

ORDINANCE NO. 98-13

**A SPECIAL ORDINANCE ANNEXING CERTAIN TERRITORY TO
THE CITY OF KLAMATH FALLS, LOCATED AT THE SOUTHEAST CORNER
OF WASHBURN WAY AND ONYX AVENUE AND GRANTING A ZONE
CHANGE FOR THE LAND FROM HEAVY INDUSTRIAL TO GENERAL
COMMERCIAL AND LIGHT INDUSTRIAL**

WHEREAS, there has been submitted to the City of Klamath Falls written proposals for annexation and zone change of certain real property by the Klamath Falls City Council thereof, which property is hereinafter described;

WHEREAS, a hearing was held on July 13, 1998, 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 August 3, 1998; on the record of the Planning Commission on the annexation and zone change request;

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

WHEREAS, the Council did determine annexation and zone change 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 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 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 2.25 acre parcel as shown on the map attached hereto as Exhibit "A" and further described as lots 1 through 4 of Fremont Park Tract 1183 (tax lots 3909-10BC-500, 600, 700 and 800).

Passed by the Council of the City of Klamath Falls, Oregon, the 17th day of August, 1998.

Presented to the Mayor (~~Mayor Pro-tem~~), approved and signed this 18th day of August, 1998.

AFTER RECORDING RETURN TO:
City Recorder
500 Klamath Avenue
Klamath Falls, OR 97601

1002
Mayor (~~Mayor Pro-tem~~)

ATTEST:

Shirley Kappas
City Recorder (~~Deputy Recorder~~)

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

I, _____, 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 17th day of August, 1998 and thereafter approved and signed by the Mayor (~~Mayor Pro tem~~) and attested by the ~~City Recorder~~ (Deputy Recorder).

City Recorder (~~Deputy Recorder~~)

EXHIBIT "A"

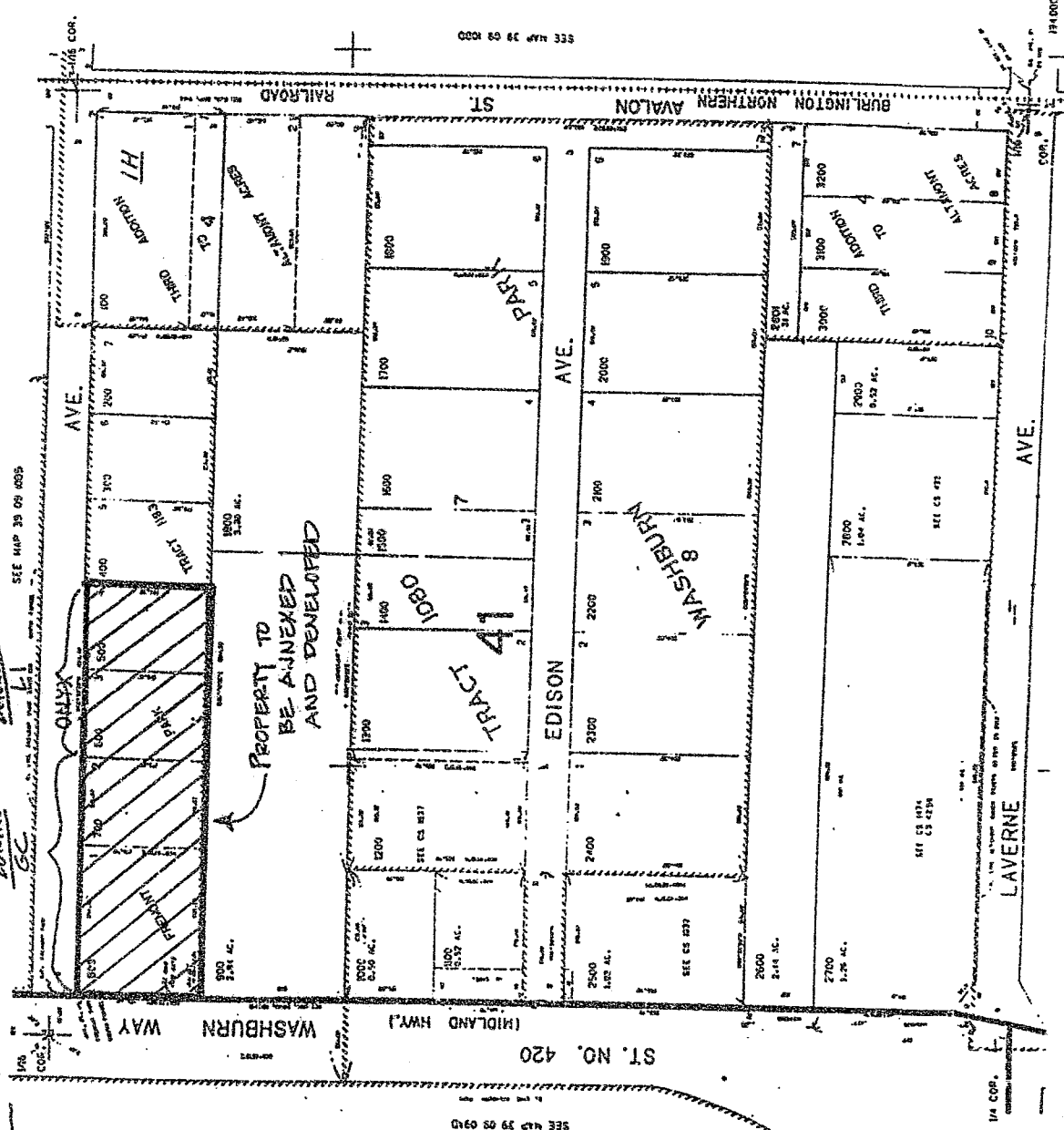
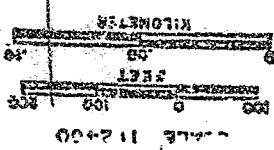
39 03 1000
39 9 10BC

SW 1/4 NW 1/4 SEC. 10 T.39S. R.09E. WM.
KLAATH COUNTY

ZONING
GC

SEE MAP 39 09 005

THIS MAP WAS PREPARED FOR
ASSISTANT ENGINEER GALT.



RECEIVED
MAY 23 1935
COUNTY CLERK
KLAATH COUNTY, OKLA.

EXHIBIT "B"

1. The subject property is currently planned and zoned for industrial use within the County. The property is to be rezoned to General Commercial and Light Industrial to create a transition zone from the General Commercial corridor along Washburn Way and the Industrial area adjacent to Avalon Street. The property is in the Urban Growth Boundary. No adverse affects on surrounding properties are expected as a result of the proposed annexation.
2. The subject property is not located in the floodplain or other natural hazard or resource area.
3. The proposed annexation of the site is consistent with the City policy requiring annexation, by consent, of nonresidential properties to the City if provided water service and is responsive to the request for annexation by property owners.
4. Emergen

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 5th day
 of October A.D., 19 98 at 3:44 o'clock P. M., and duly recorded in Vol. M98
 of Deeds on Page 36661

FEE \$25.00

By Bernetha G. Letsch, County Clerk
Kathleen Rose