

63554

A GENERAL ORDINANCE ANNEXING CERTAIN TERRITORY
TO THE CITY OF KLAMATH FALLS, OREGON.

Vol. 179 Page 5117

WHEREAS, there has been submitted to the City of Klamath Falls a written consent proposal for annexation of certain real property by the owners thereof, which property is hereinafter described; and,

WHEREAS, the Planning Commission has conducted a public hearing on the proposed annexation, and subsequently determined that the proposal is consistent with all applicable State-wide Planning Goals; particularly in that the subject property is within an area physically developed for urban land-uses, including urban facilities and services which abut the property; and,

WHEREAS, the Planning Commission further determined that land-uses and transportation patterns surrounding the subject property exist which make it clear that the subject property will be within the Klamath Falls Urban Growth Boundary when such Boundary is adopted in accordance with the State-wide Planning Goals; and,

WHEREAS, Ordinance No. 6224 was passed, initiating annexation of said territory, calling a hearing, and directing notice be given thereon; and,

WHEREAS, a hearing was held on February 5, 1979, pursuant to applicable laws at which time all objections or remonstrances with reference to said proposed annexation were considered by the Common Council; and,

WHEREAS, the Common Council has determined that the proposed annexation is consistent with all applicable Statewide Planning Goals (See Findings, Exhibit "A", attached to and incorporated herein by this reference; and,

WHEREAS, the Common Council did determine annexation of said properties to be in the best interest of the City and the contiguous territory; now, therefore,

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Section 1.

The following described contiguous territory is hereby proclaimed to be annexed to the City of Klamath Falls:

A parcel of land, containing 7.41 acres, more or less, being a portion of Tract 39B and Tract 40A, Enterprise Tracts, Klamath County, Oregon, being more particularly described as follows:

Beginning at a 5/8" iron rod, being on the Southerly right-of-way line of Beverly Drive, from which a steel axle marking the NW 1/16 corner of Section 34, Township 38 South, Range 9 East of the Willamette Meridian bears North 00°09'45" West 30.00 feet;

Thence South 00°09'45" East 874.73 feet to a 5/8" iron rod, being on the Northeasterly right-of-way line of Oregon State Highway 39 (Eastside Bypass) at centerline station 157+77.24;

Thence along the Northeasterly right-of-way line as follows;

North 39°54'55" West 518.66 feet to a 5/8" iron rod (centerline station 152+55.3);

Thence Northwesterly, along a Spiral Curve to the left 364.90 feet to a 5/8" iron rod (centerline station 149+00);

Thence North 45°02'07" East 15.00 feet to a 5/8" iron rod (centerline station 149+00);

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Thence Northwesterly, along a Spiral Curve to the left 155.48 feet to a 5/8" iron rod (centerline station P.C.S. 147+55.3);

Thence along the arc of a curve to the left 138.72 feet (Central Angle 6°15'09", Radius 1270.92 feet, Chord bears North 53°02'29" West 138.62 feet) to a 5/8" iron rod, said point being the intersection of the said Northeasterly right-of-way line and the said Southerly right-of-way line (centerline station 146+30.25);

Thence leaving said Northeasterly right-of-way line, along said Southerly right-of-way line, North 89°39'00" East 787.09 feet to the point of beginning.

Section 2.

This Ordinance being deemed necessary for the immediate preservation of the public peace, health, and safety of the City of Klamath Falls, Oregon, an emergency is hereby declared in the case of this Ordinance and it shall be in full force and effect immediately upon its passage by a four-fifths aye and nay vote of the City Council and its approval by the Mayor.

Section 3.

The City Recorder shall submit to the Secretary of the State of Oregon, (1) a copy of this Ordinance, (2) a copy of the statement of consent of the landowners of the territory annexed, and (3) a copy of Ordinance No. 6224 dispensing with an election in the City of the question of annexation. The City Recorder shall also send a description by metes and bounds, or legal subdivision, of the new boundaries of the City within ten (10) days of the effective date of annexation to the Klamath County Assessor and the Klamath County Clerk.

Passed by the Common Council of the City of Klamath Falls this 20th day of February, 1979.

Presented to the Mayor and by him approved and signed this 20th day of February, 1979.

George C. Filtrall
Mayor

ATTEST

Harold Derrah
Recorder

STATE OF OREGON,)
COUNTY OF KLAMATH,) SS
CITY OF KLAMATH FALLS.)

I, Harold Derrah, Recorder for the City of Klamath Falls, Oregon, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the Common Council of the City of Klamath Falls at a regular meeting held on the 20th day of February, 1979, and thereafter approved and signed by the Mayor and attested by the Recorder.

Harold Derrah
Recorder

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 7th day of March A.D., 19 79 at 10:00 o'clock A M., and duly recorded in Vol. 179, of Deeds on Page 5117.

FEE \$6.00

WM. D. MILNE, County Clerk
By Bernetha Shust Deputy