction to a point of intersection with the southerly line of BONNIE VIEW ACRES NO. 4, recorded in Book 16 on Page 19 RECORD OF TOWNPLATS, extended; thence

27. tracing the southerly boundary of said BONNIE VIEW ACRES and the easterly extension thereof along the present city boundary of Milwaukie, in a Westerly direction to a point of intersection with the westerly right-of-way of the main line of the Southern Pacific Company; thence

28. tracing the said right-of-way line and the line of the present city boundary of Milwaukie in a Southeastery direction to the northerly boundary of Block 3 BROWNELL ACRES, recorded in Book 16 on Page 27 RECORD OF TOWNPLATS; thence

29. tracing the north line of BROWNELL ACRES and the present city boundary of Milwaukie in a Westerly direction to the Northeast corner of STREIN'S FIRST ADDITION, recorded in Book 8 on Page 20, RECORD OF TOWNPLATS, located in the westerly right-of-way line of the Beaverton-Willsburg branch of the Southern Pacific Company; thence

30. tracing the westerly line of said right-of-way and the westerly right-of-way boundary of the main line of said railroad in a Northerly direction to the place of beginning.

be and the same hereby is initiated and undertaken pursuant to the provisions of Sections 222.120, 222.130, 222.140, 222.150, and 222.170 of OREGON REVISED STATUTES.

Section 2. That the Council of the City of Milwaukie, Oregon does hereby elect to dispense with, and does hereby dispense with submitting the question of the annexation of the territory described in Section 1 of this Ordinance to the registered voters of the City of Milwaukie, Oregon.

Section 3. That the Council of the City of Milwaukie, Oregon hereby fixes the 13th day of August, 1956, at the hour of eight (8:00) o'clock P.M. in the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, as the time and place for a public hearing before the Council of the City of Milwaukie, Oregon, at which time the registered voters of said City may appear and be heard on the question of such annexation.

Section 4. That notice of the time and place of said hearing be published in the Milwaukie Review, a paper of general circulation in the City of Milwaukie, Oregon once each week for two successive weeks prior to the said date fixed for public hearing, and that the Chief of Police of the City of Milwaukie, post in four (4) public places within the City of Milwaukie, Oregon, written notice of said hearing and the time and place thereof for a like period of time.

Section 5. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Milwaukie and the inhabitants thereof, in this, that it is urgently required for the purpose of maintaining public credit and the alleviation of sewage and drainage conditions which presently tend to impair the health and welfare of the inhabitants of the City of Milwaukie and adjacent

territory, an emergency is hereby declared to exist, and this ordinance shall take effect from and after its passage by the Council and its signing by the Mayor.

Read the first time this 23rd day of July, 1956

Read the second time and passed by the Council this 23rd day of July, 1956

Approved and signed by the Mayor this 24th day of July, 1956

Leonard B. Mullan
Leonard B. Mullan, Mayor

ATTEST:

Ellen Martin
Ellen Martin, Recorder.