## Ordinanci No. 96-33

## A SPECIAL ORDINA! CE ANNEX ING CERTAIN TERRITORY TO THE CITY OF KLAMATH FALLS LOCATED ON EBEILEIN AVE WE, OFF THE EASTSIDE BYPASS, LOT 18, BLOCK 160, ENTERPRISE TRACTS

WHEREAS, the City of Klamath Falls initiated an annexation based upon island annexation laws due to the fact that it is surrounded by City property; of certain real property by the Klamath Falls City Council thereof, which property is hereinafter described,

WHEREAS, a hearing was held on August 12, 1996, pursuant to applicable laws, at which time all objections or remonstrances with reference to said proposed annexation and zone change were considered by the Planning Commission;

WHEREAS, the City Council hearing notice having been duly given, did hold a public hearing on November 4, 1996; on the record of the Planning Commission on the annexation;

WHEREAS, the Council has adopted the findings of the Planning Commission, attached hereto and incorporated by this reference as Exhibit "B", determining the annexation to be in compliance with the Comprehensive Plan and Community Development Ordinance;

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

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

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

# THE CITY OF KLAMATH FALLS ORDAINS AS FOLLOWS;

#### Section 1

29979

P1:12

**DEC 16** 

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There is hereby annexed to the City of Klamath Falls, a tract of land situated located on Eberlein Avenue, off the Eastside Bypass, tax account number 3809-0034-500, Lot 18, Block 160, Enterprise Tracts, as shown on the map attached hereto as Exhibit "A", and further described as follows: Tract No. 18, Enterprise Tracts in Klamath County, Oregon, being a portion of the Northwest quarter of the Southeast quarter (NE1/4 of SE1/4) of Section 34, Township 33, South, Range 9 H.W.M.

Passed by the Council of the City of Klamath Falls, Oregon, the 18th day of November 1996.

Presented to the Mayor (I fayor Pro-tain), approved and signed this 19th day of November . 1996.

Mayor (Mayor Pro-tem)

ATTEST City Re order (Deputy Recorder)

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

CX-

Circl nance No. 95. 33 Page 1

#### STATE OF OREGON COUNTY OF KLAMTH CITY OF KLAMATH FALLS



I, <u>ELISA D. FRITZ</u>, Recorder (Deputy Recercer) for the City of Klamath Falls, Oregon, do hereby certif / that the fore going is a true and correct copy of an Ordinance duly adopted by the Council of the City of Klamath Falls, Oregon, at the meeting held on the <u>18th</u> day of <u>November</u>, 1996 and thereafter approved and signed by the Mayor (Mayor Protem) and attested by the City Recorder (Deputy Recorder).

Elisal Hut City Recorder (Deputy Recorder)

STOP IN

On inance No. 96-33, Page 2



## FINDINGS

Extibit "B"

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- 1) The subject property is plant (d and zoned for commercial us). The current development on the property is a race track. No adverse a facts on surrounding properties is expected as a result of the proposed annexa ion.
- 2) The subject property is not located in a floo 1 plain or other natural hazard or resource area.
- 3) The proposed annexation of the site is consistent with City policy which encourages annexation of property surrounded by City property.

Sis.

4) Fire and road access are currently available to the property. No impact on these servcies is expected with the annexation of the subject property to the City of Klamath Falls, Police protection will be available following annexs ion.

## STATE OF OREGON : COUNTY OF KLAMATH:

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