

ORDINANCE NO. 98-1

**A SPECIAL ORDINANCE ANNEXING CERTAIN  
TERRITORY TO THE CITY OF KLAMATH FALLS  
LOCATED AT 2206 WASHBURN WAY**

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 November 10, 1997, 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 December 15, 1997; 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 "C", 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 Klamath Falls adopted a Comprehensive a Comprehensive Plan for the City on April 20, 1982, by virtue of passage of Ordinance No. 6336;

WHEREAS, pursuant to such record and hearing, the City Council has determined the annexation and zone change to be 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 2.02 acre tract, as shown on the map attached hereto as Exhibit "A" and further described in the legal description in Exhibit "B"

Passed by the Council of the City of Klamath Falls, Oregon, the 5th day of January, 1998.

Presented to the Mayor (Mayor-Pro-tem), approved and signed this 6th day of January, 1998.

  
Mayor (Mayor-Pro-tem)

ATTEST:

  
City Recorder (Deputy-Recorder)

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

I, Shirley Kappas, Recorder (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 meeting held on the 5th day of January, 1998 and thereafter approved and signed by the Mayor (Mayor Pro-tem) and attested by the City Recorder (Deputy Recorder).

Shirley Kappas  
City Recorder (Deputy Recorder)



## PROPERTY DESCRIPTION

Parcel 2 of Land Partition 74-96 located in Parcel 1 of Partition 68-92 in the E½ of Section 4, Township 39 South, Range 9 East of the Willamette Meridian,

Together with a parcel of land situated in Parcel 1 of Land Partition 74-96 in the NE¼ of Section 4, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows: Beginning at a point on the West boundary of Washburn Way, said point being the Northeast corner of said Parcel 1, thence along said West boundary South 00°03'30" West 58.08 feet; thence North 89°56'30" West 419.00 feet; thence North 00°03'30" West 58.08 feet thence South 89°56'30" East 419.00 feet to the point of beginning.

SAVING AND EXCEPTING THEREFROM: Beginning at the Northwest corner of said Parcel 2, thence South 89°56'30" East 80.97 feet; thence South 00°03'30" West 151.92 feet; thence North 89°56'30" West 80.52 feet; thence North 00°06'43" West 151.92 feet to the point of beginning.



## EXHIBIT "C"

1. The subject property is currently planned and zoned for commercial use. It is within the Urban Growth boundary. The use will not change with the proposed annexation. The property has been developed and is currently used for retail sales. No adverse impacts on surrounding properties are expected as a result of the proposed annexation.
2. The subject property is not located in a floodplain or other natural hazard or resource area.
3. The proposed annexation of the site is consistent with the City policy which requires the annexation, by consent, of nonresidential properties to the City if provided water service and is responsive to the request for annexation by the property owners.
4. Emergency vehicle access will exist on the site. Police protection will be available following annexation. Water service will be provided per City standards.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 27th day  
 of January A.D., 19 98 at 11:21 o'clock A M., and duly recorded in Vol. M98  
 of Deeds on Page 2525

FEE \$30.00

Return: City of K. Falls  
 P.O. Box 237  
 K. Falls, OR 97601

By Bernetha G. Letsch County Clerk  
Bernetha G. Letsch