

AN ORDINANCE PROVIDING FOR PROCEDURE, WITHOUT ELECTION, TO ANNEX CERTAIN TERRITORY CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF MILWAUKIE, CLATSOP COUNTY, OREGON, PURSUANT TO THE PROVISIONS OF CHAPTER 511, OREGON LAWS 1961; ACCEPTING WRITTEN CONSENTS OF LANDOWNERS IN SUCH TERRITORY TO SAID ANNEXATION; DETERMINING THAT AT LEAST TWO-THIRDS OF SAID CONSENTING LANDOWNERS ALSO OWN AT LEAST TWO-THIRDS OF THE LAND IN THE SAID CONTIGUOUS TERRITORY AND OWN REAL PROPERTY THEREIN REPRESENTING AT LEAST TWO-THIRDS OF THE ASSESSABLE VALUE OF THE REAL PROPERTY IN THE SAID CONTIGUOUS TERRITORY; FIXING A DAY FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, ON THE QUESTION OF SUCH ANNEXATION; DIRECTING PUBLICATION AND POSTING OF NOTICE OF SUCH HEARING; AND DECLARING AN EMERGENCY.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

SECTION 1. That the City of Milwaukie, Oregon, by and through its legislative body, hereby does propose to annex the following territory contiguous to its present boundary, the legal description of which is as follows:

A Tract of land located in Section 31, T. 1 S., R. 2 E., of W.M. described as follows, to-wit:

Beginning at the intersection of the south boundary of Monroe Street with the east boundary of Stanley Avenue in the northeast one-quarter of said Section 31;

1. Thence following the south boundary of Monroe Street, West 155.0 feet;
2. Thence, parallel with Stanley Avenue South 196.69 feet;
3. Thence West 75.0 feet to the northwest corner of Tax Lot 35-2 as of Oct. 1, 1961;
4. Thence South 208.91 feet to the southwest corner of Tax Lot 35-1 as of Oct. 1, 1961;
5. Thence West 100.00 feet.
6. Thence South 290.4 feet to the southwest corner of Tax Lot 61-1 as of Oct. 1, 1961;
7. Thence East 200.0 feet to the northwest corner of Tax Lot 62-5 as of Oct. 1, 1961 and which corner is West 100.0 feet distant from the west boundary of Stanley Avenue;
8. Thence, parallel with Stanley Avenue, South 363.0 feet more or less to the southwest corner of Tax Lot 62-8 as of Oct. 1, 1961;
9. Thence West 500.0 feet;
10. Thence South 363.0 feet to the northwest corner of WAYMIRE ADDITION;
11. Thence East 400.0 feet to the northeast corner of Tract 4 of said Waymier Addition;
12. Thence South along the east boundary of the last mentioned Tract 4 to the northwest corner of Tract 3 of said last mentioned Addition;
13. Thence East 105.0 feet to the northeast corner of the last mentioned Tract 3;
14. Thence South along the east boundary of said Tract 3 and the southerly extension thereof to the southeast corner of Tract 16 of the said last mentioned Addition;
15. Thence West 505.0 feet to the southwest corner of the aforesaid WAYMIRE ADDITION;
16. Thence South 363.0 feet to the northwest corner of the plat of STANLEY PARK Number 2;
17. Thence East to the northeast corner of the last mentioned plat;
18. Thence South to the southeast corner of the said last mentioned plat in the north boundary of the plat of STANLEY PARK;
19. Thence East following the north boundary of STANLEY PARK to the northeast corner of Tract 6, of said plat;
20. Thence South along the east boundary of said Tract 6 and the southerly extension thereof to the southeast corner of Tract 2 of the last mentioned plat;
21. Thence, following the south boundary of the said plat of STANLEY PARK, West to the northeast corner of the plat of STANLEY PARK NO. 3;
22. Thence South to the southeast corner of STANLEY PARK NO. 3;
23. Thence East, along the easterly extension of the south boundary of STANLEY PARK NO. 3, to the west boundary of Stanley Avenue;
24. Thence South along the west boundary of Stanley Avenue to the northeast boundary of Railroad Avenue sometimes known as S. Fields Road No. 1438

25. Thence Southeasterly on the northeasterly boundary of Railroad Avenue to intersect the easterly boundary of Stanley Avenue;

26. Thence North along the east boundary of Stanley Avenue to the south boundary of Monroe Street, the place of beginning of the herein described tract

The numbered Tax Lots hereinabove mentioned are in the John T. Garrett D.L.C. pursuant to the provisions of Chapter 511, Oregon Laws 1961

SECTION 2. That the City Council of the City of Milwaukie does hereby elect to dispense with and hereby does dispense with submitting the question of the annexation of said contiguous territory to the registered voters of the City of Milwaukie, Oregon.

SECTION 3. That the consents in writing of the following named landowners in said contiguous territory, said landowners being CHESTER L. VINCENT and GRACE L. VINCENT, husband and wife; RAY PUGH and MELITA E. PUGH, husband and wife; ALTON R. WRIGHT and HAZEL S. WRIGHT; husband and wife; JAMES B. SHORT and CAROL E. SHORT, husband and wife; GORDON F. WHITE and LAVERNE A. WHITE, husband and wife; E. H. CIPOLIA and EVELYN M. CIPOLIA, husband and wife; C. L. PUCKETT and DELORES E. PUCKETT, husband and wife; GEORGE L. TREADAWAY and ADELLA TREADAWAY, husband and wife; ARTHUR J. SMITH and BRYN H. SMITH, husband and wife; CLARENCE G. AHLBERG and VELLA B. AHLBERG, husband and wife; MICHAEL L. PERSONS and PATRICIA A. PERSONS, husband and wife; ROBERT BECKMAN, an unmarried man; ANTON N. ROTH and JOSEPHINE H. ROTH, husband and wife; PAUL G. BINTZ and EVELYN K. BINTZ, husband and wife; MAX BENADOM and VINCENTIA J. BENADOM, husband and wife; WALTER J. FREEMAN and ALICE M. FREEMAN, husband and wife; to the annexation to said City of their lands located within said contiguous territory are hereby accepted as the same have been placed on file with the City Council of the City of Milwaukie, Oregon, and with the Recorder of said City.

SECTION 4. That the City Council has determined and hereby does determine that the land owners in said contiguous territory who have so consented in writing to the annexation of their lands as hereinabove set forth comprise more than two-thirds of the landowners within said contiguous territory, and that they also own at least two-thirds of the lands in said contiguous territory and of real property therein representing at least two-thirds of the assessed value of all real property in said contiguous territory.

SECTION 5. That the City Council of the City of Milwaukie, Oregon, hereby fixes the 14 day of November 1961, at the hour of 8:30 o'clock P.M., 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 and place the registered voters of said City may appear and be heard upon the question of such annexation.

SECTION 6. That notice of the time and place of such 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 so fixed for public hearing, and that the City Recorder cause to be posted, at least four public places within the City of Milwaukie, Oregon, written notices of said hearing and the time and place thereof for a like period of time.

SECTION 7. Inasmuch as this Ordinance is immediately necessary for the preservation of the public health, peace and safety of the City of Milwaukie and the inhabitants thereof in this, that the result of the enactment of this Ordinance will be to accelerate sanitary developments, immediately conserve and stabilize the value of property within the City, prevent and lessen the congestion on streets and accompanying noises, and preserve the public credit, therefore, an emergency is hereby adjudged to exist and this Ordinance shall take effect from and after its passage and signing by the Mayor.

Read the first time this 13th day of November 1961 members of the

read the second time and unanimously passed by all of the Council this 13th day of November 1961

Signed by the Mayor this 13th day of November 1961

Earl M. Clay
Earl M. Clay, Mayor

ATTEST
R. C. [Signature]
Recorder.