

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF KLAMATH FALLS, OREGON ("KNOWN AS THE PACIFIC POWER AREA ANNEXATION"); AMENDING THE COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 6336 TO DESIGNATE A LAND USE CATEGORY TO THE TERRITORY A PORTION OF T.39S, R.9E, SECTIONS 5 AND 8; AND GRANTING A ZONE CHANGE FOR THE LAND FROM HEAVY INDUSTRIAL TO INDUSTRIAL.

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

9 43 WHEREAS, a hearing was held on May 13, 1991, pursuant to applicable laws, at which time all objections or remonstrances with reference to said proposed annexation were considered by the Planning Commission;

WHEREAS, the City Council hearing notice having been duly given, did hold a public hearing on June 17, 1991, on the record of the Planning Commission on the annexation request;

WHEREAS, the Council has adopted the findings of the Planning Commission, determining the annexation to be in compliance with the Comprehensive Plan and Community Development Ordinance;

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

WHEREAS, the City of Klamath Falls adopted a Comprehensive Plan for the City on April 20, 1982, by virtue of passage of Ordinance No. 6336;

WHEREAS, the Planning Commission and pursuant thereto, the City Council did conduct public hearings in accordance with applicable laws to consider a request for a Comprehensive Plan Amendment of approximately 42.4 acres from Industrial (County designation) to Industrial (City designation), as petitioned under Sections 12.670 to 12.710 of the Community Development Ordinance;

WHEREAS, pursuant to such record and hearing, the City Council has determined the plan change to be in compliance with the Community Development Ordinance and the Comprehensive Plan;

WHEREAS, the owner of the real property hereinafter described, desires to have a zone change for said property;

WHEREAS, after notice having been duly given, the City Planning Commission held a public hearing on May 13, 1991 on requests;

WHEREAS, the City Council hearing notice haven been duly given, did hold a hearing on June 17, 1991, on the record of the Planning Commission on the request of the property owner; and

WHEREAS, pursuant to such record and hearing, the City Council has determined the zone change to be in compliance with the Community Development Ordinance and the Comprehensive Plan; NOW
THEREFORE,

THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS:

Section 1.

There is hereby annexed to the City of Klamath Falls, a parcel of land located in the SE1/4 SE1/4 of Section 5 and NE1/4 NE1/4 of Section 8 T.39S., R.9E. W.M., Klamath County, Oregon, more particularly described as follows:

12
1300

Beginning at the 1/4 corner common to Sections 5 and 8; Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon; thence N01°29'10"E, 550.00 feet to a 3/4" iron pipe; thence S88°46'10"E, 1313.30 feet to a 5/8" iron pin; thence S01°22'30"W, 550.00 feet to a 1/4" iron pin to concrete on the line common to Sections 5 and 8 of said Township and Range; thence S21°28'40"W, 183.8 feet along the westerly right of way line of the Burlington Northern Railroad to a point on the Corporate City Limits Boundary Line of the City of Klamath Falls, Klamath County, Oregon; thence following said City Limits Boundary Line N14°44'20"W, 1151.3'; thence N89°38'W, 368.5 feet to a point on the north-south center section line of said Section 8; thence N00°38'W, 610.0 feet along said centerline to the true point of beginning.

Section 2.

The above - described property is hereby amended from a Land Use designation of Industrial (County designation) to Industrial (City designation) as defined by the Comprehensive Plan and Community Development Ordinance of the City of Klamath Falls.

Section 3

All of the real property located in the limits of the City of Klamath Falls, Klamath County, Oregon described as Klamath County Tax Lots 3909-5D-1400 and 1500 and 3909-8-100 and 200 and as shown on Exhibit "A" (attached hereto and incorporated herein by this reference) is hereby rezoned from Heavy Industrial (Klamath County designation) to Industrial (City designation), as set forth in the City's Community Development Ordinance No. 6337, the CDO being amended accordingly.

Passed by the Council of the City of Klamath Falls, Oregon,
this 1st day of July, 1991.

Presented to the Mayor and by him approved and signed this
1st day of July, 1991.

George C. Flitcraft
Mayor

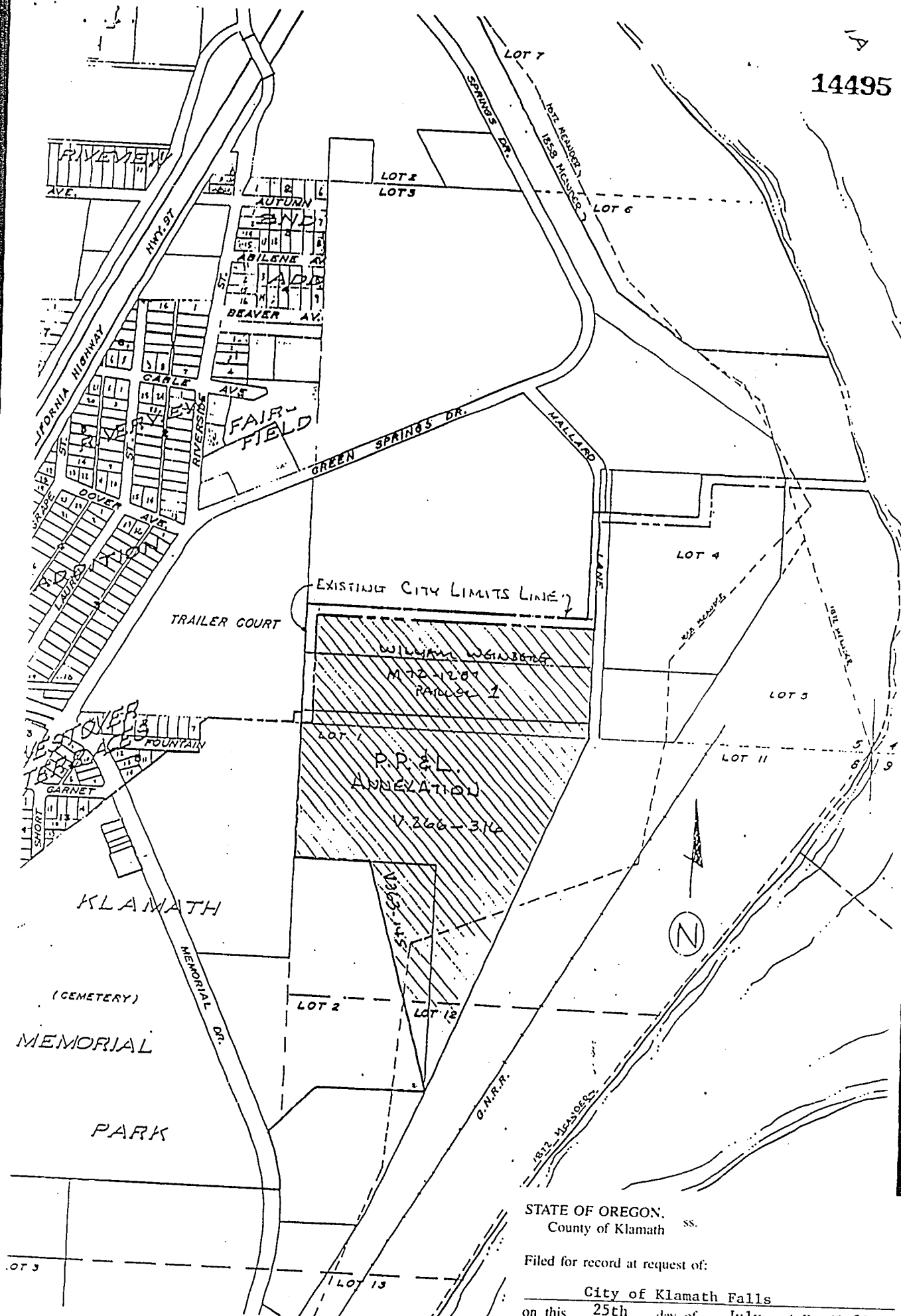
ATTEST: Trace L. Brack
Deputy City Recorder

STATE OF OREGON }
COUNTY OF KLAMATH } ss.
CITY OF KLAMATH FALLS }

I, Traci R. Brace Deputy, Recorder for the City of Klamath Falls, Oregon, do hereby certify that the foregoing is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon, at the regular meeting held on the 1st day of July, 1991, and thereafter approved and signed by the Mayor and attested by the City Recorder.

Deputy Trace L. Brace
City Recorder

14495



AFTER RECORDING RETURN TO:
City Recorder
P. O. Box 237
Klamath Falls, OR 97601

EXHIBIT
'A'

STATE OF OREGON.
County of Klamath ss.

Filed for record at request of:

City of Klamath Falls
on this 25th day of July A.D. 19 91
at 9:43 o'clock A.M. and duly recorded
in Vol. M91 of Deeds Page 14493
Evelyn Biehn County Clerk
By Pauline M. Muesel
Deputy.

Fee. \$18.00