

MILWAUKIE PLANNING
 6101 SE Johnson Creek Blvd
 Milwaukie OR 97206
 503.786.7630
 planning@milwaukieoregon.gov

Expedited Annexation Application

File # A-2021-003

RESPONSIBLE PARTIES:

APPLICANT (owner or other eligible applicant): <u>Lauren Brooks</u>	
Mailing address: <u>9310 SE Wichita Ave.</u>	Zip: <u>97222</u>
Phone(s): [REDACTED]	Email: [REDACTED]
APPLICANT'S REPRESENTATIVE (if different than above):	
Mailing address:	Zip:
Phone(s):	Email:

SITE INFORMATION:

Address(es): <u>9310 SE Wichita Ave.</u>	Map & Tax Lot(s): <u>1S2E30AD08300</u>
Existing County zoning: ... <u>R7</u>	Proposed City zoning: <u>R7</u> Property size: <u>.45 acres</u>
Existing County land use designation: ... <u>LDR</u>	Proposed City land use designation: <u>LD</u>

PROPOSAL (describe briefly):

Annex into Milwaukie (in order to connect to sewer)

LIST OF ALL CURRENT UTILITY PROVIDERS:

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

Cable, internet, and/or phone:	<input type="checkbox"/> Comcast	<input checked="" type="checkbox"/> CenturyLink
Energy:	<input checked="" type="checkbox"/> PGE	<input checked="" type="checkbox"/> NW Natural Gas
Garbage hauler:	<input type="checkbox"/> Waste Management	<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: [Signature]

Date: 3/15/21

CONTINUED ON REVERSE

RESET

THIS SECTION FOR OFFICE USE ONLY:

File #: A-2021-003 Fee: \$ \$150	Receipt #:	Recd. by:	Date stamp:
Associated application file #'s:			Materials received 3/22/2021 Payment received 3/25/2021
Neighborhood District Association(s): Lewelling			
Notes (include discount if any): Acreage = 0.45 acres Tax code = 012-229			

EXPEDITED ANNEXATION
PETITION OF OWNERS OF 100% OF LAND AREA
AND PETITION OF AT LEAST 50% OF REGISTERED VOTERS



TO: The Council of the City of Milwaukie, Oregon

RE: Petition for Annexation to the City of Milwaukie, Oregon

We, the petitioners (listed on reverse), are property owners of and/or registered voters in the territory described below. We hereby petition for, and give our consent to, annexation of this territory to the City of Milwaukie.

This petition includes a request for the City to assign a zoning and land use designation to the territory that is based on the territory's current zoning designation in the County, pursuant to the City's expedited annexation process.

The territory to be annexed is described as follows:

(Insert legal description below OR attach it as Exhibit "A")

A part of Lots 2 and 3, in the County of Clackamas and State of Oregon, described as follows: Beginning 27.4 feet South of the Northwest corner of Lot 2, Wichita; thence South $65^{\circ}52'$ East 147.90 feet to an iron pipe on the South bank of Johnson Creek; thence South $75^{\circ}31'$ East 25.10 feet; thence due South 24.10 feet to an iron pipe; thence South $88^{\circ}35'$ West 140.00 feet, more or less, to a point in the East line of a 25 foot roadway known as Wichita Avenue dedicated along the West boundary line of Wichita; thence North along said East line of Wichita Avenue 238.60 feet, more or less, to the true point of beginning.

EXHIBIT A
Annexation to the City of Milwaukie
LEGAL DESCRIPTION
(revised May 19, 2021)

Milwaukie Annexation File No. A-2021-003

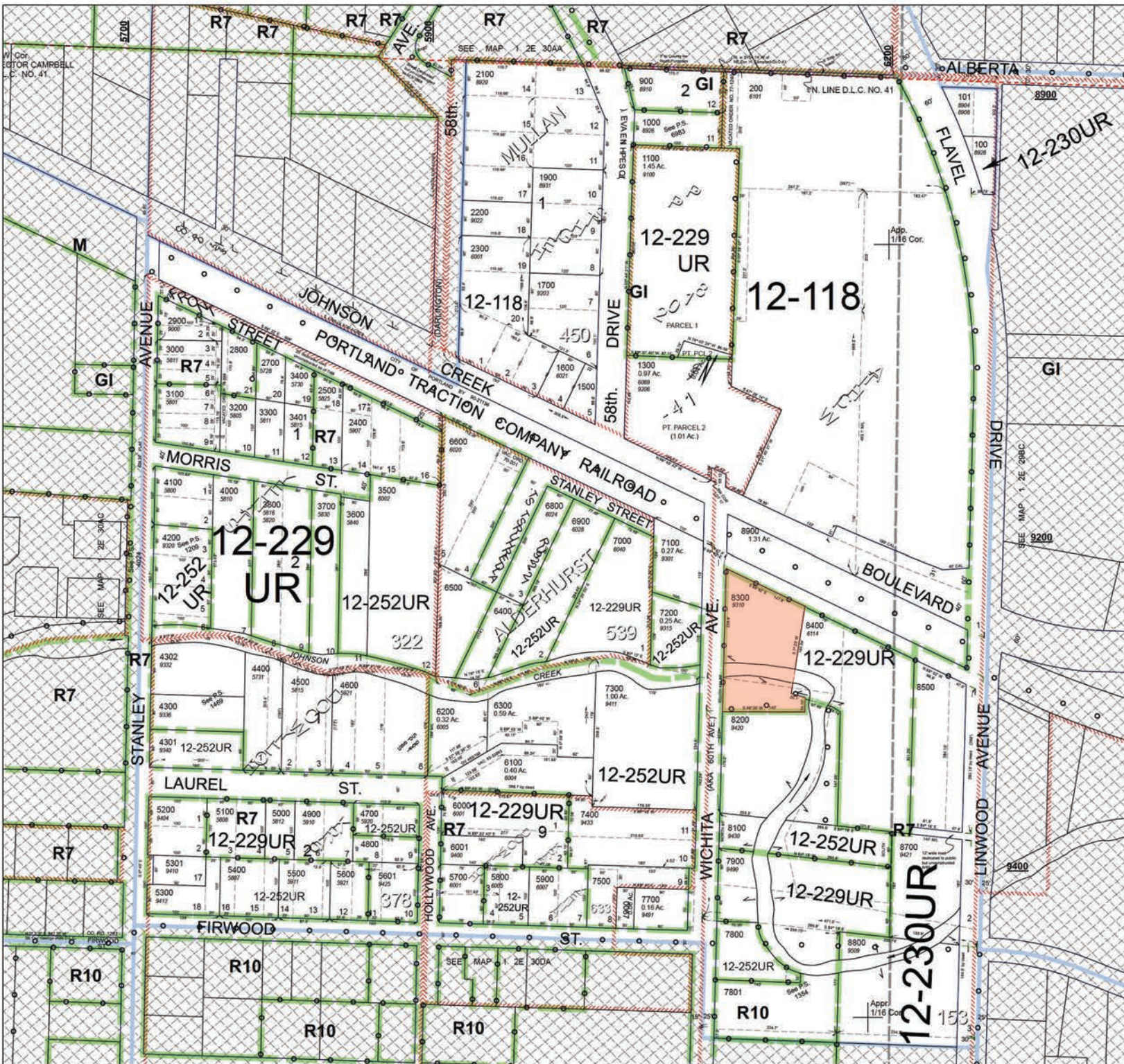
Property Address: 9310 SE Wichita Ave, Milwaukie OR 97222

Tax Lot Description: 1S2E30AD08300

Legal Description:

A part of Lots 2 and 3, Wichita, in the County of Clackamas and State of Oregon, described as follows:

Beginning 27.4 feet South of the Northwest corner of Lot 2, Wichita (as shown on survey PS 8234); thence South 65°52' East 147.90 feet to an iron pipe; thence South 7°23' West 150.35 feet to an iron pipe on the south bank of Johnson Creek; thence South 75°31' East 25.10 feet; thence due South 24.10 feet to an iron pipe; thence South 88°35' West 140.00 feet, more or less, to a point in the East line of a 25 foot roadway known as Wichita Avenue dedicated along the West boundary line of Wichita; thence North along said East line of Wichita Avenue 238.60 feet, more or less, to the true point of beginning.



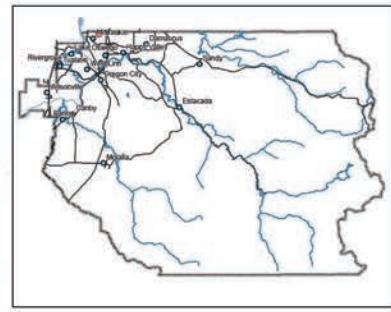
1 2 E 30AD
 S.E. 1/4 N.E. 1/4 SEC. 30 T.1S. R.2E. W.M.
 CLACKAMAS COUNTY
 1" = 100'

D. L. C.
 HECTOR CAMPBELL NO. 41

Cancelled Taxlots

- 201
- 202
- 300
- 400
- 500
- 600
- 700
- 800
- 1200
- 1400
- 1450
- 1800
- 2000
- 2100
- 2500
- 3000
- 6700
- 7701
- 8000
- 8900

- Parcel Boundary
- Private Road ROW
- Historical Boundary
- Railroad Centerline
- TaxCodeLines
- Map Index
- WaterLines
- Land Use Zoning
- Plats
- Water
- Corner
- Section Corner
- 1/16th Line
- Govt Lot Line
- DLC Line
- Meander Line
- PLSS Section Line
- Historic Corridor 40'
- Historic Corridor 20'



THIS MAP IS FOR ASSESSMENT
 PURPOSES ONLY

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 Kevin Clarke
Title GIS Cartographer III
Department Assessment & Taxation
County of Clackamas
Date 3/22/2021



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

I hereby certify that the attached petition contains the names of the owners¹ (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 Kevin Clarke
Title GIS Cartographer III
Department Assessment & Taxation
County of Clackamas
Date 3/22/2021



¹ 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 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 Tiffany Clark
Title deputy clerk
Department Elections
County of Clackamas
Date March 22, 2021

**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY: Tiffany Clark



EXPEDITED ANNEXATION CODE EXCERPTS

MILWAUKIE MUNICIPAL CODE SECTIONS

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;
- D. The proposal must be consistent with Milwaukie comprehensive plan policies;
- E. The proposal must comply with the criteria of Metro Code Sections 3.09.050(d) and, if applicable, (e).
- F. The proposal must comply with the criteria of Section 19.902 for Zoning Map Amendments and Comprehensive Plan Map Amendments, if applicable.

METRO CODE SECTIONS

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.

MILWAUKIE COMPREHENSIVE PLAN

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.

Applicant Response

The proposal meets the applicable requirements listed above.

X _____
(Applicant's Signature)