



PLANNING DEPARTMENT  
6101 SE Johnson Creek Blvd  
Milwaukie OR 97206

PHONE: 503-786-7630  
FAX: 503-774-8236  
E-MAIL: [planning@milwaukieoregon.gov](mailto:planning@milwaukieoregon.gov)  
WEB: [www.milwaukieoregon.gov](http://www.milwaukieoregon.gov)

# Expedited Annexation Application

File #: \_\_\_\_\_

## RESPONSIBLE PARTIES:

<b>APPLICANT</b> (owner or other eligible applicant): <u>Todd Bodenheimer</u>	
Mailing address: <u>6007 SE Firwood Street</u>	Zip: <u>97222</u>
Phone(s): <u>503-887-6109</u>	E-mail: <u>elkrchr@earthlink.net</u>
<b>APPLICANT'S REPRESENTATIVE</b> (if different than above):	
Mailing address:	Zip:
Phone(s):	E-mail:

## SITE INFORMATION:

Address(es): <u>6007 SE Firwood</u>	Map & Tax Lot(s): <u>12E30AD05900</u>	Property size: <u>10,000 SF</u>
Existing County zoning:	Proposed City zoning: <u>R7</u>	
Existing County land use designation:	Proposed City land use designation: <u>LD</u>	

## PROPOSAL (describe briefly):

<u>Annex into the city to connect to sewer.</u>
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## LIST OF ALL CURRENT UTILITY PROVIDERS:

Check all that apply (do not list water or sewer service providers)

<b>Cable, internet, and/or phone:</b>	<input type="checkbox"/> Comcast	<input checked="" type="checkbox"/> CenturyLink (formerly Qwest)	
<b>Energy:</b>	<input checked="" type="checkbox"/> PGE	<input checked="" type="checkbox"/> NW Natural Gas	
<b>Garbage hauler:</b>	<input type="checkbox"/> Waste Management	<input type="checkbox"/> Mel Deines	<input checked="" type="checkbox"/> Hoodview Disposal and Recycling
	<input type="checkbox"/> Wichita Sanitary	<input type="checkbox"/> Oak Grove Disposal	<input type="checkbox"/> Clackamas Garbage
<input type="checkbox"/> Other (please list):			

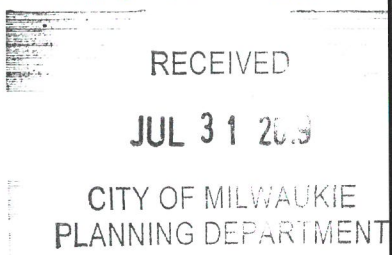
## SIGNATURE:

**ATTEST:** I am the property owner or I am eligible to initiate this application per Milwaukie Municipal Code (MMC) Subsection 19.1001.6.A. I have attached all owners' and voters' authorizations to submit this application. I understand that uses or structures that were not legally established in the County are not made legal upon annexation to the City. To the best of my knowledge, the information provided within this application package is complete and accurate.

Submitted by: Todd Bodenheimer Date: 07/31/19

**CONTINUED ON REVERSE**

**THIS SECTION FOR OFFICE USE ONLY:**

<b>File #:</b>	<b>Fee:</b> \$ 150.00	<b>Receipt #:</b>	<b>Rcd. by:</b>	<b>Date stamp:</b>
<b>Associated application file #'s:</b>				
<b>Neighborhood District Association(s):</b> Linwood				
<b>Notes</b> (include discount if any):				



# PETITION SIGNERS

NOTE: This petition may be signed by qualified persons even though they may not know their property description or voter precinct number.

SIGNATURE	PRINTED NAME	I AM A:*			DATE
		PO	RV	OV	
PROPERTY ADDRESS	PROPERTY DESCRIPTION				VOTER PRECINCT #
	TOWNSHIP	RANGE	¼ SEC.	LOT #(S)	
<del>5912 SE Brown St.</del>	<del>16</del>	<del>2E</del>	<del>30DA</del>	<del>3000</del>	

SIGNATURE	PRINTED NAME	I AM A:*			DATE
		PO	RV	OV	
PROPERTY ADDRESS	PROPERTY DESCRIPTION				VOTER PRECINCT #
	TOWNSHIP	RANGE	¼ SEC.	LOT #(S)	

SIGNATURE	PRINTED NAME	I AM A:*			DATE
		PO	RV	OV	
PROPERTY ADDRESS	PROPERTY DESCRIPTION				VOTER PRECINCT #
	TOWNSHIP	RANGE	¼ SEC.	LOT #(S)	

SIGNATURE	PRINTED NAME	I AM A:*			DATE
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SIGNATURE	PRINTED NAME	I AM A:*			DATE
		PO	RV	OV	
PROPERTY ADDRESS	PROPERTY DESCRIPTION				VOTER PRECINCT #
	TOWNSHIP	RANGE	¼ SEC.	LOT #(S)	

\*PO = Property Owner    RV = Registered Voter    OV = Owner and Registered Voter

**CERTIFICATION OF PROPERTY OWNERSHIP OF  
100% OF LAND AREA**

I hereby certify that the attached petition contains the names of the owners<sup>1</sup> (as shown on the last available complete assessment roll) of 100% of the land area of the territory proposed for annexation as described in the attached petition.

Name JOSHUA BOLL  
Title GIS CARTOGRAPHER 2  
Department ASSESSMENT/TAX  
County of CLACKAMAS  
Date 7/31/19



<sup>1</sup> Owner means the legal owner of record or, where there is a recorded land contract which is in force, the purchaser thereunder. If a parcel of land has multiple owners, each consenting owner shall be counted as a percentage of their ownership interest in the land. That same percentage shall be applied to the parcel's land mass and assessed value for purposes of the consent petition. If a corporation owns land in territory proposed to be annexed, the corporation shall be considered the individual owner of that land.

## CERTIFICATION OF LEGAL DESCRIPTION AND MAP

I hereby certify that the description of the territory included within the attached petition (located on Assessor's Map 12E30AD) has been checked by me. It is a true and exact description of the territory under consideration and corresponds to the attached map indicating the territory under consideration.

Name JOSHUA BOLL

Title GIS CARTOGRAPHER 2

Department ASSESSMENT/TAX

County of CLACKAMAS

Date 7/31/19



## CERTIFICATION OF REGISTERED VOTERS

I hereby certify that the attached petition contains the names of at least 50% of the electors registered in the territory proposed for annexation as described in the attached petition.



Name Jennifer Wessels  
Title Deputy Clerk  
Department Elections  
County of Clackamas  
Date 7-31-19

CERTIFIED COPY OF THE ORIGINAL  
SHERRY HALL COUNTY CLERK

BY: \_\_\_\_\_

*[Handwritten signature in purple ink]*

*Recorder  
ELECTIONS*

# NOTICE LIST

(This form is NOT the petition)

**LIST THE NAMES AND ADDRESSES OF ALL PROPERTY OWNERS AND REGISTERED VOTERS IN THE TERRITORY PROPOSED FOR ANNEXATION.**

	Name of Owner/Voter	Mailing Street Address	Property Address
		Mailing City/State/Zip	Property Description <small>(township, range, ¼ section, and tax lot)</small>
1	Todd Bodenheimer	6007 SE Firwood St. Portland, OR 97222	12E 30 AD 05900
2			
3			
4			
5			
6			
7			
8			
9			
10			



# CONFIDENTIAL

## Census Form

Date 07/31/19

Use one form per housing unit

CITY OF MILWAUKIE, OREGON

ADDRESS 6007 SE FIRWOOD STREET

### HOUSING TYPE:

- Single Unit Structure
- Multiple Unit Structure
- Trailer or Mobile Home

### TENURE:

- Owner Occupied
- Renter Occupied
- Vacant
- Seasonal

### RESIDENTS:

	<u>Last Name</u>	<u>First Name</u>
Respondent	<u>BODENHEIMER</u>	<u>TODD</u>
2)	<u>BODENHEIMER</u>	<u>MICHELLE</u>
3)	<u>BODENHEIMER</u>	<u>WYATT</u>
4)	_____	_____
5)	_____	_____
6)	_____	_____
7)	_____	_____
8)	_____	_____
9)	_____	_____
10)	_____	_____

# EXPEDITED ANNEXATION CODE EXCERPTS (with staff guidance)

## MILWAUKIE MUNICIPAL CODE SECTIONS

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### 19.1104.1 Expedited Process

A. A petition for any type of minor boundary change may be processed through an expedited process as provided by Metro Code Chapter 3.09.

5. Approval criteria for annexations are found in subsection 19.1102.3.

**19.1102.3 Annexation Approval Criteria.** The city council shall approve or deny an annexation proposal based on findings and conclusions addressing the following criteria.

A. The subject site must be located within the city urban growth boundary;

B. The subject site must be contiguous to the existing city limits;

C. The requirements of the Oregon Revised Statutes for initiation of the annexation process must be met;

*Staff guidance: ORS 222.111(2) states that a proposal for annexation may be initiated by a petition to the legislative body of the City by the owners of the territory proposed for annexation. Expedited annexation petitions must be by consent of 100% of property owners and by at least 50% of registered voters, if any, within the territory proposed for annexation.*

D. The proposal must be consistent with Milwaukie comprehensive plan policies;

*Staff guidance: All applicable portions of the Comprehensive Plan are listed below.*

E. The proposal must comply with the criteria of Metro Code Sections 3.09.050(d) and, if applicable, (e).

*Staff guidance: Metro revised Chapter 3.09 in January 2008. At that time, Subsection 3.09.050(d) was revised, and Subsection 3.09.050(e) was deleted. All current and applicable portions of the Metro Code are listed below.*

F. The proposal must comply with the criteria of Section 19.902 for Zoning Map Amendments and Comprehensive Plan Map Amendments, if applicable.

*Staff guidance: Changes to the Zoning Map and Comprehensive Plan Map made through the Expedited Annexation process are exempt from this section.*

## METRO CODE SECTIONS

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### 3.09.050 Hearing & Decision Requirements for Decisions Other Than Expedited Decisions.

(d) To approve a boundary change, the reviewing entity shall apply the criteria and consider the factors set forth in subsections (d) and (e) of Section 3.09.045.

*Staff guidance: For expedited annexations, City staff, not the applicant, shall describe how the annexation proposal does or does not meet the applicable criteria of Subsections 3.09.045(d) and (e).*

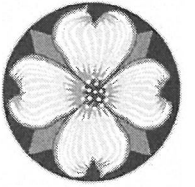
## MILWAUKIE COMPREHENSIVE PLAN

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### Chapter 6: City Growth and Governmental Relationships; City Growth Element

Goal Statement: To identify the City's future planning and service area, establish the respective responsibilities for reviewing and coordinating land use regulations and actions within the area, and determine the most cost-effective means to provide the full range of urban services within the area.

*Staff guidance: The City is required to notify and coordinate with other urban service providers. As a result, the applicant is required to submit a list of current franchise-based and district-based urban service providers and a list of proposed district-based urban service providers. These lists shall include each service provider's name and address.*



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# Transaction Receipt

601-19-000075-PLNG

Receipt Number: 17253

Receipt Date: 7/31/19

Milwaukie Planning Department

6101 SE Johnson Creek Blvd  
Milwaukie, OR 97206  
503-786-7630  
Fax: 503-774-8236  
planning@milwaukieoregon.gov

Worksite address: 6101 SE JOHNSON CREEK BLVD, MILWAUKIE, OR 97206  
Parcel: 12E30AD00200

Transaction date	Units	Description	Account code	Fee amount	Paid amount
7/31/19	150.00	Amount Annexation Expedited	110-000-4480	\$150.00	\$150.00
Fee Notes: no file name.					

### Fees Paid

Payment Method:	Credit card authorization: 00711D	Payer:	Todd William Bodenheimer	Payment Amount:	\$150.00
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Cashier:	Tempest Blanchard	Receipt Total:	\$150.00
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5  
10  
11



Clackamas County Official Records  
Sherry Hall, County Clerk 2003-002708



\$26.00

01/08/2003 03:34:10 PM

D-D Cnt=1 Stn=3 BEVERLY  
\$5.00 \$11.00 \$10.00

After recording return to:  
Todd Bodenheimer  
4673 South Rawhide  
Boise, ID 83709

Until a change is requested all tax statements  
shall be sent to the following address:

Todd Bodenheimer  
4673 South Rawhide  
Boise, ID 83709

Escrow No. 02054060  
Title No. 7034-64697

### STATUTORY WARRANTY DEED

David A. Vanacker and Kelli M. Vanacker, Grantor, conveys and warrants to <sup>W</sup>Todd Bodenheimer, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

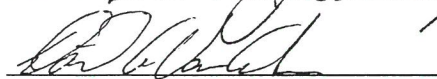
LOTS 6 AND 7, BLOCK 9, HOLLYWOOD PARK ANNEX, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON.

This property is free of liens and encumbrances, EXCEPT:  
Easements, Covenants, Conditions and Restrictions of record, if any.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is \$155,000.00 (Here comply with the requirements of ORS 93.030)

Dated this 3 day of January, 2003



David A. Vanacker



Kelli M. Vanacker

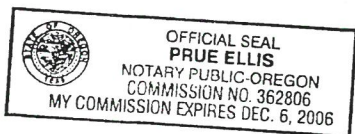
STATE OF OREGON }  
County of WASHINGTON } ss.

This instrument was acknowledged before me on this 3 day of January, 2003  
by DAVID A. VANACKER AND KELLI M. VANACKER



Notary Public for Oregon

My commission expires: 12-6-06



Recorded By  
First American/The Insurance Company of Oregon  
No. 64697-1